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### Information and Notices

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**EN**
**Price:**  
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<sup>(1)</sup> Text with EEA relevance

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<sup>(1)</sup> Text with EEA relevance

## II

*(Information)*INFORMATION FROM EUROPEAN UNION INSTITUTIONS, BODIES, OFFICES  
AND AGENCIES

## EUROPEAN COMMISSION

**Non-opposition to a notified concentration****(Case COMP/M.6554 — EADS/STA/Elbe Flugzeugwerke JV)****(Text with EEA relevance)**

(2012/C 300/01)

On 13 September 2012, the Commission decided not to oppose the above notified concentration and to declare it compatible with the common market. This decision is based on Article 6(1)(b) of Council Regulation (EC) No 139/2004. The full text of the decision is available only in English and will be made public after it is cleared of any business secrets it may contain. It will be available:

- in the merger section of the Competition website of the Commission (<http://ec.europa.eu/competition/mergers/cases/>). This website provides various facilities to help locate individual merger decisions, including company, case number, date and sectoral indexes,
- in electronic form on the EUR-Lex website (<http://eur-lex.europa.eu/en/index.htm>) under document number 32012M6554. EUR-Lex is the on-line access to the European law.

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**Non-opposition to a notified concentration****(Case COMP/M.6698 — Cheung Kong Holdings/Cheung Kong Infrastructure Holdings/Power Assets Holdings/MGN Gas Networks)****(Text with EEA relevance)**

(2012/C 300/02)

On 26 September 2012, the Commission decided not to oppose the above notified concentration and to declare it compatible with the common market. This decision is based on Article 6(1)(b) of Council Regulation (EC) No 139/2004. The full text of the decision is available only in English and will be made public after it is cleared of any business secrets it may contain. It will be available:

- in the merger section of the Competition website of the Commission (<http://ec.europa.eu/competition/mergers/cases/>). This website provides various facilities to help locate individual merger decisions, including company, case number, date and sectoral indexes,
  - in electronic form on the EUR-Lex website (<http://eur-lex.europa.eu/en/index.htm>) under document number 32012M6698. EUR-Lex is the on-line access to the European law.
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**Non-opposition to a notified concentration**  
**(Case COMP/M.6688 — KKR/Württembergische Metallwaren Fabrik)**

(Text with EEA relevance)

(2012/C 300/03)

On 4 September 2012, the Commission decided not to oppose the above notified concentration and to declare it compatible with the common market. This decision is based on Article 6(1)(b) of Council Regulation (EC) No 139/2004. The full text of the decision is available only in English and will be made public after it is cleared of any business secrets it may contain. It will be available:

- in the merger section of the Competition website of the Commission (<http://ec.europa.eu/competition/mergers/cases/>). This website provides various facilities to help locate individual merger decisions, including company, case number, date and sectoral indexes,
  - in electronic form on the EUR-Lex website (<http://eur-lex.europa.eu/en/index.htm>) under document number 32012M6688. EUR-Lex is the on-line access to the European law.
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## IV

(Notices)

## NOTICES FROM EUROPEAN UNION INSTITUTIONS, BODIES, OFFICES AND AGENCIES

## EUROPEAN COMMISSION

Euro exchange rates <sup>(1)</sup>

4 October 2012

(2012/C 300/04)

## 1 euro =

Currency	Exchange rate	Currency	Exchange rate		
USD	US dollar	1,2951	AUD	Australian dollar	1,2673
JPY	Japanese yen	101,88	CAD	Canadian dollar	1,2783
DKK	Danish krone	7,4556	HKD	Hong Kong dollar	10,0432
GBP	Pound sterling	0,80395	NZD	New Zealand dollar	1,5788
SEK	Swedish krona	8,6099	SGD	Singapore dollar	1,5910
CHF	Swiss franc	1,2123	KRW	South Korean won	1 441,73
ISK	Iceland króna		ZAR	South African rand	11,0599
NOK	Norwegian krone	7,4285	CNY	Chinese yuan renminbi	8,2090
BGN	Bulgarian lev	1,9558	HRK	Croatian kuna	7,4820
CZK	Czech koruna	24,957	IDR	Indonesian rupiah	12 418,81
HUF	Hungarian forint	285,61	MYR	Malaysian ringgit	3,9599
LTL	Lithuanian litas	3,4528	PHP	Philippine peso	53,779
LVL	Latvian lats	0,6962	RUB	Russian rouble	40,2900
PLN	Polish zloty	4,0866	THB	Thai baht	39,617
RON	Romanian leu	4,5480	BRL	Brazilian real	2,6179
TRY	Turkish lira	2,3386	MXN	Mexican peso	16,5643
			INR	Indian rupee	67,0020

<sup>(1)</sup> Source: reference exchange rate published by the ECB.

**Information on the date of entry into force of the Monetary Agreement between the European Union and the Principality of Andorra**

(2012/C 300/05)

On 23 February 2012, the Principality of Andorra notified the European Union of the completion of its ratification procedures.

