

COMPLETED ACQUISITION BY NEC SOFTWARE SOLUTIONS UK LIMITED OF SSS PUBLIC SAFETY LIMITED AND SECURE SOLUTIONS USA LL

Notice of provisional findings made under Rule 11.3 of the Competition and Markets Authority Rules of Procedure¹

1. On 12 May 2022, the Competition and Markets Authority (**CMA**), made a reference to its chair for the constitution of a Group of CMA Panel Members (the **Inquiry Group**)² in accordance with [section 22](#) of the Enterprise Act 2002 (the **Act**), regarding the completed acquisition by NEC Software Solution UK Limited (**NECSWS**) of SSS Public Safety Limited³ and Secure Solutions USA LLC⁴ (together **SSS**) and requiring it to report within a period ending on 26 October 2022.
2. NECSWS acquired SSS from Capita Secure Information Solutions Limited and Capita (USA) Holdings Inc. (**Capita Selling Entities**).

Provisional findings

3. The CMA Inquiry Group appointed to consider this reference has made the following provisional findings on the statutory questions it has to decide pursuant to [section 35\(1\)](#) of the Act:
 - (a) a relevant merger situation has been created; and
 - (b) the creation of that situation has resulted, or may be expected to result, in a substantial lessening of competition (**SLC**):
 - (i) the supply of Integrated Communication Control Systems software to emergency services (police forces, fire and rescue services, and ambulance trusts) and transport customers in the UK; and

¹ See [Rules of procedure for merger, market and special reference groups: CMA17](#).

² Under Schedule 4 to the Enterprise and Regulatory Reform Act 2013.

³ Formerly Capita (SSS) Limited.

⁴ Formerly Capita Software (US) LLC.

- (ii) the supply of Duties Management Systems (software that enables the planning, scheduling and shift management of emergency services staff) to police customers in the UK.
4. The Inquiry Group's reasons are set out in full in the provisional findings report, which is attached to this notice, and are summarised in the summary of the provisional findings report (see note below).

The next steps

5. Anyone wishing to comment on the provisional findings is now invited to provide the Inquiry Group with their reasons in writing as to why these provisional findings should not become final (or, as the case may be, should be varied).
6. These reasons should be received by the Inquiry Group no later than 7 October 2022.
7. The Inquiry Group will have regard to any such reasons in making its final decisions on the statutory questions and any consequential actions. However, the Inquiry Group shall not be obliged to take into account reasons which are provided after the deadline specified.
8. The Inquiry Group is also publishing a notice of possible remedies. This sets out the actions which it considers might be taken by the CMA to remedy the SLC and resultant adverse effects provisionally identified.

Kip Meek
Inquiry Group Chair
15 September 2022

Note: A copy of this notice and the summary of the provisional findings report will be placed on the [CMA case page](#) on 15 September 2022. The CMA proposes to publish the provisional findings report on its website shortly thereafter. The published version of the provisional findings report will not contain any information which the Inquiry Group considers should be excluded from the report, having regard to the three considerations set out in [section 244](#) of the Act. These omissions are indicated by [X].

Comments should be made by email to: NEC.Capita@cma.gov.uk.