PROCEDURES RELATING TO THE IMPLEMENTATION OF COMPETITION POLICY

EUROPEAN COMMISSION

Prior notification of a concentration

(Case M. 9854 — KHS/Ferrum)

(Text with EEA relevance)

(2021/C 199/07)

1. On 17 May 2021, the Commission received 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 ([1]).

This notification concerns the following undertakings:

— KHS GmbH (Germany), controlled by Salzgitter AG (Germany),

— Ferrum AG (Switzerland),

— Ferrum Packaging AG (Switzerland), controlled by Ferrum AG

KHS GmbH and Ferrum AG acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control Ferrum Packaging AG.

The concentration is accomplished by way of purchase of shares.

2. The business activities of the undertakings concerned are:

— for KHS GmbH: supply of machines for the filling of glass and PET bottles, cans, pouches and kegs for the beverage, food and non-food industry; for the beverage industry also supply of complete filling and packaging lines in addition to a filling machine

— for Ferrum Packaging AG: supply of can seaming machines for the food and beverage packaging industry

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.

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. 9854 — KHS/Ferrum

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

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

Postal address:

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