

## V

*(Announcements)*PROCEDURES RELATING TO THE IMPLEMENTATION OF COMPETITION  
POLICY

## EUROPEAN COMMISSION

**Prior notification of a concentration****(Case COMP/M.5866 — Sun Capital/Beauty Business)****Candidate case for simplified procedure****(Text with EEA relevance)**

(2010/C 137/13)

1. On 18 May 2010 the Commission received a notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 <sup>(1)</sup> by which the undertaking Sun Capital Partners V, L.P. part of Sun Capital Partners group of funds ('Sun Capital', USA) acquires within the meaning of Article 3(1)(b) of the Merger Regulation control of part of the Rio Tinto Group ('Rio Tinto', UK) consisting of Alcan Packaging Beauty Business (the 'Beauty Business') by way of purchase of shares and assets.

2. The business activities of the undertakings concerned are:

- for Sun Capital: private equity investment firm managing a number of private equity funds,
- for the Beauty Business: packaging solutions for the beauty industry.

3. On preliminary examination, the Commission finds that the notified transaction could fall within the scope of the EC 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 EC Merger Regulation <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. Observations can be sent to the Commission by fax (+32 22964301), by email to COMP-MERGER-REGISTRY@ec.europa.eu or by post, under reference number COMP/M.5866 — Sun Capital/Beauty Business, to the following address:

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

---

<sup>(1)</sup> OJ L 24, 29.1.2004, p. 1 (the 'EC Merger Regulation').

<sup>(2)</sup> OJ C 56, 5.3.2005, p. 32 ('Notice on a simplified procedure').