Likewise, on 29 February 2012, the European Union notified the Principality of Andorra of the completion of the procedures necessary for the entry into force of the above Monetary Agreement, signed at Brussels on 30 June 2011.

The Monetary Agreement accordingly entered into force on 1 April 2012 pursuant to Article 13 thereof.

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**Information on the date of entry into force of the Monetary Agreement between the European Union and the Republic of San Marino**

(2012/C 300/06)

On 3 August 2012, the Republic of San Marino notified the European Union of the completion of its ratification procedures.

Likewise, on 29 August 2012, the European Union notified the Republic of San Marino of the completion of the procedures necessary for the entry into force of the above Monetary Agreement, signed at Brussels on 27 March 2012.

The Monetary Agreement accordingly entered into force on 1 September 2012 pursuant to Article 13 thereof.

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## V

*(Announcements)*

## ADMINISTRATIVE PROCEDURES

## EUROPEAN COMMISSION

## CALL FOR PROPOSALS — EACEA/21/12

**MEDIA 2007 — Support for the transnational distribution of European films — the ‘Selective’ scheme 2013**

(2012/C 300/07)

**1. Objectives and description**

This notice of a call for proposals is based on Decision No 1718/2006/EC of the European Parliament and of the Council of 15 November 2006 concerning the implementation of a programme of support for the European audiovisual sector (MEDIA 2007).

One of the measures to be implemented under this Decision is to support the transnational distribution of European films.

The aim of the ‘Selective’ scheme is to encourage and support the wider transnational distribution of recent non-national European films by encouraging theatrical distributors in particular to invest in promotion and adequate distribution of non-domestic European films.

The scheme also aims to encourage the development of links between the production and distribution sectors thus improving the competitive position of non-national European films.

**2. Eligible applicants**

This notice is aimed at European companies whose activities contribute to the abovementioned objectives.

Applicants must be established in one of the following countries:

- the 27 countries of the European Union,
- the EEA countries,
- Switzerland and Croatia,
- Bosnia and Herzegovina (under the condition of the finalisation of the negotiation process and the formalisation of the participation of this country to the MEDIA programme).

**3. Eligible actions**

The following action is eligible under this call for proposals:

The theatrical (cinema) distribution of a non-national feature film. The film must have been majority produced by a producer/producers established in countries participating in the MEDIA programme and made with a significant participation by professionals from those countries. The film must be a recent work of fiction, animation or documentary more than 60 minutes long and from a different country than the country of distribution. Films with a production budget of more than EUR 15 million are not eligible.

For the film to be eligible, its first copyright must not have been established before 2010.

Module	Dates of the project	Period of eligibility of costs
Deadline 1 (30.11.2012)	The first theatrical release of the film in the territory should take place at the earliest on 30.11.2012 and at the latest on 30.5.2014	From 30.5.2012 until 30.3.2015
Deadline 2 (1.4.2013)	The first theatrical release of the film in the territory should take place at the earliest on 1.4.2013 and at the latest on 1.10.2014	From 1.10.2012 until 1.8.2015
Deadline 3 (1.7.2013)	The first theatrical release of the film in the territory should take place at the earliest on 1.7.2013 and at the latest on 1.1.2015	From 1.1.2013 until 1.11.2015

#### 4. Award criteria

Support shall be granted for the distribution i.e. P&A (prints and advertising) for recent non-national European films with a maximum production budget of EUR 15 million to groupings of at least five distributors in the case of films for which the budget is under EUR 3 million and at least seven distributors in the case of films for which the budget is between EUR 3 million and EUR 15 million.

The award criteria will result in the selection of those groupings with the highest score taking into account:

- the number of eligible distributors,
- the production cost of the film,
- the origin of the film,
- the type of film,
- the presence of the selling agent/producer as coordinator and his/her nationality.

#### 5. Budget

The total budget available is EUR 12 250 000, subject to the availability of funds for the 2013 financial year.

The financial contribution will take the form of a grant. The financial contribution awarded will in no event exceed 50 % of the eligible costs.

The maximum award shall be EUR 150 000 per film per country.

The Agency reserves the right not to allocate all the funds available.

#### 6. Deadline for submission of applications

The deadlines for sending applications are **30 November 2012, 1 April 2013 and 1 July 2013**.

E-forms applications must be submitted online on the relevant deadline before 12.00 CES/CEST (noon, Brussels time).

The official application forms must be used and duly signed by the person entitled to enter into legally binding commitments on behalf of the applicant organisation.

The application package containing all the application forms and the annexes, as detailed in the guidelines, must clearly mention:

#### **MEDIA 2007 — Distribution EACEA/21/12 — Selective cinema**

It must be sent to the following address on the relevant deadline:

Education, Audiovisual and Culture Executive Agency (EACEA)  
 MEDIA Programme — P8  
 BOUR 3/66  
 Avenue du Bourget/Bourgetlaan 1  
 1140 Bruxelles/Brussel  
 BELGIQUE/BELGIË

Applications sent by fax or e-mail will be rejected.



