



EUROPEAN COMMISSION
DG Competition

***Case M.8268 - NORINCO
/ DELPHI'S
MECHATRONICS
BUSINESS***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 02/12/2016

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EUROPEAN COMMISSION

Brussels, 2.12.2016
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PUBLIC VERSION

To the notifying party:

**Subject: Case M.8268 - NORINCO / DELPHI'S MECHATRONICS BUSINESS
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**

Dear Sir or Madam,

1. On 9 November 2016, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertaking Northeast Industries Group Co. Ltd (China) controlled by China North Industries Group Corporation (China) acquires within the meaning of Article 3(1)(b) of the Merger Regulation control of the entire mechatronics business of Delphi Automotive PLC (UK) by way of purchase of shares in Delphi Packard España, S.L.U. (Spain) as well as by purchase of assets in Poland, Mexico, China and Brasil (hereinafter the business is referred to as "Delphi's Mechatronics Business").³
2. The business activities of the undertakings concerned are:
 - China North Industries Group Corporation is a conglomerate specialised in defence products, although it has some business lines in different sectors such as petroleum and gas, mineral, engineering, civilian explosives, automotive, photoelectric and service industries, focussing on markets outside of Europe.
 - Delphi's Mechatronics Business is a business unit manufacturing mechatronics modules and switches to the automotive industry with assets located in Spain, Poland, Mexico, China and Brazil.

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 424, 18.11.2016, p. 13.

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(b) 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.