



MERGER ANNOUNCEMENT - M/21/016

Competition and Consumer Protection Commission clears proposed acquisition by Pandagreen Limited of sole control of Exomex (Ireland) Limited.

30 September 2021

Today, the Competition and Consumer Protection Commission (the “Commission”) has cleared, subject to binding divestment commitments, the proposed transaction whereby Pandagreen Limited (“Pandagreen”) would acquire sole control of Exomex (Ireland) Limited (“Exomex”) (the “Proposed Transaction”). The Proposed Transaction was notified under the Competition Act 2002, as amended, on 9 April 2021.

This follows an extended preliminary (Phase 1) investigation by the Commission, during which the Commission identified potential competition concerns in the supply of individual commercial and industrial (“C&I”) waste collection services in certain areas in Co. Louth.

To address the potential competition concerns identified, Pandagreen submitted proposals to the Commission in accordance with section 20(3) of the Act. The proposals submitted by Pandagreen include a commitment by Pandagreen to divest to Padraig Thornton Waste Disposal Limited, trading as “Thorntons Recycling”, the customers to whom Pandagreen supplies individual C&I waste collection services in certain areas of Co. Louth.

The Commission is of the view that the commitments obtained from Pandagreen are appropriate and effective in addressing the identified potential competition concerns. The Commission has taken these commitments into account and they form part of its determination. As a result, the commitments have become binding on Pandagreen.

The Commission has determined that, in its opinion, the result of the Proposed Transaction, having taken into account the commitments obtained from Pandagreen, will not substantially lessen competition in any market for goods or services in the State. The Commission will publish the reasons for its determination on its website no later than 60 working days after the date of the determination and after allowing the parties the opportunity to request that confidential information be removed from the published version.

Additional Information

Pandagreen is a private limited company incorporated in the State. Pandagreen is active in the waste management sector in the State, in particular waste collection, waste processing, waste disposal, composting and recycling.

Exomex, trading as McElvaney’s Waste and Recycling, is a private limited company incorporated in the State. Exomex supplies domestic and individual C&I waste collection services in counties Monaghan, Louth and Cavan.