### 7. Full details

The guidelines together with the application forms and e-forms can be found at the following Internet address:

[http://ec.europa.eu/culture/media/programme/distrib/schemes/select/index\\_en.htm](http://ec.europa.eu/culture/media/programme/distrib/schemes/select/index_en.htm)

Applications must be submitted on the forms provided and contain all the information and annexes requested.

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**CALL FOR PROPOSALS — EACEA/31/12****MEDIA 2007 — Development, distribution, promotion and training****Support for the development of production projects — Animation, creative documentaries and drama — Single Projects, Slate Funding and Slate Funding second stage**

(2012/C 300/08)

**1. Objectives and description**

This notice of a call for proposals is based on Decision No 1718/2006/EC of the European Parliament and of the Council of 15 November 2006 concerning the implementation of a programme of support for the European audiovisual sector (MEDIA 2007).

One of the objectives of the programme is to promote, by providing financial support, the development of production projects intended for European and international markets presented by independent European production companies in the following categories: animation, creative documentary and drama.

**2. Eligible applicants**

This notice is aimed at European companies whose activities contribute to the attainment of the above objectives, and in particular to independent production companies.

Applicants must be established in one of the following countries:

- the 27 countries of the European Union,
- the EEA countries, Switzerland and Croatia,
- Bosnia and Herzegovina (under the condition of the finalisation of the negotiation process and the formalisation of the participation of this country to the MEDIA programme).

**3. Eligible actions**

The development activities for the following audiovisual works (one-offs or series) are eligible:

- drama projects intended for commercial exploitation of no less than 50 minutes,
- creative documentaries intended for commercial exploitation of no less than 25 minutes (duration per episode in case of series),
- animation projects intended for commercial exploitation of no less than 24 minutes.

The development and production activities for the following categories of work are ineligible:

- live recordings, TV games, talk shows, reality shows or educational, teaching and 'how-to' programmes,
- documentaries promoting tourism, 'making-of', reports, animal reportages, news programmes and 'docu-soaps',
- projects promoting, directly or indirectly, messages that are at odds with the policies of the European Union. For example, projects that may be contrary to the interests of public health (alcohol, tobacco, drugs), respect for human rights, people's security, freedom of expression, etc.,
- projects promoting violence and/or racism and/or with a pornographic content,
- works of a promotional nature,
- institutional productions to promote a specific organisation or its activities.

The call for proposals 31/12 has two deadlines. To be included in the first deadline, the application for support must be sent to the Agency between the date of the publication of the call for proposals and 23 November 2012. To be included in the second deadline, the application for support must be sent to the Agency between 24 November 2012 and 12 April 2013, the date of closure of the call for proposals.

The maximum duration of the project is until 30 June 2015 for requests for support submitted within the first deadline and until 30 November 2015 for those requests submitted within the second deadline or until the date of entry into production of the project, whichever is the earliest.

#### 4. Award criteria

Points will be allocated out of a total of 100 on the basis of the following weighting:

For Single Project

- criteria relating to the applicant company (40 points):
  - quality of the development strategy (10),
  - consistency of the development budget (10),
  - quality of the financing strategy (10),
  - quality of the distribution strategy (10).
- criteria relating to the submitted project (60 points):
  - quality of the project (40),
  - potential for production and the feasibility of the project (10),
  - potential for European and international distribution (10).

For Slate Funding and Slate Funding second stage

- criteria relating to the applicant company (60 points):
  - capacity of the company to develop and produce at a European level (15 points for Slate Funding — 30 points for Slate Funding second stage),
  - quality of the development strategy and consistency of the development budget (15 points for Slate Funding — 10 points for Slate Funding second stage),
  - quality of the financing strategy (15 points for Slate Funding — 10 points for Slate Funding second stage),
  - quality of the distribution strategy (15 points for Slate Funding — 10 points for Slate Funding second stage).
- criteria relating to the submitted projects (40 points):
  - quality of the projects (10),
  - potential of the creative team (10),
  - potential for production and the feasibility of the project (10),
  - potential for European and international distribution (10).

#### 5. Budget

The total budget available is EUR 18,25 million. The financial contribution awarded is a subsidy.

The maximum financial contribution which may be awarded for Single Project is between EUR 10 000 and EUR 60 000 except for feature-length animations for theatrical release, for which the maximum is EUR 80 000. The financial contribution awarded will in no event exceed 50 % of the eligible costs submitted by the producer (60 % for projects presenting an interest in promoting European cultural diversity).

The maximum financial contribution which may be awarded for Slate Funding and Slate Funding second stage is between EUR 70 000 and EUR 190 000. The financial contribution awarded will in no event exceed 50 % of the eligible costs submitted by the producer.

