In this regard, when the voice element is marketed as voice telephony or billed separately, or when similar bundled services are marketed by the same company without this voice element, the commercial offering condition could be considered as satisfied.

However, such indicators may be of little help in reverse situations, where voice communication and other service elements are marketed as a package or billed together.

In such cases, the notion 'integrated Internet service' mentioned in the 1998 notice should provide good guidance. It refers to situations where the voice element is not separable of other components, as is the case, for instance, with video telephony. In such cases, the provision of voice services cannot be considered as the subject of a commercial offer. Conversely, when operators market a combination of a voice service and a data service which, although distinct and clearly separable, are bundled within the same commercial package, the Commission would consider this package as comprising two commercial offers. A voice service could be considered as separable from a data service, even though they are usually offered together under commercial usage.

Non-opposition to a notified concentration

(Case COMP/M.2059 — Siemens/Dematic/VDO/Sachs)

(2000/C 369/04)

(Text with EEA relevance)

On 29 August 2000 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(2) of Council Regulation (EEC) No 4064/89. The full text of the decision is only available in German and will be made public after it is cleared of any business secrets it may contain. It will be available:

— as a paper version through the sales offices of the Office for Official Publications of the European Communities (see list on the last page),

— in electronic form in the 'CDE' version of the CELEX database, under document No 300M2059. CELEX is the computerised documentation system of European Community law.

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