

***Case No COMP/M.7413 - CHEUNG KONG HOLDINGS/
MITSUBISHI CORPORATION/ JV***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION

Date: 15/12/2014

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EUROPEAN COMMISSION

Brussels, 15.12.2014
C(2014) 9959 final

PUBLIC VERSION

SIMPLIFIED MERGER
PROCEDURE

To the notifying parties:

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

Subject: Case M.7413 - CHEUNG KONG HOLDINGS/ MITSUBISHI CORPORATION/ JV
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 20 November 2014, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertakings Cheung Kong (Holdings) Limited ("CKH", Hong Kong) and Mitsubishi Corporation ("MC", Japan) acquire within the meaning of Article 3(1)(b) and article 3(4) of the Merger Regulation joint control over a newly created joint venture ("JV", Hong Kong), by way of purchase of assets.³
2. The business activities of the undertakings concerned are:
 - CKH : investment holding, property development and investment, hotel and serviced suite operation, property and project management, investment in infrastructure business

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 429, 29.11.2014, p. 8.

and securities and acquisition, and sale and leasing of aircraft to commercial airline companies;

- MC : global integrated business enterprise engaged in business with customers around the world in industries including environmental and infrastructure business, industrial finance, energy, metals, machinery, chemicals and food. MC is also active in the acquisition, sale and leasing of aircraft to commercial airline companies;

the JV : acquisition, sale and leasing of aircraft to commercial airline companies.

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(c) 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.