

Prior notification of a concentration
(Case COMP/M.4559 — Balfour Beatty/Galaxy/Exeter Airport)

Candidate case for simplified procedure

(Text with EEA relevance)

(2007/C 31/07)

1. On 5 February 2007, the Commission received a notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 ⁽¹⁾ by which the undertakings Balfour Beatty plc ('Balfour Beatty', UK) belonging to the group Balfour Beatty and Galaxy S.à.r.L ('Galaxy', Luxembourg) controlled by Caisse des dépôts et consignations and Cassa Depositi e Prestiti SPA acquire within the meaning of Article 3 (1)(b) of the Council Regulation joint control of the undertaking Exeter and Devon Airport Limited ('EDAL', UK) by way of purchase of shares.

2. The business activities of the undertakings concerned are:

- for undertaking Balfour Beatty: building, engineering and asset investment,
- for undertaking Galaxy: transport and infrastructure equity fund,
- for undertaking EDAL: owner and operator of Exeter International Airport.

3. On preliminary examination, the Commission finds that the notified transaction could fall within the scope of Regulation (EC) No 139/2004. However, the final decision on this point is reserved. Pursuant to the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004 ⁽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 10 days following the date of this publication. Observations can be sent to the Commission by fax (fax No (32-2) 296 43 01 or 296 72 44) or by post, under reference number COMP/M.4559 — Balfour Beatty/Galaxy/Exeter Airport, to the following address:

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

⁽¹⁾ OJ L 24, 29.1.2004, p. 1.

⁽²⁾ OJ C 56, 5.3.2005, p. 32.