

EN

***Case No COMP/M.6894 - SYRAL CHINA INVESTMENT/
WILMAR CHINA NEW INVESTMENTS/ LIAONING
JINXIN BIOLOGY & CHEMISTRY***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 31/05/2013



EUROPEAN COMMISSION

Brussels, 31 May 2013
C(2013) 3411

PUBLIC VERSION

SIMPLIFIED MERGER
PROCEDURE

To the notifying parties:

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

Subject: Case No COMP/M.6894 – SYRAL CHINA INVESTMENT/ WILMAR CHINA NEW INVESTMENTS/ LIAONING JINXIN BIOLOGY & CHEMISTRY Commission decision pursuant to Article 6(1)(b) of Council Regulation (EC) No 139/2004¹

1. On 24 April 2013, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertakings Syral China Investment ("Syral China"), which belongs to the Tereos group, and Wilmar China New Investments Pte. Ltd. ("WCNI"), which belongs to the Wilmar group, acquire, within the meaning of Article 3(1) (b) of the EC Merger Regulation, joint control of an existing company, Liaoning Jinxin Biology & Chemistry Co. Ltd., currently under control of Wilmar.
2. The business activities of the undertakings concerned:
 - Syral China is a company member of the Tereos group ("Tereos") incorporated in Belgium. Tereos is a French cooperative agro-industrial group specialized in the primary processing of sugar beet, sugar cane and grains into a range of sugars, starches, alcohols, bioethanol and co-products intended for animal feed and electrical power.

¹ 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.

- WCNI is a company member of the Wilmar group (“Wilmar”) incorporated in Singapore. Wilmar is an Asian agribusiness group active in oil palm cultivation, oilseeds crushing, edible oils processing and merchandising, specialty fats, oleochemicals and biodiesel manufacturing, grains processing and merchandising.
 - Liaoning Jinxin Biology & Chemistry Co. Ltd (the "Company") is a company currently controlled by Wilmar and active in the production and sale of native corn starch, corn gluten meal, corn germs and corn gluten feed for human food and animal feed uses².
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 139/2004³.
 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 Publication in the Official Journal of the European Union No C 125, 1.5.2013, p. 3.

³ OJ C 56, 5.3.2005, p. 32.