

PROCEDURES RELATING TO THE IMPLEMENTATION OF COMPETITION  
POLICY

EUROPEAN COMMISSION

**Prior notification of a concentration**

**(Case M.9300 — Tyson Foods/European and Thai businesses of BRF)**

**Candidate case for simplified procedure**

**(Text with EEA relevance)**

(2019/C 146/07)

1. On 11 April 2019, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 <sup>(1)</sup>.

This notification concerns the following undertakings:

- Tyson Foods, Inc. (USA),
- European and Thai businesses of BRF S.A. (Brazil).

Tyson Foods, Inc. acquires within the meaning of Article 3(1)(b) of the Merger Regulation sole control of parts of BRF S.A.

The concentration is accomplished by way of purchase of shares.

2. The business activities of the undertakings concerned are:

- for undertaking Tyson Foods: Tyson Foods is a multinational, protein-focused food company which primarily operates in four segments: beef, pork, chicken and prepared foods,
- for undertaking BRF: BRF is a Brazilian food company. Its European and Thai businesses are active throughout the poultry supply chain in Thailand, and import into, and further process poultry meat in, the EEA.

3. On preliminary examination, the Commission finds that the notified transaction could fall within the scope of the 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 Council Regulation (EC) No 139/2004 <sup>(2)</sup> 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 10 days following the date of this publication. The following reference should always be specified:

M.9300 — Tyson Foods/European and Thai businesses of BRF

Observations can be sent to the Commission by email, by fax, or by post. Please use the contact details below:

Email: COMP-MERGER-REGISTRY@ec.europa.eu

Fax +32 22964301

Postal address:

European Commission  
Directorate-General for Competition  
Merger Registry  
1049 Bruxelles/Brussel  
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<sup>(1)</sup> OJ L 24, 29.1.2004, p. 1 (the 'Merger Regulation').

<sup>(2)</sup> OJ C 366, 14.12.2013, p. 5.