

FOODCO PASTRIES SPAIN, S.L. y su filial íntegramente participada MEDIMOSAL, S.L. (las “**Sociedades Oferentes**”), en cumplimiento de lo establecido en el artículo 82 de la Ley del Mercado de Valores, mediante el presente escrito comunica a la Comisión Nacional del Mercado de Valores (“**CNMV**”) el siguiente

HECHO RELEVANTE

Con fecha 21 de abril de 2005 la Comisión Europea ha notificado su decisión de no oponerse a la operación de concentración consistente en la oferta pública de adquisición formulada por las Sociedades Oferentes sobre la totalidad de las acciones y obligaciones convertibles de TELE PIZZA, S.A. (“**TELE PIZZA**”) y declararla compatible con el mercado común y el Acuerdo para la creación del Espacio Económico Europeo. Se adjunta copia de la comunicación recibida.

Lo que se comunica a los efectos oportunos en Madrid, a 24 de abril de 2006.

FOODCO PASTRIES SPAIN, S.L.

P.p.

D. Fernando Ballvé Lantero

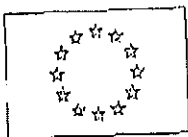
MEDIMOSAL, S.L.

P.p.

D. Eddy Perrier

D. Fernando Ballvé Lantero

D. Eddy Perrier



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 21.04.2006

SG-Greffe(2006) D/202145

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

CARBAL S.A.
Avda. Europa 24, Parque Empresarial
"La Moraleja"
Spain - 28108 Alcobendas

PERMIRA HOLDINGS LIMITED
Trafalgar Court, Les Banques, St.
Peter port
Channel Islands - Guernsey

Via: URIA MENENDEZ
Jaime Folguera
Avenue Louise 480
Belgium - 1050 Brussels

Fax: +32.2.640.14.88

Dear Madam(s) and/or Sir(s),

Subject: Case No. COMP/M. 4183-Foodco Pastries/Tele Pizza
Notification of 17.03.2006 pursuant to Article 4 of Council Regulation (EC) No.
139/2004¹
Publication in the Official Journal of the European Union No. C 76 of
29/03/2006, p. 3

1. On 17.03.2006, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No. 139/2004 by which the undertakings Permira Holdings Limited ("Permira", United Kingdom) and Carbal S.A. ("Carbal", Spain) through Foodco Pastries acquire within the meaning of Article 3(1)(b) of the Council Regulation joint control of the undertaking Tele Pizza S.A. ("Tele Pizza", Spain) by way of public bid announced on 28 February 2006. The business activities of the undertakings concerned are :

¹ OJ L 24, 29.1.2004 p. 1

- for Permira : equity investment fund ;
 - for Carbal : acquisition of stake and participations in different companies ;
 - for Tele Pizza : network of branded fast food restaurants operated directly through proprietary stores or through third party's franchised stores.
2. After examination of the notification, the Commission has concluded that the notified operation falls within the scope of Council Regulation (EC) No. 139/2004 and of paragraph 5, (b) of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No. 139/2004².
3. For the reasons set out in the Notice on a simplified procedure, the Commission has decided not to oppose the notified operation and to declare it compatible with the common market and with the EEA Agreement. This decision is adopted in application of Article 6(1)(b) of Council Regulation (EC) No. 139/2004.

For the Commission

Neelie KROES
Member of the Commission

