EUROPEAN COMMISSION

Brussels, 14.08.2020
C(2020) 5715 final

PUBLIC VERSION

To the notifying party

Subject: **Case M.9885 — HAL Investments/De Drie Eiken**
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 10 July 2020, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which HAL Investments B.V. ("HAL", European investment subsidiary of HAL Holding N.V., Curaçao) acquires within the meaning of Article 3(1)(b) of the Merger Regulation control of the whole of De Drie Eiken N.V. (holding company of the Van Wijnen group, Netherlands) by way of purchase of shares.[3]

2. The business activities of the undertakings concerned are:

   – for HAL: investments in a variety of sectors, including the maritime sector, tank storage, media, financial services, retail, office furniture, timber and building supplies and decorative laminates,

   – for De Drie Eiken/Van Wijnen group: project development, construction of residential and non-residential buildings, renovation and area development, primarily in the Netherlands.

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(c) of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004.[4]

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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 Publication in the Official Journal of the European Union No C 241, 21.7.2020, p. 4.

4 OJ C 366, 14.12.2013, p. 5.

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4. For the reasons set out in the Notice on a simplified procedure, 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