

EN

***Case No COMP/M.6875 - TENNET OFFSHORE/  
MITSUBISHI CORPORATION/ TENNET OFFSHORE 8***

Only the English text is available and authentic.

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

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Article 6(1)(b) NON-OPPOSITION

Date: 19/03/2013

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EUROPEAN COMMISSION

Brussels, 19/03/2013  
C(2013) 1775

PUBLIC VERSION

SIMPLIFIED MERGER  
PROCEDURE

To the notifying parties:

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

**Subject: Case No COMP/M.6875 – Tennet Offshore/ Mitsubishi Corporation/ Tennet Offshore 8  
Commission decision pursuant to Article 6(1)(b) of Council Regulation (EC) No 139/2004<sup>1</sup>**

1. On 19 February 2013, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which Mitsubishi Corporation ("MC", Japan) and TenneT Offshore GmbH ("TOG", Germany), wholly owned by TenneT Holding B.V., acquire within the meaning of Article 3(1)(b) of the Merger Regulation joint control over TenneT Offshore 8. Beteiligungsgesellschaft mbH ("HoldCo I", Germany), by way of a purchase of shares. TOG is so far the sole shareholder of HoldCo I.<sup>2</sup>
2. The business activities of the undertakings concerned are:
  - for MC: general trading activities in various industries including energy, metals, machinery, chemicals, food, and general merchandise;
  - for TOG: active in the offshore electricity transmission sector in Germany.
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(b)

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<sup>1</sup> OJ L 24, 29.1.2004, p. 1 ("the Merger Regulation"). With effect from 1 December 2009, the Treaty on the Functioning of the European Union ("TFEU") has introduced certain changes, 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.

<sup>2</sup> Publication in the Official Journal of the European Union No C 057, 27/02/2013, p.4.

of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004<sup>3</sup>.

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*

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<sup>3</sup> OJ C 56, 5.3.2005, p. 32.