



MERGER ANNOUNCEMENT

21 APRIL 2010

Competition Authority Clears Acquisition of Certain Assets of Broadworks Communications Ltd. in Voluntary Liquidation

The Competition Authority cleared on Wednesday 21 April 2010 the proposed transaction whereby UPC Communications Ireland Limited ("UPC Ireland") would acquire sole control of certain business assets of Broadworks Communications Limited in voluntary liquidation ("Broadworks"). The Competition Authority came to the decision after completing its review of the transaction, which was notified by the parties under the Competition Act 2002 on 6 April 2010.

UPC Ireland operates only within the State providing a range of telecommunications services, to residential customers and also private and public sector organisations. Services provided include retail analogue and digital pay-TV, High Definition TV services provided over cable and multipoint microwave distribution system networks. UPC Ireland also provides broadband, Voice over Internet Protocol and other telephony services over its cable platform.

Broadworks operates only within the State providing residential analogue cable pay-TV services and broadband services in the Leinster area.

The Competition Authority has formed the view that the proposed acquisition does not raise any competition concerns in the State. The companies have been informed of the decision that the proposed transaction will not lead to a substantial lessening of competition in any markets for goods or services in the State.

As with all media mergers which could otherwise be put into effect, the parties will only proceed with this merger if the Minister for Enterprise Trade and Innovation does not direct the Competition Authority to carry out a full investigation within 10 days after the date of the Authority's decision. Under the Act, the Authority will publish a public version of its Determination, which explains the reasons for its decision, by no later than 20 June 2010, on its website (www.tca.ie), after giving the parties the opportunity to request deletions of commercially-sensitive or otherwise confidential information from the published Determination.

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