

***Case No COMP/M.5463 -
HITACHI / HITACHI
KOKI***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 17/02/2009

***In electronic form on the EUR-Lex website under document
number 32009M5463***



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 17/02/2009
SG-Greffe(2009) D/902
C(2009) 1172

PUBLIC VERSION

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

To the notifying party:

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

**Subject: Case No COMP/M.5463 – HITACHI/ HITACHI KOKI
Notification of 14.01.2009 pursuant to Article 4 of Council Regulation (EC) No
139/2004¹
Publication in the Official Journal of the European Union No C 18, 24.1.2009,
p. 34.**

1. On 14 January 2009, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 by which Hitachi, Ltd. (Japan, part of the Hitachi Group) acquires within the meaning of Article 3(1)(b) of the Council Regulation control of part of Hitachi Koki Co., Ltd. (Japan) by way of public bid announced on 14 January 2009.
2. The business activities of the undertakings concerned are:
 - for Hitachi: information and telecommunications systems, electronic devices, power and industrial systems, digital media and consumer products, high functional material and components, logistics, services and others, financial services,
 - for Hitachi Koki: manufacture of power-driven tools and manufacture of life science instruments.

¹ OJ L 24, 29.1.2004, p. 1.

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(b) 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, 05.3.2005, p. 32.