EUROPEAN COMMISSION

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PUBLIC VERSION

CVC Capital Partners SICAV-FIS S.A
20 Avenue Monterey
L-2163 Luxembourg,
Grand Duchy of Luxembourg

EMMA Alpha Holding Ltd
Na Zátorce 24
Prague 6, 160 00
Czech Republic

Subject: **Case M.11505 – CVC / EMMA / MAILSTEP**
Commission decision pursuant to Article 6(1)(b) of Council Regulation (EC) No 139/2004 ([1]) and Article 57 of the Agreement on the European Economic Area ([2])

Dear Sir or Madam,

(1) On 12 April 2024, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation, by which CVC Capital Partners SICAV-FIS S.A. ('CVC', Luxembourg) and EMMA Alpha Holding Ltd ('EMMA', Cyprus), ultimately controlled by its majority owner Jiří Šmejc, will acquire within the meaning of Articles 3(1)(b) and 3(4) of the Merger Regulation joint control of Mail step a.s. ('Mailstep', Czechia) by way of purchase of shares. ([3])

(2) The business activities of the undertakings concerned are the following:

– CVC: manager of investment funds with interests in a number of companies active in various industries globally,

– EMMA: a private investment holding primarily active in Europe, owning portfolio companies in a variety of sectors including financial services, gaming, energy and e-commerce,

– Mailstep: a provider of contract logistics/fulfilment services to small and medium-sized e-shops and suppliers of e-shops, offering storage, order

([1]) OJ L 24, 29.1.2004, p. 1 (the 'Merger Regulation'). With effect from 1 December 2009, the Treaty on the Functioning of the European Union ('TFEU') has introduced certain changes, such as the replacement of 'Community' by 'Union' and 'common market' by 'internal market'. The terminology of the TFEU will be used throughout this decision.
([2]) OJ L 1, 3.1.1994, p. 3 (the 'EEA Agreement').
([3]) OJ C, C/2024/2870, 22.4.2024.

processing, picking, packing, transport and handling of returns, primarily in the Central European Regions.

(3) After examination of the notification, the European Commission has concluded that the notified operation falls within the scope of the Merger Regulation and of paragraph 5(d) and 8 of the Commission Notice on a simplified treatment for certain concentrations under Council Regulation (EC) No 139/2004. ([4])

(4) For the reasons set out in the Notice on a simplified treatment, the European Commission has decided not to oppose the notified operation and to declare it compatible with the internal market and with the EEA Agreement. This decision is adopted in application of Article 6(1)(b) of the Merger Regulation and Article 57 of the EEA Agreement.

For the Commission

(Signed)
Olivier GUERSENT
Director-General

([4]) OJ C 160, 5.5.2023, p. 1 (the 'Notice on a simplified treatment').