

Official Journal of the European Union

C 320



English edition

Information and Notices

Volume 66

11 September 2023

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⁽¹⁾ Text with EEA relevance.

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⁽¹⁾ Text with EEA relevance.

II

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

EUROPEAN COMMISSION

Initiation of proceedings**(Case M.10806 – BROADCOM / VMWARE)****(Text with EEA relevance)**

(2023/C 320/01)

On 20 December 2022, the Commission decided to initiate proceedings in the above-mentioned case after finding that the notified concentration raises serious doubts as to its compatibility with the internal market. The initiation of proceedings opens a second phase investigation with regard to the notified concentration, and is without prejudice to the final decision on the case. The decision is based on Article 6(1)(c) of Council Regulation (EC) No 139/2004 ⁽¹⁾.

The Commission invites interested third parties to submit their observations on the proposed concentration to the Commission.

In order to be fully taken into account in the procedure, observations should reach the Commission not later than 15 days following the date of this publication. Observations can be sent to the Commission by email to COMP-MERGER-REGISTRY@ec.europa.eu or by post, under reference M.10806 – BROADCOM / VMWARE, to the following address:

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

⁽¹⁾ OJ L 24, 29.1.2004, p. 1 (the 'Merger Regulation').

Non-opposition to a notified concentration**(Case M.11139 – EMERSON / NI)****(Text with EEA relevance)**

(2023/C 320/02)

On 31 August 2023, the Commission decided not to oppose the above notified concentration and to declare it compatible with the internal market. This decision is based on Article 6(1)(b) of Council Regulation (EC) No 139/2004 ⁽¹⁾. 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 policy’ website of the Commission (<https://competition-cases.ec.europa.eu/search>). 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/homepage.html?locale=en>) under document number 32023M11139. EUR-Lex is the online point of access to European Union law.

⁽¹⁾ OJ L 24, 29.1.2004, p. 1.

IV

*(Notices)*NOTICES FROM EUROPEAN UNION INSTITUTIONS, BODIES, OFFICES AND
AGENCIES

COUNCIL

**Notice for the attention of the persons subject to the restrictive measures provided for in Council
Decision (CFSP) 2020/1999, as amended by Council Decision (CFSP) 2023/1716 and in Council
Regulation (EU) 2020/1998, as implemented by Council Implementing Regulation (EU) 2023/1715
concerning restrictive measures against serious human rights violations and abuses**

(2023/C 320/03)

The following information is brought to the attention of the persons that appear in the Annex to Council Decision (CFSP) 2020/1999 ⁽¹⁾, as amended by Council Decision (CFSP) 2023/1716 ⁽²⁾, and in Annex I to Council Regulation (EU) 2020/1998 ⁽³⁾ as implemented by Council Implementing Regulation (EU) 2023/1715 ⁽⁴⁾, concerning restrictive measures against serious human rights violations and abuses.

The Council of the European Union has decided that those persons should be included on the list of natural and legal persons, entities, and bodies subject to restrictive measures provided for in Decision (CFSP) 2020/1999 and Regulation (EU) 2020/1998. The grounds for designations of those persons appear in the relevant entries in those Annexes.

The attention of the persons concerned is drawn to the possibility of making an application to the competent authorities of the relevant Member State(s) as indicated in the websites in Annex II to Regulation (EU) 2020/1998, in order to obtain an authorisation to use frozen funds for basic needs or specific payments (cf. Article 4 of the Regulation).

The persons and entities concerned may submit a request to the Council before 25 September 2023, together with supporting documentation that the decision to include them on the above-mentioned list should be reconsidered, to the following address:

Council of the European Union
General Secretariat
RELEX.1
Rue de la Loi/Wetstraat 175
1048 Bruxelles/Brussel
BELGIQUE/BELGIË

Email: sanctions@consilium.europa.eu

Any observations received will be taken into account for the purpose of the Council's periodic review, pursuant to Article 10 of Decision (CFSP) 2020/1999.

⁽¹⁾ OJ L 410 I, 7.12.2020, p. 13.

⁽²⁾ OJ L 221 I, 8.9.2023, p. 6.

⁽³⁾ OJ L 410 I, 7.12.2020, p. 1.

⁽⁴⁾ OJ L 221 I, 8.9.2023, p. 1.

**Notice for the attention of the data subjects to whom the restrictive measures provided for in
Council Decision (CFSP) 2020/1999 and Council Regulation (EU) 2020/1998 concerning restrictive
measures against serious human rights violations and abuses apply**

(2023/C 320/04)

The attention of data subjects is drawn to the following information in accordance with Article 16 of Regulation (EU) 2018/1725 of the European Parliament and of the Council ⁽¹⁾.

