

Completed Acquisition by Novo Invest GmbH acting through Novomatic UK Ltd of Talarius Limited

Variation Order made by the Competition and Markets Authority pursuant to section 72(4)(b) of the Enterprise Act 2002 (the Act)

Whereas:

- (a) the Competition and Markets Authority (**CMA**) made an initial enforcement order pursuant to section 72(2) of the Act in relation to the acquisition by Novo Invest GmbH acting through Novomatic UK Ltd of Talarius Limited (the **Transaction**) on 8 August 2016 (the **Initial Enforcement Order**);
- (b) the CMA believes that it is under a duty to refer this Merger under section 22(1) of the Act. However, the duty to refer is not exercised pursuant to section 22(3)(b) whilst the CMA is considering whether to accept undertakings under section 73 of the Act in lieu of a reference. Pursuant to section 72(6)(b) the Initial Enforcement Order remains in force during this period.
- (c) the CMA considers that, based on the evidence it has received in its assessment of the Transaction to date, it is appropriate to vary the Initial Enforcement Order;

For the purpose of varying the Initial Enforcement Order the CMA hereby makes the following order pursuant to section 72(4)(b) of the Act, addressed to Novo Invest GmbH (**Novo Invest**) and Novomatic UK Ltd (**Novomatic**) (the **Variation Order**).

The Initial Enforcement Order is varied to amend the definitions of the Talarius and Novo Invest business as follows: ‘**the Talarius business**’ means the five AGCs acquired from Talarius Ltd listed in Annex A, and ‘**the Novo Invest business**’ means the six sites owned by Novomatic and operated by Luxury Leisure prior to the transaction and listed in Annex A. Accordingly, with effect from the date of this Variation Order only the Adult Gaming Centres (**AGCs**) listed in Annex A of this Variation Order are subject to the Initial Enforcement Order.

10 November 2016

Annex A

AGCs remaining subject to the Initial Enforcement Order dated 8 August 2016

<i>Location</i>	<i>Address</i>
(a) Grimsby (Freeman Street);	Admiral (Novomatic) - 118-120 Freeman Street DN32 7AJ Quicksilver (Talarius) - 86 Freeman St DN32 7AG
(b) Dartford;	Admiral (Novomatic) - 25 High Street DA1 1DT Quicksilver (Talarius) - 9a Lowfield Street DA1 1EN
(c) Darlington (Northgate);	Admiral (Novomatic) - 11 Northgate DL1 1TL Admiral (Novomatic) - 2 Tubwell Row DL1 1NU Quicksilver (Talarius) - 2-4 Crown Street DL1 1LU
(d) Clapham;	Admiral (Novomatic) - 27-29 St John's Rd SW11 1QN Quicksilver (Talarius) - 1-1A St Johns Hill SW11 1TN
(e) Chesterfield.	Admiral (Novomatic) - 27 Packers Row S40 1RE Quicksilver (Talarius) - 8-10 Central Pavement S40 1PQ