Prior notification of a concentration

(Case COMP/M.6540 — DONG Energy Borkum Riffgrund I HoldCo/Boston Holding/Borkum Riffgrund I Offshore Windpark)

(Text with EEA relevance)

(2012/C 107/07)

1. On 29 March 2012, the Commission received a notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 ([1]) by which DONG Energy Borkum Riffgrund I HoldCo GmbH (Germany) — controlled by DONG Energy A/S ('DONG Energy', Denmark) — and Boston Holding A/S (Denmark) — controlled by Kirkbi Invest A/S (Denmark), which is ultimately controlled by the Kirk Kristiansen family, and William Demant Invest A/S (Denmark), which is controlled by the Oticon Foundation — acquire within the meaning of Article 3(4) of the Merger Regulation joint control of the undertaking Borkum Riffgrund I Offshore Windpark A/S GmbH & Co. oHG ('Borkum Riffgrund I', Germany), by way of contribution of cash and acquisition of assets.

2. The business activities of the undertakings concerned are:

— for DONG Energy: mainly active in Northern Europe in exploration and production of natural gas and oil, power generation and sale of energy,

— for Kirkbi Invest A/S: provision of play materials and experiences as well as teaching materials for children and operation of visitor attractions,

— for William Demant Invest: supply of products and equipment to aid the hearing and communication of individuals and non-invasive orthopaedics, development of assisted reproductive technology solutions and investment in commercial real estate,

— for Borkum Riffgrund I: will own, operate and maintain an offshore wind farm located in the North Sea.

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.

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.6540 — DONG Energy Borkum Riffgrund I HoldCo/Boston Holding/Borkum Riffgrund I Offshore Windpark, to the following address:

European Commission
Directorate-General for Competition
Merger Registry
J-70
1049 Bruxelles/Brussel
BELGIQUE/BELGIË

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