

Prior notification of a concentration
(Case COMP/M.5182 — Shell/BP/AFS/GlobeFuel)

Candidate case for simplified procedure

(Text with EEA relevance)

(2008/C 155/07)

1. On 10 June 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 undertaking Shell Deutschland Oil GmbH ('SDO', Germany), belonging to the Shell group ('Shell', United Kingdom), Deutsche BP AG ('Deutsche BP', Germany), belonging to the BP group ('BP', United Kingdom) and AFS Aviation Fuel Services GmbH ('AFS', Germany), ultimately jointly controlled by BP and the Lufthansa group ('Lufthansa', Germany) acquire within the meaning of Article 3(1)(b) of the Council Regulation joint control over GlobeFuel Systems & Services GmbH ('GlobeFuel', Germany) by way of purchase of shares.

2. The business activities of the undertakings concerned are:

- for SDO: active in the exploration, production and sale of oil and natural gas as well as production and sale of oil products and chemicals,
- for Deutsche BP: active in the exploration, development and production of oil and gas as well as refining, manufacturing and marketing of oil products and petrochemicals,
- for AFS: provider of into-plane services, i.e. aircraft refuelling services and active in the construction of fuel depots, development and advisory services in the field of refuelling vehicle construction, and transport logistics,
- for GlobeFuel: provider of integrated IT solutions for into-plane services.

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.5182 — Shell/BP/AFS/GlobeFuel, 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.