The legal bases for this processing operation are Council Decision (CFSP) 2020/1999 ⁽²⁾, as amended by Council Decision (CFSP) 2023/1716 ⁽³⁾, and Council Regulation (EU) 2020/1998 ⁽⁴⁾, as implemented by Council Implementing Regulation (EU) 2023/1715 ⁽⁵⁾.

The controller of this processing operation is the Council of the European Union represented by the Director-General of Directorate-General for External Relations (RELEX) of the General Secretariat of the Council and the department entrusted with the processing operation is RELEX.1 that can be contacted at:

Council of the European Union General Secretariat
RELEX.1
Rue de la Loi/Wetstraat 175
1048 Bruxelles/Brussel
BELGIQUE/BELGIË
Email: sanctions@consilium.europa.eu

The Data Protection Officer of the Council can be contacted at:

Data Protection Officer

data.protection@consilium.europa.eu

The purpose of the processing operation is the establishment and updating of the list of persons subject to restrictive measures in accordance with Decision (CFSP) 2020/1999, as amended by Decision (CFSP) 2023/1716, and Regulation (EU) 2020/1998 as implemented by Implementing Regulation (EU) 2023/1715, concerning restrictive measures against serious human rights violations and abuses.

The data subjects are the natural persons who fulfil the listing criteria as laid down in Council Decision (CFSP) 2020/1999 and Regulation (EU) 2020/1998.

The personal data collected includes data necessary for the correct identification of the person concerned, the statement of reasons and any other data related to the grounds for listing.

The legal bases for the handling of personal data are the Council Decisions adopted under Article 29 TEU and Council Regulations adopted under Article 215 TFEU designating natural persons (data subjects) and imposing the freezing of assets and travel restrictions.

Processing is necessary for the performance of a task carried out in the public interest in accordance with Article 5(1)(a) and for compliance with legal obligations laid down in above-mentioned legal acts to which the controller is subject in accordance with Article 5(1)(b) of Regulation (EU) 2018/1725.

Processing is necessary for reasons of substantial public interest in accordance with Article 10(2)(g) of Regulation (EU) 2018/1725.

⁽¹⁾ OJ L 295, 21.11.2018, p. 39.

⁽²⁾ OJ L 410 I, 7.12.2020, p. 13.

⁽³⁾ OJ L 221 I, 8.9.2023, p. 6.

⁽⁴⁾ OJ L 410 I, 7.12.2020, p. 1.

⁽⁵⁾ OJ L 221 I, 8.9.2023, p. 1.

The Council may obtain personal data of data subjects from Member States and/or the European External Action Service. The recipients of the personal data are Member States, the European Commission and the European External Action Service.

All personal data processed by the Council in the context of EU autonomous restrictive measures will be retained for 5 years from the moment the data subject has been removed from the list of persons subject to the asset freeze or the validity of the measure has expired or, if a legal action is brought before the Court of Justice, until a final judgment has been handed down. Personal data contained in documents registered by the Council are kept by the Council for archiving purposes in the public interest, within the meaning of Art. 4(1)(e) of Regulation (EU) 2018/1725.

The Council may need to exchange personal data regarding a data subject with a third country or international organisation in the context of the Council's transposition of UN designations or in the context of international cooperation regarding the EU's restrictive measures policy.

In the absence of an adequacy decision, or of appropriate safeguards, transfer of personal data to a third country or an international organisation is based on the following condition(s), pursuant to Article 50 of Regulation (EU) 2018/1725:

- the transfer is necessary for important reasons of public interest;
- the transfer is necessary for the establishment, exercise or defence of legal claims.

No automated decision-making is involved in the processing of the data subject's personal data.

Data subjects have the right of information and the right of access to their personal data. They also have the right to correct and complete their data. Under certain circumstances, they may have the right to obtain the erasure of their personal data, or the right to object to the processing of their personal data or to ask for it to be restricted.

Data subjects can exercise these rights by sending an e-mail to the controller with a copy to the Data Protection Officer as indicated above.

Attached to their request, the data subjects must provide a copy of an identification document to confirm their identity (ID card or passport). This document should contain an identification number, country of issue, period of validity, name, address and date of birth. Any other data contained in the copy of the identification document such as photo or any personal characteristics may be blacked out.

Data subjects have the right to lodge a complaint with the European Data Protection Supervisor in accordance with Regulation (EU) 2018/1725 (edps@edps.europa.eu).

Before doing so, it is recommended that data subjects first try to obtain a remedy by contacting the controller and/or the Data Protection Officer of the Council.

