

***Case No COMP/M.5751 -
EUROPORTS/ DP WORLD/
TRILOGIPORT/ JV***

Only the English text is available and authentic.

**REGULATION (EC) No 139/2004
MERGER PROCEDURE**

Article 6(1)(b) NON-OPPOSITION
Date: 26/03/2010

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EUROPEAN COMMISSION

Brussels, 26.03.2010
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PUBLIC VERSION

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

To the notifying parties:

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

**Subject: Case No COMP/M.5751 – EUROPORTS/ DP WORLD/ TRILOGIPOINT/ JV
Notification of 26.02.2010 pursuant to Article 4 of Council Regulation (EC) No
139/2004¹
Publication in the Official Journal of the European Union No C 056,
06.03.2010, p.16**

1. On **26.02.2010**, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertakings Euroports Holdings S.à r.l ("Euroports", Luxembourg) , Manuport Group NV ("Manuport", Belgium), both belonging to the Euroports group, which itself is ultimately jointly controlled by BNP Paribas (France), PRIME Europe Holdings (MALTA II) Ltd (Malta) and ARCUS Infrastructure Partners LLP (Guernsey), and DP World NV ("DP World", Belgium), belonging to Dubai-based DP World group, acquire within the meaning of Article 3(1)(b) of the Merger Regulation joint control of the undertaking Trilogiport

¹ OJ L 24, 29.1.2004, p. 1 (the "Merger Regulation"). With effect from 1 December 2009, Articles 81 and 82 of the EC Treaty have become Articles 101 and, 102, respectively, of the Treaty on the Functioning of the European Union ("TFEU"). The two sets of provisions are, in substance, identical. For the purposes of this Decision, references to Articles 101 and 102 of the TFEU should be understood as references to Articles 81 and 82, respectively, of the EC Treaty where appropriate. The TFEU also introduced certain changes in terminology, such as the replacement of "Community" by "Union" and "common market" by "internal market". The terminology of the TFEU will be used throughout this Decision.

Container Terminal SA ("Trilogiport", Belgium) by way of purchase of shares in a newly created company constituting a joint venture.

2. The business activities of the undertakings concerned are:
 - for Euroports: port operation, cargo handling and related services and facilities across Europe;
 - for Manuport: specialty dry bulk port operator, provision of freight forwarding and industrial logistics services in Benelux and France;
 - for DP World: worldwide marine terminal operator, including stevedoring activities (loading and unloading of container and general cargo vessels) at the port of Antwerp;
 - for Trilogiport: operation of an inland intermodal (barge, road and rail) container terminal facility at the port of Liège.
3. After examination of the notification, the European Commission has concluded that the notified operation falls within the scope of the Merger Regulation and of paragraph 5(a) of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004².
4. For the reasons set out in the Notice on a simplified procedure, the European Commission has decided not to oppose the notified operation and to declare it compatible with the internal market and with the EEA Agreement. This decision is adopted in application of Article 6(1)(b) of the Merger Regulation.

For the Commission
(signed)
Alexander ITALIANER
Director General

² OJ C 56, 05.3.2005, p. 32 ("Notice on a simplified procedure").