The Agency reserves the right not to distribute all the funds available.

#### 6. **Deadline for submission of applications**

Applications must be submitted to the Executive Agency (EACEA) using the online application form and the application package must be sent no later than **23 November 2012 and 12 April 2013** (see point 3) to the following address:

Education, Audiovisual and Culture Executive Agency (EACEA) — MEDIA  
BOUR 3/30  
Avenue du Bourget/Bourgetlaan 1  
1140 Bruxelles/Brussel  
BELGIQUE/BELGIË

Only applications submitted on the official application form, duly signed by the person entitled to enter into legally binding commitments on behalf of the applicant organisation will be accepted.

Applications sent by fax or e-mail will be rejected.

#### 7. **Full details**

The full text of the guidelines together with the application forms can be found at the following Internet address:

<http://www.ec.europa.eu/media>

Applications must comply with all the terms of the guidelines and be submitted on the forms provided.

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**CALL FOR PROPOSALS — EACEA/32/12**  
**MEDIA 2007 — Development, distribution, promotion and training**  
**Support for the development of on- and off-line interactive works**  
(2012/C 300/09)

**1. Objectives and description**

This notice of a call for proposals is based on Decision No 1718/2006/EC of the European Parliament and of the Council of 15 November 2006 concerning the implementation of a programme of support for the European audiovisual sector (MEDIA 2007).

One of the objectives of the programme is to promote, by providing financial support, the development of production projects intended for European and international markets presented by independent European production companies.

**2. Eligible applicants**

This notice is aimed at European companies whose activities contribute to the attainment of the above objectives, and in particular to independent production companies.

Applicants must be established in one of the following countries:

- the 27 countries of the European Union,
- the EEA countries, Switzerland and Croatia,
- Bosnia and Herzegovina (under the condition of the finalisation of the negotiation process and the formalisation of the participation of this country to the MEDIA programme).

**3. Eligible actions**

The activities for the following interactive works are eligible:

The concept development (up to a first playable application) of digital interactive content complementing an audiovisual project (drama, creative documentary or animation) specifically developed for at least one of the following platforms:

- Internet,
- PC,
- console,
- handheld device,
- interactive television.

This digital content must present:

- substantial interactivity with a narrative component,
- originality, creativity and innovation against existing works,
- European commercial potential.

Only the following types of audiovisual project intended for commercial exploitation can be complemented by the submitted interactive work:

- a drama of at least 50 minutes (the total length of the series in the case of a series),
- a creative documentary of at least 25 minutes (length per episode in the case of a series),
- an animation of at least 24 minutes (the total length of the series in the case of a series).

The following activities are ineligible:

the development and production activities for the following categories of work are ineligible:

- reference works (encyclopaedias, atlases, catalogues, databases, etc.),
- 'how-to' works (education programmes, manuals, etc.),
- tools and software services,
- information services or purely transactional,
- information programmes and magazines,
- projects promoting tourism,
- multimedia art projects,
- websites being, or dedicated specifically to, social platforms, social networking, Internet forums, blogs or similar activities,
- projects promoting, directly or indirectly, messages that are at odds with the policies of the European Union. For example, projects that may be contrary to the interests of public health (alcohol, tobacco, drugs), respect for human rights, people's security, freedom of expression, etc. are prohibited,
- projects promoting violence and/or racism and/or with a pornographic content,
- works of a promotional nature (in particular branded content),
- institutional productions to promote a specific organisation or its activities.

The call for proposals 32/12 has two deadlines. To be included in the first deadline, the application for support must be sent to the Agency between the date of the publication of the call for proposals and 23 November 2012. To be included in the second deadline, the application for support must be sent to the Agency between 24 November 2012 and 12 April 2013, the date of closure of the call for proposals.

The maximum duration of the project is until 30 June 2015 for requests for support submitted within the first deadline and until 30 November 2015 for those requests submitted within the second deadline or until the date of entry into production of the project, whichever is the earliest.

#### 4. Award criteria

Points will be allocated out of a total of 100 on the basis of the following weighting:

- Criteria relating to the applicant company (40 points):
  - quality of the development strategy (10),
  - consistency of the development budget (10),
  - capacity of the company to realise the project (10),
  - quality of the financing strategy (10).
- Criteria relating to the submitted project (60 points):
  - quality of the content and originality of the concept against existing works (20),
  - innovation, appropriateness of the techniques used in the work and quality of interactivity (20),
  - potential for European exploitation and suitability for the target audience (20).

## 5. Budget

The total budget available is EUR 2,5 million. The financial contribution awarded is a subsidy.

The maximum financial contribution which may be awarded is between EUR 10 000 and EUR 150 000.

The financial contribution awarded will in no event exceed 50 % of the eligible costs submitted by the producer (60 % for projects presenting an interest in promoting European cultural diversity).

The Agency reserves the right not to distribute all the funds available.

