

Completed acquisition by Euro Car parts Limited of assets of the Andrew Page business

Notice of proposal to accept final undertakings pursuant to Section 41 and 82 of, and Schedule 10 to, the Enterprise Act 2002 and public consultation on the proposed final undertakings

Introduction

1. On 4 October 2016, Euro Car Parts Limited (**ECP**) acquired certain assets of Andrew Page Limited, Solid Auto (U.K.) Limited and Colton Parts Company Limited (collectively **AP**) (the **Merger**).
2. On 12 October 2016, the Competition and Markets Authority (**CMA**) made an initial enforcement order (the **IEO**) pursuant to section 72(2) of the Enterprise Act 2002 (the **Act**) for the purpose of preventing pre-emptive action prior to the reference being finally determined.
3. On 22 May 2017, the CMA referred the Merger for further investigation and report by a group of CMA panel members under section 22(1) of the Act.
4. On 29 June 2017, a Monitoring Trustee was appointed pursuant to directions given by the CMA on 22 June 2017 under the IEO.
5. On 31 October 2017, the CMA published its Final Report,¹ concluding that the Merger has resulted, or may be expected to result, in a significant lessening of competition (**SLC**) in the supply of independent aftermarket car parts by general motor factors to local Independent Motor Trade (**IMT**) customers in nine local areas² and that this may be expected to lead to adverse effects for local IMT customers in terms of an increase in prices and/or a reduction in the quality of service in those nine local areas.

¹ [A report on the completed acquisition by Euro Car Parts of the assets of the Andrew Page business.](#)

² The nine local areas were: Blackpool, Brighton, Gloucester, Liphook, Scunthorpe, Sunderland, Wakefield, Worthing and York.

6. The CMA has reached agreement with ECP on the terms of proposed final undertakings to remedy the SLC identified in the Final Report and any adverse effects resulting from it.³

Notice of proposal to accept undertakings

7. The CMA now hereby gives notice of the proposed undertakings under paragraph 2 of Schedule 10 of the Act and that:
 - (a) the CMA proposes to accept the proposed undertakings; and
 - (b) the proposed undertakings seek to address each of the SLC identified in the Final Report and the adverse effects which may be expected to flow from them in the relevant local areas.
8. The CMA invites written representations on the proposed undertakings from any person or persons who wish to comment. Representations should be made in writing to the CMA by **5 pm on 2 January 2018** and should be addressed to:

Remedies Manager
Euro Car Parts/Andrew Page Merger Inquiry
Competition and Markets Authority
Victoria House
37 Southampton Row
London
WC1B 4AD

Or by email: EuroCarParts/AndrewPage@cma.gsi.gov.uk

9. The CMA will consider any representations made in accordance with this notice and make modifications to the proposed undertakings as a result. In the absence of any written representations, or in the event that the CMA decides, on consideration of representations made and not withdrawn, not to amend the proposed undertakings, the CMA proposes to accept the undertakings in their present form pursuant to section 82 of the Act. If the CMA considers that any representations necessitates any material change to the proposed undertakings, the CMA will give notice of the proposed modifications.

³ The proposed undertakings were published together with this Notice on the [Euro Car Parts / Andrew Page merger inquiry case page](#).

10. Once accepted, the final undertakings may be varied, superseded or released by the CMA under section 82(2) of the Act.
11. This Notice and a non-confidential version of the proposed undertakings will be published on the CMA website.

Signed by authority of the CMA

ALASDAIR SMITH

Group Chair

8 December 2017