

ACQUISITION BY BREEDON GROUP PLC OF CERTAIN ASSETS OF CEMEX INVESTMENTS LIMITED

Revocation 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 anticipated acquisition by Breedon Group plc, through its subsidiary Breedon Southern Limited, of certain assets of Cemex Investments Limited (the **Transaction**) on 20 January 2020 which was subsequently varied on 11 February 2020 (the **Initial Enforcement Order**);
- (b) The CMA has reasonable grounds for suspecting that it is or may be the case that on 31 July 2020 Breedon Group plc ceased to be distinct from certain assets of Cemex Investments Limited;
- (c) the CMA is continuing to conduct its assessment of the Transaction and has not yet taken a decision, pursuant to section 22 of the Act, as to whether it is or may be the case that a relevant merger situation has been created and whether the creation of that situation has resulted or may be expected to result in a substantial lessening of competition in any market or markets in the United Kingdom for goods or services;
- (d) the CMA considers that, in light of the Transaction completing, it is appropriate to revoke the Initial Enforcement Order and replace it with a separate initial enforcement order to be served on Breedon Group plc and Breedon Southern Limited;

Now for the purpose of revoking the Initial Enforcement Order the CMA makes the following order pursuant to section 72(4)(b) of the Act, addressed to Breedon Group plc (**Breedon**), Breedon Southern Limited (**Breedon Southern**) and Cemex Investments Limited (**Cemex**) (**Revocation Order**).

1. This Revocation Order commences on 31 July 2020 (at 23:59).
2. This Order applies to Breedon, Breedon Southern and Cemex.
3. The CMA revokes the Initial Enforcement Order.

Assistant Director, Remedies, Business and Financial Analysis