## 6. Deadline for submission of applications

Applications must be submitted to the Executive Agency (EACEA) using the online application form and the application package must be sent no later than **23 November 2012 and 12 April 2013** (see point 3) to the following address:

Education, Audiovisual and Culture Executive Agency (EACEA) — MEDIA  
BOUR 3/30  
Avenue du Bourget/Bourgetlaan 1  
1140 Bruxelles/Brussel  
BELGIQUE/BELGIË

Only applications submitted on the official application form, duly signed by the person entitled to enter into legally binding commitments on behalf of the applicant organisation will be accepted.

Applications sent by fax or e-mail will be rejected.

## 7. Full details

The full text of the guidelines together with the application forms can be found at the following Internet address:

<http://ec.europa.eu/media>

Applications must comply with all the terms of the guidelines and be submitted on the forms provided.

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**CALL FOR PROPOSALS — EACEA/33/12**  
**MEDIA 2007 — Development, distribution, promotion and training**  
**Support for television broadcasting of European audiovisual works**  
(2012/C 300/10)

**1. Objectives and description**

This notice of a call for proposals is based on Decision No 1718/2006/EC of the European Parliament and of the Council of 15 November 2006 concerning the implementation of a programme of support for the European audiovisual sector (MEDIA 2007).

One of the objectives of the programme is to promote the transnational broadcasting of European audiovisual works produced by independent production companies by encouraging cooperation between broadcasters on one hand, and independent producers and distributors on the other.

**2. Eligible applicants**

This notice is aimed at European companies whose activities contribute to the attainment of the above objectives, and in particular to independent TV production companies.

Applicants must be established in one of the following countries:

- the 27 countries of the European Union,
- the EEA countries, Switzerland and Croatia,
- Bosnia and Herzegovina (under the condition of the finalisation of the negotiation process and the formalisation of the participation of this country to the MEDIA programme).

**3. Eligible actions**

The audiovisual work proposed must be an independent European television production (fiction, animation or creative documentary) involving the participation of at least three broadcasting companies from several Member States of the European Union or countries participating in the MEDIA 2007 programme.

The application must be submitted at the latest on the first day of principal photography.

The maximum duration of the projects is 30 or 42 (in the case of series) months.

**4. Award criteria**

Points will be allocated out of a total of 100 on the basis of the following weighting; the aspects taken into account are mentioned below each criterion:

- The European dimension and financing of the work (45 points):
  - the country of origin of the applicant company,
  - the number of broadcasters attached to the work,
  - the financial involvement of the broadcasters,
  - the level of non-national financing.
- International distributor's involvement (10 points):
  - number and track record of the distributors involved in the work,
  - amount of the distributor's involvement,
  - existence of a distribution arm in the applicant production company.



- International appeal and quality of the work (25 points):
  - the quality of the work,
  - the international sales potential,
  - the international marketing strategy.
- Enhancement of European linguistic and cultural diversity (7 points):
  - number of linguistic areas covered,
  - promotion of European cultural diversity.
- Enhancement of the European audiovisual heritage (3 points):
  - examination of the archive material used.
- Track record of international sales (10 points):
  - international sales done in the last five years by the applicant company/producer.

#### 5. Budget

The total budget available is EUR 10,8 million.

The financial contribution awarded is a subsidy. The maximum financial contribution which may be awarded is EUR 500 000 per work for fiction and animation projects and EUR 300 000 per work for documentary projects. The financial contribution awarded will in no event exceed 12,5 % of the eligible costs submitted by the producer for fiction and animated films and 20 % of the eligible costs for documentary films.

#### 6. Deadline for submission of applications

Applications must be submitted to the Executive Agency (EACEA) no later than **10 December 2012** or **3 June 2013** to the following address:

Education, Audiovisual and Culture Executive Agency (EACEA)  
Unit MEDIA  
BOUR 3/30  
Avenue du Bourget/Bourgetlaan 1  
1140 Bruxelles/Brussel  
BELGIQUE/BELGIË

Only applications submitted on the official application form, duly signed by the person entitled to enter into legally binding commitments on behalf of the applicant organisation and containing all the information and annexes specified in the full text of the call will be accepted.

Applications sent by fax or e-mail will be rejected.

#### 7. Full details

The full text of the guidelines together with the application forms can be found at the following Internet address:

[http://ec.europa.eu/culture/media/programme/producer/tv/detail/index\\_en.htm](http://ec.europa.eu/culture/media/programme/producer/tv/detail/index_en.htm)

Applications must comply with all the terms of the guidelines and be submitted on the forms provided.

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PROCEDURES RELATING TO THE IMPLEMENTATION OF COMPETITION  
POLICY

EUROPEAN COMMISSION

**Prior notification of a concentration**

**(Case COMP/M.6710 — CD&R/Wilsonart)**

**Candidate case for simplified procedure**

**(Text with EEA relevance)**

(2012/C 300/11)

1. On 25 September 2012, 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 CD&R Wimbledon Holdings III, LP (Cayman Islands), belonging to the group Clayton, Dubilier & Rice ('CD&R', USA), acquires within the meaning of Article 3(1)(b) of the Merger Regulation control of the whole of the undertaking Wilsonart International Holdings LLC ('Wilsonart', USA) by way of purchase of shares.

