EUROPEAN COMMISSION

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PUBLIC VERSION

To the notifying parties

Subject: **Case M.9490 - VWFS/TUV SÜD AS/FC/CarMob**
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 29 August 2019, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which Volkswagen Financial Services AG ("VWFS", Germany) and TÜV SÜD Auto Service GmbH ("TUV SÜD AS", Germany) acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control of the whole of FleetCompany GmbH ("FC", Germany) and Carmobility GmbH ("CarMob", Germany) by way of purchase of shares.[3]

2. The business activities of the undertakings concerned are:

   — for VWFS: is a wholly-owned direct subsidiary of Volkswagen and offers dealers and customers financing, leasing, bank and insurance business services as well as mobility solutions. It provides fleet management solutions exclusively through its wholly owned subsidiary Carmobility GmbH,

   — for TÜV SÜD AS: is a provider of technical services, in particular of inspection and product certification services,

   — for FC: is a brand-neutral provider of fleet management services to business customers and is active in more than 50 countries,

   — for CarMob: is a brand-neutral provider of fleet management services to business customers only in Germany.

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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 300, 5.9.2019, p. 21.

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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(a) and 6 of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004.[4]

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)
Cecilio MADERO VILLAREJO
Acting Director-General

4 OJ C 366, 14.12.2013, p. 5.