

**IN THE MATTER OF A REFERENCE TO THE COMPETITION COMMISSION DATED  
19 APRIL 2007 CONCERNING THE COMPLETED ACQUISITION BY TESCO PLC OF  
THE CO-OPERATIVE GROUP LIMITED'S STORE AT UXBRIDGE ROAD, SLOUGH**

**Notice of Proposed Order made by the Competition Commission  
in accordance with section 84 of the Enterprise Act 2002 and public  
consultation on the proposed order**

**Introduction**

1. On 19 April 2007, the Office of Fair Trading referred the completed acquisition of the Co-operative Group (CWS) Limited's (CGL's) store at Uxbridge Road in Slough by Tesco plc (Tesco) to the Competition Commission (CC) for investigation and report under section 22 of the Enterprise Act 2002 (the Act);
2. The CC published a report entitled *Tesco plc and the Co-operative Group (CWS) Limited A report on the acquisition of the Co-operative Group (CWS) Limited's store at Uxbridge Road, Slough, by Tesco plc* (the Report) on 28 November 2007;
3. The Report concluded that:
  - (a) the acquisition of the CGL store by Tesco constitutes a relevant merger situation;
  - (b) the creation of that situation has resulted, and may be expected to result, in an SLC in the relevant market;
  - (c) the CC should take action to remedy the SLC and the adverse effects flowing from it; and
  - (d) that a divestiture remedy should be implemented in the terms described at paragraph 8.114 of the Report.
4. Accordingly, the CC has resolved that an order should be made to give effect to the remedies identified by the CC at paragraph 8.114 of the Report; and
5. The Proposed Order is annexed to this Notice.

**Notice of Proposed Order**

6. The CC now gives notice of the Proposed Order and invites written representations on them from any person or persons who wish to comment. Representations should reach the CC by Tuesday 20 January 2009 and should be addressed to:

T J Oyler Esq  
Inquiry Manager  
Tesco/Slough Merger Inquiry  
Competition Commission  
Victoria House  
Southampton Row  
London  
WC1B 4AD  
or email: tim.oyler@cc.gsi.gov.uk

7. The CC will have regard to any representations made in response to this Notice and may make modifications to the Proposed Order as a result. In the absence of any written representations, or in the event that the CC decides on consideration of representations made not to amend the Proposed Order, the CC proposes to issue an order in its present form pursuant to section 84 of the Act. If the CC considers that any representation necessitates changes to the Proposed Order the CC will give notice of the proposed modifications.
8. The Order may be varied or revoked by another Order under section 84(3 and 4) of the Act.
9. This Notice and the Proposed Order will be published on the CC website.

Peter Freeman  
*Group Chairman*  
19 December 2008

























































































