

## DEPARTMENT FOR DIGITAL, CULTURE, MEDIA AND SPORT

### ANTICIPATED ACQUISITION BY CONNECT BIDCO LIMITED OF INMARSAT PLC

#### NOTICE OF ACCEPTANCE OF UNDERTAKINGS GIVEN BY CONNECT BIDCO LIMITED AND INMARSAT PLC PURSUANT TO PARAGRAPH 3 OF SCHEDULE 7 TO THE ENTERPRISE ACT 2002

##### Intervention under the Enterprise Act 2002

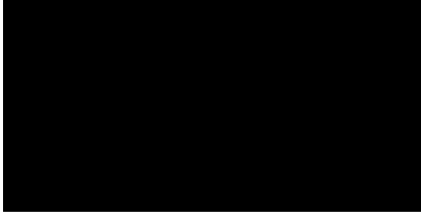
1. On 22 July 2019, the Secretary of State gave a [public interest intervention notice](#) to the Competition and Markets Authority (“CMA”) under section 42 of the Enterprise Act 2002 (“the Act”) in relation to the proposed acquisition by Connect Bidco Limited (“Connect Bidco”) (a consortium comprising Apax Partners LLP, Canada Pension Plan Investment Board, Ontario Teachers’ Pension Plan Board and Warburg Pincus LLP) of Inmarsat plc (Inmarsat) (“the merger”).
2. On 17 September 2019, the CMA reported to the Secretary of State in accordance with section 44(2) of the Act. The [report](#) contained the CMA’s decisions on the jurisdictional and competition aspects of the merger and summarised representations received by it relating to the national security public interest consideration specified in the public interest intervention notice.
3. The Secretary of State received further representations direct from the Secretary of State for Defence as regards the national security implications of the merger. Representations were also received from a third party.
4. In light of the report from the CMA and the advice of the Secretary of State for Defence, the Secretary of State considers that she has the power to refer the merger under section 45 of the Act to the chair of the CMA for the constitution of a group under Schedule 4 to the Enterprise and Regulatory Reform Act 2013 to carry out a more detailed assessment. This is termed a “phase 2 inquiry”.
5. On 9 October 2019, however, the Secretary of State [announced](#) that she proposed to accept undertakings proposed by Connect Bidco and Inmarsat, in lieu of such a reference to a phase 2 inquiry.
6. The Secretary of State published the draft undertakings for consultation between 9 October 2019 and 24 October 2019, in accordance with paragraph 2 of Schedule 10 to the Act. No responses were received.

##### Decision to accept undertakings

7. The Secretary of State remains of the view that the undertakings are appropriate for the purpose of remedying, mitigating or preventing any of the effects adverse to the public interest which may be expected to result from the creation of the relevant merger situation.
8. The Secretary of State has therefore accepted the undertakings (without modification from those consulted on) in lieu of making a reference to a phase 2 inquiry, under paragraph 3(2) of Schedule 7 to the Act. The undertakings come into force accordingly.
9. This notice and the accepted undertakings are published on the GOV.UK website.

**Accepted undertakings**

10. The undertakings annexed to this notice are those accepted by the Secretary of State on 29/10/2019.



Director General, Digital and Media Group

An official of the Department for Digital, Culture, Media and Sport

29/10/2019