

Prior notification of a concentration
(Case COMP/M.6946 — BayWa/Bohnhorst Agrarhandel)
Candidate case for simplified procedure
(Text with EEA relevance)
(2013/C 170/09)

1. On 7 June 2013 the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 ⁽¹⁾, by which BayWa Agri GmbH, a wholly owned subsidiary of BayWa AG (Germany), acquires within the meaning of Article 3(1)(b) of the Merger Regulation sole control of Bohnhorst Agrarhandel GmbH (Germany) by other means.

2. The business activities of the undertakings concerned are:

- BayWa AG is a worldwide trading and services group in its three core segments of agriculture, energy and building materials. The agriculture segment comprises agricultural trade, fruit and agricultural equipment. Among other things, the company trades in agricultural equipment, acquires and sells plant products, and sells farm equipment and facilities,
- Bohnhorst Agrarhandel GmbH is an international agricultural trading business that sells agricultural products and equipment to farmers and traders. In addition, Bohnhorst provides services in connection with the supply of equipment and the purchase, storage, transfer, marketing and transport of harvested crops.

3. On preliminary examination, the Commission finds that the notified transaction could fall within the scope of the EC Merger Regulation. However, the final decision on this point is reserved. Pursuant to the Commission Notice on a simplified procedure for treatment of certain concentrations under the EC Merger Regulation ⁽²⁾ it should be noted that this case is a candidate for treatment under the procedure set out in the Notice.

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 ten days following the date of this publication. Observations can be sent to the Commission by fax (+32 22964301), by email to COMP-MERGER-REGISTRY@ec.europa.eu or by post, under reference number COMP/M.6946 — BayWa/Bohnhorst Agrarhandel, to the following address:

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

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

⁽²⁾ OJ C 56, 5.3.2005, p. 32 ('Notice on a simplified procedure').