

**Consent under section 72(3C) of the Enterprise Act 2002 to certain actions for the purposes of the Initial Enforcement Order made by the Competition and Markets Authority ('CMA') on 2 March 2018**

**Completed acquisition by Tarmac Trading Limited ('Tarmac') of Alun Griffiths (Contractors) Limited ('Griffiths')**

We refer to your letter dated 13 March 2018 requesting that the CMA consents to derogations to the Initial Enforcement Order of 2 March 2018 (the 'Initial Order'). The terms defined in the Initial Order have the same meaning in this letter.

Under the Initial Order, save for written consent by the CMA, CRH Plc (CRH) and Tarmac are required to hold separate the Griffiths business from the CRH business and refrain from taking any action which might prejudice a reference under section 22 of the Act or impede the taking of any remedial action following such a reference.

After due consideration of your request for derogations from the Initial Order, based on the information received from you and in the particular circumstances of this case, CRH and/or Tarmac may carry out the following actions, in respect of the specific paragraph:

***Paragraph 5(e)(iii) of the initial Order***

In order to limit CRH plc's exposure to financial risk during the term of the Initial Order, the CMA consents to Tarmac's derogation request to extend CRH's group insurance to include Griffiths.

Given that CRH plc is responsible and liable for the Griffiths business, the CMA consents to Tarmac extending its insurance cover to the Griffiths business, on the grounds that:

- (a) the inclusion of the Griffiths business in the general CRH group insurance will have no influence upon the commercial direction of the Griffiths business during the term of the Initial Order; and
- (b) any new owner of Griffiths will be capable of taking out a replacement insurance policy.