

Prior notification of a concentration
(Case M.9233 — Fosun International/Tom Tailor)
Candidate case for simplified procedure
(Text with EEA relevance)
(2019/C 18/08)

1. On 21 December 2018, 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:

- Fosun International Limited ('Fosun International', China),
- Tom Tailor Holding SE ('Tom Tailor', Germany).

Fosun International acquires within the meaning of Article 3(1)(b) of the Merger Regulation control of the whole of Tom Tailor.

The concentration is accomplished by way of other means, linked to reduced attendance rates at Tom Tailor's annual shareholders' meetings.

2. The business activities of the undertakings concerned are:

- Fosun is part of a Chinese group with activities in (i) pharmaceuticals, medical services and health, (ii) tourism, leisure, fashion and consumer products, and (iii) insurance, finance and investment.
- Tom Tailor is a German fashion house that mainly offers classic and modern casual wear for men, women and children.

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 the 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.9233 — Fosun International/Tom Tailor

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

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

Fax +32 22964301

Postal address:

European Commission
Directorate-General for Competition
Merger Registry
1049 Bruxelles/Brussel
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⁽¹⁾ OJ L 24, 29.1.2004, p. 1 (the 'Merger Regulation').

⁽²⁾ OJ C 366, 14.12.2013, p. 5.