EUROPEAN COMMISSION

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PUBLIC VERSION

To the notifying party

Subject: **Case M.9597 – CINVEN / STICHTING BARENTZ BEHEER / BARENTZ**
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 25 October 2019, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which Cinven Capital Management (VI) General Partner Limited ("Cinven", Guernsey) and Stichting Barentz Beheer ("the Foundation", Netherlands) acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control over H.L. Barentz B.V. ("Barentz", Netherlands) by way of purchase of shares.[3]

2. The business activities of the undertakings concerned are:

   – for Cinven : private equity business engaged in the provision of investment management and investment advisory services to a number of investment funds. Cinven controls a number of portfolio companies which are active in a variety of sectors across a range of jurisdictions.

   – for the Foundation : Dutch non-profit foundation (*stichting*). Its sole purpose, is to support and further develop the business of Barentz.

   – for Barentz: distribution of ingredients and additives for the food, pharmaceutical and cosmetics, chemical and animal nutrition industries.

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

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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 371, 04.11.2019, p. 14.

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paragraph 5(c) 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.