Prior notification of a concentration

(Case M.10445 - Seventh Cinven Fund/Restaurant Brands Iberia)

Candidate case for simplified procedure

(Text with EEA relevance)

(2021/C 375/05)

1. On 7 September 2021, the European Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 ([1]).

This notification concerns the following undertakings:

— Cinven Capital Management (VII) General Partner Limited (Guernsey, 'Cinven')

— Restaurant Brands Iberia S.A. (Spain, 'RBI')

Cinven would acquire within the meaning of Article 3(1)(b) of the EUMR sole control over RBI.

The concentration is accomplished by way of purchase of shares.

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 RBI: company that provides quick service restaurant activities under the brands Burger King in Spain, Portugal, Gibraltar and Andorra, and Tim Hortons and Popeyes in Spain.

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. Pursuant to the Commission Notice on a simplified procedure for treatment of certain concentrations under the Council Regulation (EC) No 139/2004 ([2]) it should be noted that this case is a candidate for treatment under the procedure set out in the Notice.

5. 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. The following reference should always be specified:

M.10445 - Seventh Cinven Fund/Restaurant Brands Iberia S.A.

Observations can be sent to the Commission by email, by fax, or by post. Please use the contact details below:

Email: COMP-MERGER-REGISTRY@ec.europa.eu

Fax +32 22964301

([1]) OJ L 24, 29.1.2004, p. 1 (the 'Merger Regulation').
([2]) OJ C 366, 14.12.2013, p. 5.

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