2. The business activities of the undertakings concerned are:

— for CD&R: private equity investment group,

— for Wilsonart: a vertically integrated manufacturer of decorative surfacing materials and biocomposite panels for home furniture, office and retail space, countertops, flooring, exterior cladding and other applications. In the EEA, it is primarily active through its subsidiaries Polyrey (France), Resopal (Germany) and Wilsonart UK (UK).

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.6710 — CD&R/Wilsonart, to the following address:

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

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<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').

**Prior notification of a concentration****(Case COMP/M.6665 — Sun Capital/Rexam Personal and Home Care Packaging Business)****(Text with EEA relevance)**

(2012/C 300/12)

1. On 27 September 2012, the Commission received a notification of a proposed concentration pursuant to Article 4 and following a referral pursuant to Article 4(5) of Council Regulation (EC) No 139/2004 <sup>(1)</sup> by which certain entities comprising the Rexam Personal and Home Care Packaging Business ('Rexam PC', UK) will be acquired, within the meaning of Article 3(1)(b) of the Merger Regulation, by a holding company ultimately controlled by Sun Capital Partners Fund V, LP ('Sun Capital', USA) by way of purchase of shares.
2. The business activities of the undertakings concerned are:
  - for Sun Capital: private investment fund controlling portfolio of companies, one of which is Albéa, a cosmetic and personal care packaging manufacturer,
  - for Rexam PC: manufacturing of packaging solutions for the cosmetics, perfumery, personal and home care sectors.
3. On preliminary examination, the Commission finds that the notified transaction could fall within the scope the EC Merger Regulation. However, the final decision on this point is reserved.
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 e-mail to COMP-MERGER-REGISTRY@ec.europa.eu or by post, under reference number COMP/M.6665 — Sun Capital/Rexam Personal and Home Care Packaging Business, to the following address:

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

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

**Prior notification of a concentration**  
**(Case COMP/M.6706 — SK Innovation CO/Continental AG)**  
**Candidate case for simplified procedure**  
**(Text with EEA relevance)**  
(2012/C 300/13)

1. On 26 September 2012, 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 SK Innovation Co. Ltd, ('SK', Republic of Korea) and Continental AG, ('Continental', Germany) acquire, within the meaning of Article 3(1)(b) and Article 3(4) of the Merger Regulation, joint control of newly created full function joint venture SK Continental E-Motion Pte. Ltd ('Continental E-Motion', Singapore) by way of purchase of shares.

2. The business activities of the undertakings concerned are:

- for SK: petroleum exploration and production and development and manufacture of materials for electronic products and batteries,
- for Continental: supplier of automotive industry including braking systems, sensors, instruments and tires,
- for Continental E-Motion: development, production and sale of Li-ion battery systems for hybrid and electric vehicles.

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.6706 — SK Innovation CO/Continental AG, to the following address:

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

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<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').

## OTHER ACTS

## EUROPEAN COMMISSION

**Publication of an application pursuant to Article 6(2) of Council Regulation (EC) No 510/2006 on the protection of geographical indications and designations of origin for agricultural products and foodstuffs**

(2012/C 300/14)

This publication confers the right to object to the application pursuant to Article 7 of Council Regulation (EC) No 510/2006 <sup>(1)</sup>. Statements of objection must reach the Commission within six months from the date of this publication.

SINGLE DOCUMENT

COUNCIL REGULATION (EC) No 510/2006

'GARBANZO DE ESCACENA'

EC No: ES-PGI-0005-0945-01.02.2012

PGI ( X ) PDO ( )

1. **Name:**

'Garbanzo de Escacena'

2. **Member State or Third Country:**

Spain

3. **Description of the agricultural product or foodstuff:**3.1. *Type of product:*

Class 1.6: Fruit, vegetables and cereals fresh, or processed

3.2. *Description of product to which the name in point 1 applies:*

The product covered by the protected geographical indication under the name of 'Garbanzo de Escacena' is the fruit of the vegetable species *Cicer arietinum* L. of the local ecotype Campo de Tejada and of the varieties that are or may be registered as the 'Lechoso' commercial type.

Under the applicable national legislation, the protection will only cover the chickpeas classified in the 'Extra' category, which will be put on the market packaged as dry legumes.

Chickpeas in the 'Extra' category are superior in quality, and their seeds have the shape, appearance, development and colour that are characteristic of this commercial type. They are free from defects, except for very minor superficial changes, provided that these do not compromise their general appearance and quality or presentation in the package.

Physical and morphological characteristics:

(a) the colour of the chickpea is a very pale yellowish-white;

<sup>(1)</sup> OJ L 93, 31.3.2006, p. 12.

