

ANTICIPATED ACQUISITION BY GARDNER AEROSPACE HOLDINGS LIMITED OF NORTHERN AEROSPACE LIMITED

Variation Order made by the Competition and Markets Authority pursuant to paragraph 2(6)(b) of schedule 7 of the Enterprise Act 2002 (the Act)

Whereas:

- (a) the Competition and Markets Authority (CMA) made an initial enforcement order pursuant to paragraph 2(2) of schedule 7 of the Act in relation to the anticipated acquisition by Gardner Aerospace Holdings Limited (**Gardner Aerospace**) of Northern Aerospace Limited (**Northern Aerospace**) (the **Merger**) on 18 June 2018 (the **Initial Enforcement Order**); and
- (b) the CMA considers that, based on the evidence it has received, 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 paragraph 2(6)(b) of schedule 7 of the Act, addressed to each of Shaanxi Ligeance Mineral Resources Co. Limited (**SLMR**), Gardner Aerospace Holdings Limited (**Gardner Aerospace**), Better Capital PCC Limited (**Better Capital**), BECAP12 Fund LP (**BECAP12 Fund**), BECAP12 GP Limited (**BECAP12 GP**) and Northern Aerospace Limited (**Northern Aerospace**) (the Variation Order). The terms defined in the Initial Enforcement Order have the same meaning in this Variation Order.

1. The definitions section of the Initial Enforcement Order is varied as follows:

- (a) The definition of 'Better Capital' is deleted;
- (b) The following definitions are added to the Interpretation section:

'BECAP12 Fund' means BECAP12 Fund LP, Heritage Hall PO Box 225 Le Marchant Street St Peter Port GUERNSEY GY1 4HY, Company number 1558

'BECAP12 GP' means BECAP12 GP Ltd, Heritage Hall PO Box 225 Le Marchant Street St Peter Port GUERNSEY GY1 4HY, company number 54252

2. The Initial Enforcement Order is varied as follows:

- (a) In paragraph 2, in the definition of ‘the Addressees’, replace the words ‘Better Capital’ with the words ‘BECAP12 Fund and BECAP12 GP’;
- (b) In Annex B, the words ‘Better Capital’ are replaced with ‘BECAP 12 Fund’ wherever they occur.

Jennifer Halliday, Director, Mergers