Prior notification of a concentration

(Case M.8286 — RHI/Magnesita Refratários)

(Text with EEA relevance)

(2017/C 150/05)

1. On 5 May 2017, the Commission received notification of a proposed concentration pursuant to Article 4 and following a referral pursuant to Article 4(5) of Council Regulation (EC) No 139/2004 ([1]) by which the undertaking RHI AG (Austria) acquires within the meaning of Article 3(1)(b) of the Merger Regulation sole control of the whole of the undertaking Magnesita Refratários SA (Brazil) by way of purchase of shares.

2. The business activities of the undertakings concerned are:

— for RHI AG: supply of refractory products, systems and services, mining of raw materials in the EEA and worldwide,

— for Magnesita Refratários SA: supply of refractory products, systems and services, mining of raw materials in the EEA and worldwide.

3. On preliminary examination, the Commission finds that the notified transaction could fall within the scope of the Merger Regulation. However, the final decision on this point is reserved.

4. The Commission invites interested third parties to submit their possible observations on the proposed operation to the Commission.

Observations must reach the Commission not later than 10 days following the date of this publication. Observations can be sent to the Commission by fax (+32 22964301), by email to COMP-MERGER-REGISTRY@ec.europa.eu or by post, under reference M.8286 — RHI/Magnesita Refratários, to the following address:

European Commission
Directorate-General for Competition
Merger Registry
1049 Bruxelles/Brussel
BELGIQUE/BELGIË

([1]) OJ L 24, 29.1.2004, p. 1 (the 'Merger Regulation').