- (b) the shape of the seed is long and flattened on the sides, with surface irregularities such as deep grooves and bumps;
- (c) no more than 2 % of chickpeas that do not correspond to the characteristics set out in points (a) and (b) above may be accepted, provided that they do not compromise the general appearance;
- (d) the minimum size is 8 mm, and no more than 4 % of chickpeas may have a smaller diameter;
- (e) the weight of 1 000 chickpeas must be a minimum of 490 g.

Organoleptic characteristics:

- (a) creamy albumen with little graininess;
- (b) soft, fine skin that sticks to the seed;
- (c) excellent on the palette;
- (d) the flavour is always pleasant and free of strange flavours.

3.3. *Raw materials (for processed products only):*

Not applicable.

3.4. *Feed (for products of animal origin only):*

Not applicable.

3.5. *Specific steps in production that must take place in the defined geographical area:*

In view of the direct relationship between the quality of the final product and the ecotype used, the climate and soil of the production zone, the only specific production step that must be carried out in the geographical area is the growth of the chickpea in the field.

3.6. *Specific rules concerning slicing, grating, packaging, etc.:*

The industries that package the protected product will carry out the steps below in the following order:

- the chickpeas are checked for quality on entry to ensure that each batch is of uniform quality,
- the chickpeas are cleaned and foreign material removed by closed sieving with an air flow,
- the chickpeas are treated against dried bean beetles in the first 30 days after the harvest if this has not been done in the warehouse,
- sieving and sizing using round-holed sieves,
- removal of defective seeds using a densimetric table,
- packed in packages of no more than 5 kg,
- final quality check of the packaging and product,
- labels issued by the Regulatory Board are affixed.

Dried chickpeas are marketed no more than a maximum period of 2,5 years after harvest.

Bulk chickpeas may not be marketed under the protected geographical indication.

3.7. *Specific rules concerning labelling:*

It is compulsory for the individual marketing labels of each commercial undertaking to bear the designation protected geographical indication 'Garbanzo de Escacena', together with the PGI logo below:



Packaging will bear numbered guarantee seals issued by the Regulatory Body.

#### 4. Concise definition of the geographical area:

The production area of the products covered by the protected geographical indication 'Garbanzo de Escacena' consists of the municipalities of Escacena del Campo, Paterna del Campo, Manzanilla, Villalba del Alcor, La Palma del Condado and Villarrasa (all situated in the province of Huelva), and Castilleja del Campo, Aznalcóllar, Sanlúcar la Mayor, Albaida del Aljarafe and Olivares (in the province of Seville).

#### 5. Link with the geographical area:

##### 5.1. Specificity of the geographical area:

The production area of the products covered by the protected geographical indication 'Garbanzo de Escacena' is located in the ancient historical region known as El Campo de Tejada. This area of flat arable land occupies the Guadalquivir River valley depression, with its natural boundaries formed by the Morena Mountains to the north and the CN-431 Seville-Huelva highway to the south.

'Garbanzo de Escacena' is only grown in areas with vertisol topofom soils known as *tierras negras* (black lands) or *barros* (mud ground) in Huelva and *tierras de bujeo* (muddy lands) in Seville.

These are deep soils with a high clay content (mainly montmorillonite), which, due to the relatively flat terrain, drain poorly, retain high humidity levels and are very base rich with a low level of nitrogen and phosphorus and a high level of potassium.

With regard to the climate, one specific factor, owing to the proximity to the coast and Coto Doñana National Park, is the south-west breezes present throughout most of summer.

This sea breeze, which blows from dawn until dusk, causes a 10-15 % increase in relative air humidity.

##### 5.2. Specificity of the product:

'Garbanzo de Escacena' is specific in itself because it is the fruit of the vegetable species *Cicer arietinum* L. of the 'Lechoso' commercial variety, which has adapted to the geographical environment in which it is traditionally grown, developing the now protected local ecotype.

The specific properties of the 'Garbanzo de Escacena' are a creamy albumen with little graininess and a soft fine skin that sticks to the seed.

Another specificity is its large size, measuring a minimum of 8 mm.

##### 5.3. Causal link between the geographical area and the quality or characteristics of the product (for PDO) or a specific quality, the reputation or other characteristic of the product (for PGI):

The link between the chickpea and the geographical area is based on reputation, the culmination of the high quality of the area ecotype and the long tradition of farming in this area. This means that local farmers have a perfect understanding of the best techniques and how to pick the most appropriate lands.

### 1. Link to the geographical environment of the 'Garbanzo de Escacena'

The quality of the chickpea cannot be obtained outside of the area because it is dependent on the soil type, geographical location, climate and local ecotype of this legume. The combination of potassium-rich clay soils, the climate of the arable plains in the Guadalquivir valley, tempered in the afternoons and evenings by the sea breeze in spring and summer, together with, crucially, the intrinsic quality of the local ecotype of the varieties registered under the 'Lechoso' commercial type give rise to a product whose physical characteristics are set out in Section 3.2. The product has exceptional organoleptic characteristics such as a very fine and creamy albumen and does not form starchy lumps after cooking for two reasons:

- the microclimate in the area, due to the proximity to the sea that leads to high humidity on certain nights,
- the potassium-rich soil in which the product is sown.

