IV. **Subsequent amendments of the rules by the NVL**

7. After some discussion with the Commission the NVL decided to meet the objections of the Commission by withdrawing the system of notification, contra-notification and priority rights. To that end the General Assembly of 23 April 1993 approved the proposal to withdraw provisions 7 and 8 of the rules of the Central Bureau and decisions 3, 4 and 10 of the list of decisions and recommendations. In addition, procedural rules were introduced with a view to avoiding the exchange of confidential information on individual firms.

8. As a result, the Article 15 (6) procedure was closed. However, the Commission expressly reserved its position in the main procedure.

9. In the main procedure the Commission stated that the remaining restrictive clauses in the list of decisions and recommendations had also to be amended or withdrawn. These concerned the obligatory use of a calculation formula for service tariffs and corrections by the Central Bureau in the event of differences of more than 10 % (decision 6), minimum tariffs for repair and maintenance (decision 8 and 9), a reference to general terms for delivery including a formula for price increases after the contract had been concluded (recommendation 1), and restrictions on advertising by members (recommendation 5).

10. The NVL, while maintaining that Article 85 (1) was not infringed, in the end decided to dissolve the Central Bureau and to withdraw the list of decisions and recommendations as a whole (decision of the General Assembly of 24 January 1994). Only the use of the classification of services will continue to be recommended, henceforth without any scoring on valuation system.

In view of the above, and particularly the amendments and withdrawals made by the NVL, the Commission intends to close the file by sending a letter of comfort with regard to such of the rules mentioned in point 4 as are still in force. However, before closing the file, the Commission invites interested third parties to submit any comments within one month of the date of publication of this notice, quoting reference 'IV/33.856', to the following address:

Commission of the European Communities,
Directorate-General for Competition,
Division IV/D-5,
Rue de la Loi 200,
B-1049 Brussels.

Non-opposition to a notified concentration

(Case No IV/M.479 — Ingersoll-Rand/MAN)

(94/C 231/05)

(Text with EEA relevance)

On 28 July 1994 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 (1) (b) of Council Regulation (EEC) No 4064/89 [1]. Third parties showing a sufficient interest can obtain a copy of the decision by making a written request to:

Commission of the European Communities,
Directorate-General for Competition (DG IV),
Merger Task Force,
150, Avenue de Cortenberg,
B-1049 Brussels
Fax number: 02/296 43 01.

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[1] OJ No L 395, 30. 12. 1989. Corrigendum: OJ No L 257, 21. 9. 1990, p. 13.