

## **REFERENCE RELATING TO THE ANTICIPATED ACQUISITION BY JUST EAT PLC OF HUNGRYHOUSE HOLDINGS LIMITED**

### **Notice of provisional findings made under Rule 11.3 of the Competition and Markets Authority Rules of Procedure<sup>1</sup>**

1. On 19 May 2017, the Competition and Markets Authority (CMA), made a reference to its chair for the constitution of a Group of CMA Panel Members (the Inquiry Group)<sup>2</sup> in accordance with section 33 of the Enterprise Act 2002 (the Act), regarding the anticipated acquisition by Just Eat plc of Hungryhouse Holdings Limited and requiring it to report within a period ending on 2 November 2017. The Inquiry Group has decided to extend the reference period by four weeks under section 39(3) of the Act, as it considers that there are special reasons (outlined in the notice of extension) why the report cannot be prepared and published within the original reference period. The revised reference period will therefore end on 30 November 2017. However, the Inquiry Group aims to complete the inquiry as soon as possible and in advance of this date.

#### **Provisional findings**

2. The CMA Inquiry Group appointed to consider this reference has made the following provisional findings on the statutory questions it has to decide pursuant to section 36(1) of the Act:
  - (a) arrangements are in progress or in contemplation which, if carried into effect, will result in the creation of a relevant merger situation; and
  - (b) the creation of that situation may not be expected to result in a substantial lessening of competition within any market or markets in the UK for goods or services.
3. The Inquiry Group's reasons are set out in full in the provisional findings report and are summarised in the summary of the provisional findings report (see note below).

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<sup>1</sup> See [Rules of procedure for merger, market and special reference groups: CMA17](#).

<sup>2</sup> Under Schedule 4 to the Enterprise and Regulatory Reform Act 2013.

## The next steps

4. Anyone wishing to comment on the provisional findings is now invited to provide the Inquiry Group with their reasons in writing as to why these provisional findings should not become final (or, as the case may be, should be varied).
5. These reasons should be received by the Inquiry Group no later than 12 noon on 2 November 2017.

The Inquiry Group will have regard to any such reasons in making its final decisions on the statutory questions and actions.

Martin Cave  
*Inquiry Group Chair*  
12 October 2017

*Note:* A copy of this notice and the summary of the provisional findings report will be placed on the CMA website on 12 October 2017. The CMA proposes to publish the provisional findings report on its website by 12 October 2017. The published version of the provisional findings report will not contain any information which the Inquiry Group considers should be excluded from the report, having regard to the three considerations set out in section 244 of the Act. These omissions are indicated by [✂].

Comments should be made by email to [justeat.hungryhouse@cma.gsi.gov.uk](mailto:justeat.hungryhouse@cma.gsi.gov.uk) or in writing to:

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Just Eat/Hungryhouse merger inquiry  
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