### 2. Fame and reputation of 'Garbanzo de Escacena'

In 1996, the Ministry of Agriculture, Fisheries and Food published 'Inventario Español de Productos Tradicionales' (Spanish Inventory of Traditional Products) as part of the Euroterroirs project funded by the European Union, which aimed to showcase European food and agricultural heritage. The introduction to the inventory reads:

'The aim of this inventory is to take a census of specific methods and production techniques which, in a given place or environment, be it in rural or urban Spain, bring together tradition, methods, and production and marketing techniques ...'

Page 428 of this inventory refers to the 'Garbanzo de Escacena' and describes it as a chickpea characterised by its large size, very pale yellow colour and deep grooves.

In the 1970s and 1980s, production of the 'Garbanzo de Escacena' entered into a period of decline, brought on, among other factors, by poor marketing. The chickpea was sold only in bulk.

The sector decided to 'Concentrate supply by origin and create quality brands, keys to Andalusia agriculture', as set out in the title of the article by Angel Gómez published by *Diario de Economía de ABC* on 28 May 1991.

In 1981, the commercial brand 'Escacena' was registered for chickpeas by Juan Bautista Bernal Escobar, and on 10 November 1984, this commercial brand was acquired by the Campo de Tejada Cooperative, which has marketed the area's chickpea under the brand 'Campo de Tejada'. This fact can be checked in the large number of sale invoices of chickpeas to various customers of the Cooperative since 1985.

*Diario ABC de Sevilla* (28 May 1991, p. 66) published an article by Angel Gómez which highlighted the quality of the product and the reputation it holds in distribution channels '... Campo de Tejada Cooperative, leader in chickpea production ...'.

'... The production is always sold at good prices, not only present in commercial distribution locally, but also in the major chains nation-wide, and high quality specialist niches, such as the Club Vino Selección, for which the area's chickpeas feature in the excellent quality products offered in the food boutiques ...'

'Garbanzo de Escacena' is also referred to in subsequent publications such as 'Catalogación y caracterización de los productos típicos agroalimentarios de Andalucía' (Catalogue and Characterisation of Andalusia's Typical Food and Agriculture), Fundación Unicaja, 1996 by Ana Cristina Gómez Muñoz, Manuel Santos Murillo and Pedro Caldentey Albert. In the section on legumes (pp. 666-667), there is a five page article on 'Garbanzo de Escacena', analysing its composition, geographical area, historical records, distinguishing features, production techniques, development and main commercial dealers.

The gastronomy page of the website *Ruta del Vino de Condado de Huelva* presents 'Garbanzos de Escacena' to visitors and tourists as a typical dish that is worth trying. 'Asparagus, squid, vinegars, fried breadcrumbs and "Garbanzo de Escacena" soups are a good choice for first courses.'



On 2 February 2009, the website vinosdeandalucia.com advertised an event promoting Iberian pork in the Alcuza de Sevilla Restaurant from 9 to 14 February 2009 in an article by José F. Ferrer:

‘Stew of Iberian pig’s face with “Garbanzos de Escacena”, diced ham and spicy cured sausage.’

The gastronomy section of the website playasdehuelva.com underscores the reputation of ‘Garbanzos de Escacena’:

‘Lastly, with regard to the Mediterranean diet, we refer to vegetables, of which chickpeas play a particularly important role (noteworthy are the ‘Escacena del Campo’ brand), the mainstay of various Andalusian stews and chickpeas with spinach.’

**Reference to the publication of the specification:**

(Article 5(7) of Regulation (EC) No 510/2006)

The full text of the product specification is available at:

[http://www.juntadeandalucia.es/agriculturaypesca/portal/export/sites/default/comun/galerias/galeriaDescargas/cap/industrias-agroalimentarias/denominacion-de-origen/Pliegos/Pliego\\_Mantecados\\_Estepa.pdf](http://www.juntadeandalucia.es/agriculturaypesca/portal/export/sites/default/comun/galerias/galeriaDescargas/cap/industrias-agroalimentarias/denominacion-de-origen/Pliegos/Pliego_Mantecados_Estepa.pdf)

or via the homepage of the Regional Ministry of Agriculture and Fisheries (<http://www.juntadeandalucia.es/agriculturaypesca/portal>), by following the navigation pathway ‘Industrias Agroalimentarias’ > ‘Calidad y Promoción’ > ‘Denominaciones de Calidad’ > ‘Otros Productos’; the specifications are located under the name of the quality designation.

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<sup>(1)</sup> Text with EEA relevance

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