

***Case No COMP/M.5116 -
TOTAL FRANCE / S-OIL
/ TOTAL ISU OIL***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 28/04/2008

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 28/04/2008

SG-Greffe (2008) D/201982

PUBLIC VERSION

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

To the notifying party

Dear Madam/Sir,

Subject: Subject: Case No COMP/M.5116 - Total France/ S-Oil/ Total Isu Oil

Notification of 27 March 2008 pursuant to Article 4 of Council Regulation (EC) No. 139/2004 Publication in the Official Journal of the European Union No C80 – 1 April 2008 page 11.

- (1) On the 27th of March 2008, the Commission received a notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004¹ by which the undertaking Total France S.A. ("Total France", France) belonging to Total S.A. and the undertaking S-Oil Corporation ("S-Oil", Korea) jointly controlled by Aramco Overseas Company BV (which is part of the Saudi Aramco Group, Saudi Arabia) and Hanjin Energy Co. Ltd. (which belongs to the Hanjin Group, Korea) acquire within the meaning of Article 3(1)(b) of the Council Regulation joint control of the undertaking Total Isu Oil Company Ltd ("TIOC", Korea) by way of purchase of shares and purchase of assets.
- (2) The business activities of the undertakings concerned are:
 - for Total France: refinery and sale of petroleum products, including lubricants, in and outside Europe;

¹ OJ L 24, 29.1.2004 p. 1

- for S-Oil: refinery and manufacture of base oils and lubricants for sale mainly in Korea (lubricants) as well as outside Korea (base oils);
 - for Total Isu Oil: manufacture, sale and distribution of lubricants mainly in Korea.
- (3) After examination of the notification, the Commission has concluded that the notified operation falls within the scope of Council Regulation (EC) No. 139/2004 and of paragraph 5, subparagraph 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 Commission has decided not to oppose the notified operation and to declare it compatible with the common market and with the EEA Agreement. This decision is adopted in application of Article 6(1)(b) of Council Regulation (EC) No. 139/2004.

For the Commission
(signed)
Philip LOWE
Director General

² OJ C 56, 5.3.2005 p.32.