

**EUROPEAN INTERVENTION NOTICE  
GIVEN PURSUANT TO SECTION 67 ENTERPRISE ACT 2002  
ANTICIPATED ACQUISITION OF SKY PLC BY TWENTY-FIRST CENTURY FOX, INC.**

Whereas the Secretary of State has reasonable grounds for suspecting that, as a result of the proposed acquisition by Twenty-First Century Fox, Inc. ("21CF") of the entire issued and to be issued share capital of Sky plc that 21CF does not already own, it is or may be the case that:

(a) 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:

(i) two or more enterprises will cease to be distinct; and

(ii) the value of the turnover in the United Kingdom of the enterprise to be taken over exceeds £70 million;

(b) a concentration with a Community dimension (within the meaning of Council Regulation (EC) No 139/2004 ("the EC Merger Regulation"), or a part of such a concentration, has thereby arisen or will thereby arise;

Whereas a reference is prevented from being made under section 33 of the Act in relation to the relevant merger situation by virtue of Community law;

Whereas the Secretary of State is considering whether to take appropriate measures to protect legitimate interests as permitted by article 21(4) of the EC Merger Regulation;

Whereas the Secretary of State believes that it is or may be the case that the following public interest considerations specified in section 58(2C) of the Act are relevant to a consideration of the relevant merger situation:

(a) the need, in relation to every different audience in the United Kingdom or in a particular area or locality of the United Kingdom, for there to be a sufficient plurality of persons with control of the media enterprises serving that audience;

...

(c) the need for persons carrying on media enterprises, and for those with control of such enterprises, to have a genuine commitment to the attainment in relation to broadcasting of the standards objectives set out in section 319 of the Communications Act 2003.

Now, therefore, the Secretary of State in exercise of her powers under section 67(2) of the Act hereby gives this intervention notice.

Under and in accordance with articles 4 and 4A of the Enterprise Act 2002 (Protection of Legitimate Interests) Order 2003, the Competition and Markets Authority and Ofcom respectively are required to investigate and report by midnight at the end of Tuesday, 16 May 2017.



Rt Hon. Karen Bradley MP  
Secretary of State for Culture, Media and Sport  
16 March 2017