



DETERMINATION OF MERGER NOTIFICATION - M/24/073 – REINHARD MOHN/ AIRTRAKS

Section 21 of the Competition Act 2002

Proposed acquisition by Reinhard Mohn GmbH of Airtraks Limited.

Dated: 19 December 2024

1. On 26 November 2024, in accordance with section 18(1)(a) of the Competition Act 2002 (as amended) (“the Act”), the Competition and Consumer Protection Commission (“the Commission”) received a notification of a proposed acquisition whereby Reinhard Mohn GmbH (“the Purchaser”) would acquire sole control of Airtraks Limited and its subsidiaries (“the Target”) (together “the Parties”).
2. The Proposed Transaction is to be implemented pursuant to a share purchase agreement (the “SPA”). Pursuant to the terms of the SPA, the Purchaser will acquire all the issued and outstanding shares of the Target and, thus, sole control of the Target.
3. The business activities of the undertakings involved are:

The Acquirer – Reinhard Mohn GmbH

4. **Reinhard Mohn GmbH** is a holding company of Bertelsmann SE & Co. KGaA. Bertelsmann is a media, services and education company that operates in 50 countries around the world. In the State, the Purchaser provides third-party logistics (“3PL”) services, and customer relationship management services serving the tech, large scale fashion and healthcare industries.

The Target – Airtraks Limited

5. **Airtraks Limited** is a European logistics, white glove and technical services specialist for data centres with operations across eight European locations. In the State, the Target supplies 3PL services, and specialises in delivering full data centre lifecycle management services.
6. After examination of the notification, the Commission has concluded that the Proposed Transaction falls within the scope of paragraph 2.1 of the Simplified Merger Notification Procedure



Guidelines for assessing certain notifiable mergers or acquisitions under section 18 of the Act since:

- two or more of the undertakings involved in the merger or acquisition are active in the same product and geographic market, but their combined market share is less than 15% and
 - One or more undertakings involved in the merger or acquisition are active in any market(s) which is upstream or downstream to a market(s) in which another undertaking involved is active, the market share of each of the undertakings involved in each market is less than 25%
7. In the light of this, the Commission considers that the Proposed Transaction will not substantially lessen competition in any market for goods or services in the State.

Ancillary Restraints

8. No Ancillary Restraints were notified.



Determination

The Competition and Consumer Protection Commission, in accordance with section 21(2)(a) of the Competition Act 2002, as amended, has determined that, in its opinion, the result of the Proposed Transaction whereby Reinhard Mohn GmbH would acquire sole control of Airtraks Limited and its subsidiaries, will not be to substantially lessen competition in any market for goods or services in the State, and, accordingly, that the acquisition may be put into effect.

For the Competition and Consumer Protection Commission

Ibrahim Bah
Director
Competition Enforcement and Mergers