

Non-opposition to a notified concentration
(Case COMP/M.2517 — Bristol Myers Squibb/DuPont)

(2001/C 367/11)

(Text with EEA relevance)

On 9 August 2001 the Commission decided not to oppose the above notified concentration and to declare it compatible with the common market. This decision is based on Article 6(1)(b) of Council Regulation (EEC) No 4064/89. The full text of the decision is only available in English and will be made public after it is cleared of any business secrets it may contain. It will be available:

- as a paper version through the sales offices of the Office for Official Publications of the European Communities (see list on the last page),
- in electronic form in the 'CEN' version of the CELEX database, under document No 301M2517. CELEX is the computerised documentation system of European Community law.

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Investigation of an alliance agreement in the field of air transport

(2001/C 367/12)

(Text with EEA relevance)

1. On 13 December 2001 British Midland Airways (BMI) and United Airlines (United) informed the Commission of their intention to form a bilateral alliance on transatlantic routes. The proposed alliance would include profit-sharing, code-sharing, joint marketing and schedule coordination.
2. United and BMI are seeking clearance for this alliance under EU competition law from the European Commission and the UK Office of Fair Trading (OFT). The OFT will consider the parties' application for an exemption under Article 81(3) (OFT Enforcement Regulations Public Register, www.oft.gov.uk/html/about/enfregpr.htm). The Commission will also conduct an investigation and may open a formal procedure under Article 85 of the Treaty.
3. The Commission invites interested third parties to submit any observations they may have on this alliance. Observations must reach the Commission not later than 20 working days following the date of this publication. They can be sent by fax ((32-2) 295 01 28) or by post, quoting reference COMP/38.234, to:

European Commission
DG Competition
Greffe Anti-Trust
Rue Joseph II/Jozef II-straat
B-1000 Brussels.
