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EUROPEAN COMMISSION  
DG Competition

***Case M.7929 - MITSUBISHI CORPORATION / KKR / SOUTH STAFFORDSHIRE PLC AND ASSOCIATED COMPANIES***

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: 17/02/2016



EUROPEAN COMMISSION

Brussels, 17.2.2016  
C(2016) 1089 final

PUBLIC VERSION

SIMPLIFIED MERGER  
PROCEDURE

**To the notifying parties:**

Dear Sirs,

**Subject: Case M.7929- MITSUBISHI CORPORATION / KKR / SOUTH STAFFORDSHIRE PLC AND ASSOCIATED COMPANIES  
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 22 January 2016, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertaking Mitsubishi Corporation (Japan, "Mitsubishi Corporation") and KKR & Co. L.P (USA, "KKR") acquire within the meaning of Article 3(1)(b) of the Merger Regulation joint control of South Staffordshire Plc (United Kingdom, "SSP") by way of purchase of shares.<sup>3</sup>
2. The business activities of the undertakings concerned are:
  - Mitsubishi Corporation is a global integrated trading company which develops and operates businesses across a variety of industries.
  - KKR is a global investment firm, which offers a broad range of alternative asset funds and other investment products to investors and provides capital markets solutions for the firm, its portfolio companies and clients.

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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 37, 30.01.2016 p.5.

- SSP The Target Group is an integrated services group active in the areas of regulated and unregulated water supply and related 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(c) 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.