V

(Announcements)

PROCEDURES RELATING TO THE IMPLEMENTATION OF COMPETITION POLICY

EUROPEAN COMMISSION

Prior notification of a concentration

(Case COMP/M.6172 — Daimler/Rolls-Royce/Tognum/Bergen)

(Text with EEA relevance)

(2011/C 189/10)

1. On 17 June 2011, the Commission received a notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 ([1]) by which Daimler AG ('Daimler', Germany) and Rolls-Royce Group plc ('Rolls-Royce', United Kingdom), via Engine Holding GmbH (Germany), acquire within the meaning of Article 3(1)(b) of the Merger Regulation joint indirect control over Tognum AG ('Tognum', Germany) and over Rolls-Royce's Bergen business ('Bergen', Norway) by way of a purchase of shares.

2. The business activities of the undertakings concerned are:

— for Daimler: the manufacturing and sales of premium cars and commercial vehicles, as well as the provision of automotive financial services including financing, leasing, insurance and fleet management,

— for Rolls-Royce: the development and manufacture of civil aircraft engines and power systems for aerospace, marine and energy applications. Rolls-Royce also operates a marine business which designs ships and produces marine equipment such as ship propulsion systems, deck machinery and steering gear. Through Bergen, Rolls-Royce is also active in the development, manufacture and sale of diesel and gas reciprocating engines and generator sets for off-highway applications (such as power generation and marine applications),

— for Engine Holding GmbH: a special purpose acquisition vehicle whose sole purpose was to launch the takeover offer for all outstanding shares of Tognum and, subsequently, to hold and manage the shareholdings in Tognum and in Bergen-Company,

— for Tognum: the development, manufacture and sale of diesel and gas reciprocating engines and generator sets for off-highway applications (such as industrial applications, power generation applications and marine applications).

3. On preliminary examination, the Commission finds that the notified transaction could fall within the scope the EC Merger Regulation. However, the final decision on this point is reserved.

4. The Commission invites interested third parties to submit their possible observations on the proposed operation to the Commission.

([1]) OJ L 24, 29.1.2004, p. 1 (the 'EC Merger Regulation').

Observations must reach the Commission not later than 10 days following the date of this publication. Observations can be sent to the Commission by fax (+32 22964301), by e-mail to COMP-MERGER-REGISTRY@ec.europa.eu or by post, under reference number COMP/M.6172 — Daimler/Rolls-Royce/Tognum/Bergen, to the following address:

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Directorate-General for Competition
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