EUROPEAN COMMISSION

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PUBLIC VERSION

Kesko Corporation
Työpajankatu 12
00580 Helsinki
Finland

Subject: **Case M.11282 – KESKO / DAVIDSEN**
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 05 December 2023, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which Kesko Corporation ('Kesko', Finland) will acquire within the meaning of Article 3(1)(b) of the Merger Regulation sole control of the whole of Davidsen Koncernen A/S ('Davidsen', Denmark). The concentration is accomplished by way of purchase of shares.[3]

2. The business activities of the undertakings concerned are the following:

   – Kesko is a Finnish retailing conglomerate active within the grocery trade, building and technical trade, and car trade,

   – Davidsen is a Danish distributor of building materials.

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 5(d) of the Commission Notice on a simplified treatment for certain concentrations under Council Regulation (EC) No 139/2004.[4]

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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, OJ C, C/1539, 14.12.2023.

4 OJ C 160, 5.5.2023, p. 1–10.

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