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***Case No COMP/M.7403 - CSSC INVESTMENT/ WÄRTSILÄ
DUTCH HOLDING/ WÄRTSILÄ SWITZERLAND***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION

Date: 05/01/2015

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EUROPEAN COMMISSION

Brussels, 5.1.2015
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PUBLIC VERSION

SIMPLIFIED MERGER
PROCEDURE

To the notifying parties:

Dear Sirs,

**Subject: Case M.7403 – CSSC INVESTMENT/ WÄRTSILÄ DUTCH HOLDING/
WÄRTSILÄ SWITZERLAND
Commission decision pursuant to Article 6(1)(b) of Council Regulation (EC)
No 139/2004¹ and Article 57 of the Agreement on the European Economic Area²**

1. On 26 November 2014, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertakings China State Shipbuilding Corporation ("CSSC", People's Republic of China), ultimately controlled by the Chinese state, and Wärtsilä Corporation ("Wärtsilä", Finland) acquire within the meaning of Article 3(1)(b) of the Merger Regulation joint control of the undertaking Wärtsilä Switzerland Ltd. ("WCH", Switzerland) by way of purchase of shares. Currently, WCH is solely controlled by Wärtsilä.³

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.

² OJ L 1, 3.1.1994, p. 3 ("the EEA Agreement").

³ Publication in the Official Journal of the European Union No C 434, 4.12.2014, p. 16.

2. The business activities of the undertakings concerned are:
- for CSSC: CSSC is the parent company of one of the largest shipbuilding conglomerates in China (the CSSC Group), operating various shipyards, marine-related equipment manufacturers, research institutes and shipbuilding related companies as well as activities in aerospace, construction, power generation, petrochemicals, hydraulic engineering, environmental protection, metallurgy, railway and light industry;
 - for Wärtsilä: Wärtsilä is the parent company of the Wärtsilä Group which is active in the supply of complete lifecycle power solutions for the marine and energy markets. Wärtsilä Group supplies ship power for builders, owners and operators of vessels and offshore installations. It has a global service network for customers' ship machinery at every lifecycle stage, and is a provider of power plants, operation and lifetime care services in decentralized power generation;
 - for WCH: WCH is active in the development and licensing of 2-stroke low speed marine engine technology.
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 139/2004.⁴
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 and Article 57 of the EEA Agreement.

For the Commission
(Signed)
Alexander ITALIANER
Director-General

⁴ OJ C 366, 14.12.2013, p. 5.