

V

(Announcements)

PROCEDURES RELATING TO THE IMPLEMENTATION OF THE COMPETITION
POLICY

COMMISSION

Prior notification of a concentration
(Case COMP/M.5073 — Scholz/TTC/GMPL JV)
Candidate case for simplified procedure

(Text with EEA relevance)

(2008/C 54/09)

1. On 20 February 2008, 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 Scholz AG ('Scholz', Germany) and Toyota Tsusho Corporation ('TTC', Japan) acquire within the meaning of Article 3(1)(b) of the Council Regulation joint control of the undertaking Green Metals Poland ('GMPL', Poland) by way of purchase of shares in a newly created company constituting a joint venture.

2. The business activities of the undertakings concerned are:

- for Scholz: trading and processing of ferrous and non-ferrous scrap and steel,
- for TTC: logistics services for the automotive industry, and trading of metals, machinery, chemicals and other products,
- for GMPL: collection and processing of metal and non-metal waste and scrap.

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 ((32-2) 296 43 01 or 296 72 44) or by post, under reference number COMP/M.5073 — Scholz/TTC/GMPL JV, 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.