



EUROPEAN COMMISSION
DG Competition

***Case M.8153 - WILMAR /
BUNGE / BUNGE INDO-
CHINA HOLDINGS***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 03/10/2016

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EUROPEAN COMMISSION

Brussels, 3.10.2016
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PUBLIC VERSION

SIMPLIFIED MERGER
PROCEDURE

To the notifying parties:

Dear Sirs,

**Subject: Case M.8153 – WILMAR / BUNGE / BUNGE INDO-CHINA HOLDINGS
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 8 September 2016, the European Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 by which the undertakings Siteki Investments Pte Ltd ("Siteki", Singapore), belonging to the group Wilmar International Limited ("Wilmar", Singapore), and Bunge Agriculture Singapore Pte Ltd ("BAS", Singapore), belonging to the group Bunge Limited ("Bunge", United States of America), acquire within the meaning of Article 3(1)(b) of the Merger Regulation joint control of the undertaking Bunge Indo-China Holdings Pte. Ltd. ("BIC", Vietnam), currently solely controlled by BAS, by way of purchase of shares.³
2. The business activities of the undertakings concerned are:
 - for Wilmar group: agribusiness with activities in oil palm cultivation, oilseed crushing, edible oil refining, sugar milling and refining, specialty fats,

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 339, 16.9.2016, p. 10.

oleochemicals, biodiesel and fertiliser manufacturing as well as flour and rice milling.

- for Bunge group: food and agribusiness company with activities in the purchase, storage and processing of grains and oilseeds, production and sale of sugar and bioenergy, production and sale of edible oils and fats, creation of milled wheat, corn and rice products for consumers and the production, blend and distribution of fertiliser products for agriculture.
 - for BIC: import of raw soybeans, crushing of soybeans for the production of crude soybean oil, soybean hull, soybean meal and feed grade lecithin for sale to customers in Vietnam.
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)
Johannes LAITENBERGER
Director-General

⁴ OJ C 366, 14.12.2013, p. 5.