

ANTICIPATED ACQUISITION BY NVIDIA CORPORATION OF ARM LIMITED

Cancellation of merger reference

1. On 8 February 2022, the Competition and Markets Authority (**CMA**) cancelled the merger reference concerning the anticipated acquisition by NVIDIA Corporation of Arm Limited (together, the **Parties**).
2. The merger reference was made by the Secretary of State for Digital, Culture, Media and Sport on the 16 November 2021, for a Phase 2 reference under Section 45(4) of the Enterprise Act 2002 (the **Act**). The CMA Phase 2 investigation covered both competition and national security grounds. The terms of the reference required the CMA to decide (in accordance with section 45(4) of the Act) whether it is or may be the case that:
 - (a) arrangements were in progress or in contemplation which, if carried into effect, would result in the creation of a relevant merger situation;
 - (b) the creation of that situation may be expected to result in a substantial lessening of competition within any market or markets in the United Kingdom for goods or services;
 - (c) the interests of national security, being a public interest consideration specified in section 58(1) of the Act, are relevant to a consideration of that situation; and
 - (d) taking account only of any substantial lessening of competition and the relevant public interest consideration concerned, the creation of that situation may be expected to operate against the public interest.
3. The CMA has received written assurances from the Parties that the anticipated acquisition has been abandoned.
4. The Group of CMA Panel Members constituted to investigate and report on the reference (the Inquiry Group), having had regard to that assurance, is satisfied that the proposal to make arrangements of the kind mentioned in the reference has been abandoned. Accordingly, in exercise of the CMA's duty under section 48(1) of the Act, the Inquiry Group has cancelled the reference.
5. This cancellation is published in accordance with requirements laid down by sections 107(2)(a) and 107(4) of the Act.

(signed) **Kirstin Baker**

CMA Inquiry Chair

8 February 2022