EUROPEAN COMMISSION

Euro exchange rates ⁽¹⁾

8 September 2023

(2023/C 320/05)

1 euro =

Currency			Exchange rate		
Currency			Exchange rate		
USD	US dollar	1,0704	CAD	Canadian dollar	1,4623
JPY	Japanese yen	157,84	HKD	Hong Kong dollar	8,3915
DKK	Danish krone	7,4591	NZD	New Zealand dollar	1,8127
GBP	Pound sterling	0,85735	SGD	Singapore dollar	1,4605
SEK	Swedish krona	11,9040	KRW	South Korean won	1 428,51
CHF	Swiss franc	0,9543	ZAR	South African rand	20,4370
ISK	Iceland króna	143,30	CNY	Chinese yuan renminbi	7,8565
NOK	Norwegian krone	11,4220	IDR	Indonesian rupiah	16 438,40
BGN	Bulgarian lev	1,9558	MYR	Malaysian ringgit	5,0057
CZK	Czech koruna	24,452	PHP	Philippine peso	60,660
HUF	Hungarian forint	385,70	RUB	Russian rouble	
PLN	Polish zloty	4,6213	THB	Thai baht	38,042
RON	Romanian leu	4,9630	BRL	Brazilian real	5,3238
TRY	Turkish lira	28,7390	MXN	Mexican peso	18,7019
AUD	Australian dollar	1,6743	INR	Indian rupee	88,8610

⁽¹⁾ Source: reference exchange rate published by the ECB.

V

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

EUROPEAN COMMISSION

Prior notification of a concentration**(Case M.11196 – CVC / WORXINVEST / SD WORX)****Candidate case for simplified procedure****(Text with EEA relevance)**

(2023/C 320/06)

1. On 1 September 2023, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 ⁽¹⁾.

This notification concerns the following undertakings:

- CVC Capital Partners SICAV-FIS S.A. ('CVC', Luxembourg),
- WorxInvest (Belgium),
- SD Worx NV ('SD Worx', Belgium), wholly owned and controlled by WorxInvest.

CVC and WorxInvest will acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control of SD Worx.

The concentration is accomplished by way of purchase of shares.

The same concentration was already notified to the Commission on 21 August 2023, but the notification was subsequently withdrawn on 31 August 2023.

2. The business activities of the undertakings concerned are the following:

- CVC: the provision of advice to and management of investment funds with interests in a number of companies active in a variety of industries around the world, primarily in Europe, the US and the Asia-Pacific Region.
- WorxInvest: investing in private equity funds and small- and medium-sized companies, money market instruments and real estate.
- SD Worx: the provision of human resources and payroll solutions and services.

3. On preliminary examination, the Commission finds that the notified transaction could fall within the scope of the 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 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.

⁽¹⁾ OJ L 24, 29.1.2004, p. 1 (the 'Merger Regulation').

⁽²⁾ OJ C 160, 5.5.2023, p. 1.

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. The following reference should always be specified:

M.11196 – CVC / WORXINVEST / SD WORX

Observations can be sent to the Commission by email or by post. Please use the contact details below:

Email: COMP-MERGER-REGISTRY@ec.europa.eu

Postal address:

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

Prior notification of a concentration**(Case M.11260 - APAX PARTNERS / FREMMAN PARTNERS / CHACRIM DIRECTORSHIP)****Candidate case for simplified procedure****(Text with EEA relevance)**

(2023/C 320/07)

1. On 1 September 2023, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 ⁽¹⁾.

This notification concerns the following undertakings:

- Apax Partners LLP ('AP', UK),
- Fremman Partners Limited ('Fremman', UK),
- Chacrim Directorship, S.L. (the 'Target', Spain) controlled by Fremman.

AP and Fremman will acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control of the Target.

The concentration is accomplished by way of purchase of shares.

2. The business activities of the undertakings concerned are the following:

- AP is a limited liability partnership and the parent of a number of entities which provide investment advisory services to private equity funds investing in a range of industry sectors,
- Fremman is a private equity firm active in the investment and management of companies in multiple sectors,
- The Target controls a group of companies active in the distribution of medical supplies and devices mainly in Spain (Palex Group), Italy (Gada Group) and Portugal (LusoPalex).

3. On preliminary examination, the Commission finds that the notified transaction could fall within the scope of the 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 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. The following reference should always be specified:

M.11260 - APAX PARTNERS / FREMMAN PARTNERS / CHACRIM DIRECTORSHIP

Observations can be sent to the Commission by email or by post. Please use the contact details below:

Email: COMP-MERGER-REGISTRY@ec.europa.eu

⁽¹⁾ OJ L 24, 29.1.2004, p. 1 (the 'Merger Regulation').

⁽²⁾ OJ C 366, 14.12.2013, p. 5.

Postal address:

European Commission
Directorate-General for Competition
Merger Registry
1049 Bruxelles/Brussel
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ISSN 1977-091X (electronic edition)
ISSN 1725-2423 (paper edition)



Publications Office
of the European Union
L-2985 Luxembourg
LUXEMBOURG

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