

PRESS RELEASE

N° 24/2023
21 June 2023

Market Court confirms the BCA's approval for acquisition of Mestdagh by Intermarché

In a judgment of 14 June 2023, the Market Court (section of the Brussels Court of Appeal) upheld the decision of the Belgian Competition Authority (BCA) by which the BCA had approved the acquisition by Intermarché of the Mestdagh retail chain.

ITM and Mestdagh are supermarket chains operating mainly in Wallonia (and Brussels).

The judgment was delivered following an appeal by Carrefour, the former franchisor of the Mestdagh shops that have been acquired by Intermarché.

Carrefour asked the Market Court to (i) suspend the BCA's decision; (ii) access certain documents from the BCA's file; and (iii) annul the BCA's merger decision.

The Market Court has now dismissed all of Carrefour's claims.

On [23 December 2022](#) and [15 March 2023](#), the Market Court had already ruled that the BCA's decision could be implemented and that Carrefour had all the useful information to defend its position before the Court.

Appeals against decisions of the BCA are governed by Article IV.90 of the Belgian Code of Economic Law.

The [non-confidential version](#) of the judgment is available on our website.

For more information you may contact:

Mr Yves Van Gerven

General Counsel

Tel: +32 (2) 277 62 57

E-mail: yves.vangerven@bma-abc.be

Website: www.belgiancompetition.be

The Belgian Competition Authority (BCA) is an independent administrative authority that contributes to the definition and implementation of competition policy in Belgium. Concretely, the BCA pursues anti-competitive practices, such as cartels and abuses of a dominant position, and reviews the main merger operations. The BCA cooperates with the other competition authorities of the member states of the European Union and the European Commission within the European Competition Network (ECN)