



EUROPEAN COMMISSION
DG Competition

***Case M.8209 - GLM /
MULTICO / TORAY
GROUP / TTC / JV***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 04/10/2016

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EUROPEAN COMMISSION

Brussels, 04.10.2016
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PUBLIC VERSION

SIMPLIFIED MERGER
PROCEDURE

To the notifying parties

Dear Sirs,

**Subject: Case M.8209 - GLM / MULTICO / TORAY GROUP / TTC / 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 9 September 2016, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertakings PT. Gapura Liqua Mandiri ("GLM" of Indonesia), Multico Infracore Holdings Pte Ltd. ("Multico" of Singapore), Toray Industries, Inc. ("Toray Group" of Japan) and Toyota Tsusho Corporation ("TTC" of Japan) acquire within the meaning of Article 3(1)(b) of the Merger Regulation joint control of PT. Gapura Liqua Solutions ("GLS" of Indonesia), a newly created company constituting a joint venture, by way of purchase of shares.³
2. The business activities of the undertakings concerned are:
 - for GLM: water solutions, including wastewater treatment processes, upgrading, recycling and recovery services;
 - for Multico: distribution of heavy equipment, engines and parts for use in various sectors such as construction, agriculture, oil and gas and renewable energy;
 - for Toray Group: production and sale of chemicals for various applications;

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. 11.

- for TTC: global trading across various industries, including metals, automotive, aircraft, chemicals and electronics;
 - for GLS: sale, installation and maintenance of water treatment systems and other water treatment services, with a focus on Indonesia.
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.