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PUBLIC VERSION

Lufthansa Industry Solutions AS GmbH
Schützenwall 1
22844 Norderstedt
Germany

A4nXT GmbH
Auto-Union-Straße 1
85057 Ingolstadt
Germany

Subject: **Case M.10584 – LUFTHANSA/VW/JV**
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 15 March 2022, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which Lufthansa Industry Solutions AS GmbH ('LHIND', Germany), controlled by Deutsche Lufthansa AG ('Lufthansa', Germany) and A4nXT GmbH ('A4nXT', Germany), controlled by Volkswagen Aktiengesellschaft ('Volkswagen', Germany) will acquire within the meaning of Articles 3(1)(b) and 3(4) of the Merger Regulation joint control of the Joint Venture company ('JV', Germany). The concentration is accomplished by way of purchase of shares in a newly created company constituting a joint venture.[3]

2. The business activities of the undertakings concerned are:

   – for Lufthansa: German aviation group with worldwide operations comprising several airlines as well as aviation-related services such as in-flight catering,

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 (the '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 134, 25.3.2022, p. 34.

maintenance, repair and overhaul of aircrafts and components, IT services and loyalty programs,

– for Volkswagen: German automobile consortium active worldwide in the development, manufacture, marketing and sale of passenger cars, light commercial vehicles, trucks, buses, coaches, chassis for buses and diesel engines, motor bikes, as well as ancillary financial and insurance services as well as mobility service,

– for the JV: newly created entity that will provide IT consulting services and ancillary IT services to Volkswagen and to third parties in the automotive industry and other 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 paragraphs 5(a) 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.