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PUBLIC VERSION

FSN Capital GP VI Limited
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Subject: **Case M.10577 – FSN CAPITAL VI / OPTIGROUP / HYGAS / BFG / TPC 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 24 January 2022, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertaking FSN Capital VI (Jersey) intends to acquire within the meaning of Article 3(1)(b) of the Merger Regulation sole control of the whole of undertakings OptiGroup AB ('OptiGroup', Sweden), Hygas B.V. ('Hygas', The Netherlands), BFG Packaging SRL ('BFG', Romania) and Trias Productie Holding B.V. ('TPC', The Netherlands) by way of purchase of shares.[3]

2. The business activities of the undertakings concerned are:

   – FSN Capital VI is an investment fund advised by FSN Capital, a private equity advisor.

   – OptiGroup is a one-stop-shop Business-to-Business ('B2B') distributor of facility, safety, foodservice and packaging products, as well as paper and business supplies, primarily in Sweden, Finland, Belgium and the Netherlands.

   – Hygas is a one-stop-shop B2B distributor of hygiene products, medical (disposable) products, protective equipment and packaging materials for a wide range of industries such as healthcare, foodservices, facility services,

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 54, 1.2.2022, p. 10.

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retail, supermarkets, the hospitality industry, wellness, automotive, agriculture and horticulture, mainly in the Netherlands, Belgium, Germany and France.

– BFG is a manufacturer of high quality food packaging in Europe, primarily focusing on niche products used by the catering and food processing sectors, and mainly active in Romania.

– TPC is a wholesaler of packaging tapes, stretch- and wrapping films, as well as various other packaging materials, for customers active in the B2B market in the Netherlands, Belgium, France, Germany and Poland.

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 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)
Olivier GUERSENT
Director-General

4 OJ C 366, 14.12.2013, p. 5.