

## COMPLETED ACQUISITION BY RIVIERA BIDCO LIMITED OF DENTAL PARTNERS GROUP LIMITED

### Variation of consent under 72(3C) of the Enterprise Act 2002 (the 'Act')

On 13 May 2022, the Competition and Markets Authority ('**CMA**') made a derogation to the Initial Enforcement Order of 28 April 2022 (the '**Initial Order**') in relation to the completed acquisition by Riviera Bidco Limited of Dental Partners Group Limited (the '**Information Exchange Derogation**'). The Information Exchange Derogation was subsequently varied on 4 August 2022 through a variation of consent under section 72(3C) of the Act (the '**Information Exchange Variation**'). All remaining defined terms are as defined in the Information Exchange Derogation and the Initial Order.

After due consideration of your request contained in your email dated 2 September 2022, based on the information received from you and in the particular circumstances of this case, the CMA hereby varies the Information Exchange Derogation (as varied by the Information Exchange Variation) pursuant to section 72(3C) of the Act.

The Information Exchange Derogation is varied as follows:

(1) Section 1:

*"Riviera submits that for the Permitted Purposes, it is strictly necessary for the Acquirer Group individuals listed in Annex 1 (the '**Authorised Individuals**') to access the following from Dental Partners:*

- *Management accounts on a monthly basis in the format set out at Annex 2 (subject to the revision consented to on 4 August 2022).*
- *Covenant data on a quarterly basis in the format set out at Annex 3.*
- *Monthly KPIs in the format set out at Annex 4.*
- *Weekly KPIs in the format set out at Annex 5."*

is replaced with:

*“Riviera submits that for the Permitted Purposes, it is strictly necessary for the Acquirer Group individuals listed in Annex 1 (the ‘**Authorised Individuals**’) to access the following from Dental Partners:*

- *Management accounts on a monthly basis in the format set out at Annex 2 (subject to the revision consented to on 6 September 2022).*
- *Covenant data on a quarterly basis in the format set out at Annex 3.*
- *Monthly KPIs in the format set out at Annex 4.*
- *Weekly KPIs in the format set out at Annex 5.”*

(2) A new paragraph (n) is added:

*“The Annexes may be varied with the CMA’s prior written consent (which can be provided via email).”*

Yours sincerely,

Alex Knight

Assistant Director, Remedies, Business, and Financial Analysis

8 September 2022