

***Case No COMP/M.7712 - KSPG/ HASCO/ COSMO/ JV***

Only the English text is available and authentic.

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

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Article 6(1)(b) NON-OPPOSITION  
Date: 25/09/2015

***In electronic form on the EUR-Lex website under document  
number 32015M7712***



EUROPEAN COMMISSION

Brussels, 25/09/2015  
C(2015) 6714 final

PUBLIC VERSION

SIMPLIFIED MERGER  
PROCEDURE

**To the notifying parties:**

Dear Sirs,

**Subject: Case M.7712 - KSPG/ HASCO/ COSMO JV  
Commission decision pursuant to Article 6(1)(b) of Council Regulation (EC)  
No 139/2004<sup>1</sup> and Article 57 of the Agreement on the European Economic Area<sup>2</sup>**

1. On 2 September 2015, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which KSPG AG, ("KSPG", Germany), ultimately controlled by Rheinmetall AG ("Rheinmetall", Germany), and HUAYU Automotive Systems Co., Ltd., ("HASCO", People's Republic of China), ultimately controlled by Shanghai Automotive Industry Corporation (Group) ("SAIC Group", People's Republic of China), acquire within the meaning of Article 3(1)(b) of the Merger Regulation joint control of the Chinese automotive casting activities of HASCO by way of purchase of shares.<sup>3</sup>

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

<sup>3</sup> Publication in the Official Journal of the European Union No C 297, 9.9.2015, p. 3.

2. The business activities of the undertakings concerned are:
- For KSPG: global first-tier supplier to the automotive industry with a special focus on the product and component segments air supply, emission control and pumps, pistons, engine blocks and plain bearings;
  - For Rheinmetall: active in the industry sectors for automotive components and defence equipment;
  - For SAIC Group: an automotive holding company whose controlled operations cover the entire automotive industry value chain including the development, manufacturing, sales and logistics of vehicles (passenger cars and commercial cars) and components (engines, gearboxes, powertrains, chassis, interior and exterior and electronic components). Additionally, SAIC Group offers vehicles related trade and finance services.
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.<sup>4</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 and Article 57 of the EEA Agreement.

*For the Commission*  
*(Signed)*  
*Johannes LAITENBERGER*  
*Director-General*

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<sup>4</sup> OJ C 366, 14.12.2013, p. 5.