

INTERVENTION NOTICE GIVEN PURSUANT TO SECTION 42 ENTERPRISE ACT 2002
ANTICIPATED ACQUISITION OF IMPCROSS LIMITED BY GARDNER AEROSPACE HOLDINGS LIMITED

1. The Secretary of State has reasonable grounds for suspecting that, as a result of the proposed acquisition of Impcross Limited by Gardner Aerospace Holdings Limited or any interconnected body corporate¹ of Gardner Aerospace Holdings Limited, it is or may be the case that arrangements are in progress or in contemplation which, if carried into effect, will result in the creation of a relevant merger situation, as defined in section 23 of the Enterprise Act 2002 (“the Act”), in that:
 - a) two or more enterprises will cease to be distinct;
 - b) in the course of the enterprises ceasing to be distinct, a person or group of persons will bring a relevant enterprise under their ownership or control (section 23A of the Act); and
 - c) the value of the turnover in the United Kingdom of the enterprise being taken over exceeds £1 million.
2. The Secretary of State believes that it is or may be the case that the national security public interest consideration specified in section 58(1) and (2) of the Act is relevant to a consideration of the relevant merger situation.
3. Therefore, the Secretary of State in exercise of her powers under section 42(2) of the Act hereby gives this intervention notice.
4. Under and in accordance with section 44 of the Act the Competition and Markets Authority is required to investigate and report by midnight at the end of 2nd March 2020.

Date: 5th December 2019

Tim Jarvis, Director for Consumer and Competition Policy

An official of the Department for Business, Energy and Industrial Strategy

¹ As defined in s.129(2) Enterprise Act 2002