



EUROPEAN COMMISSION
DG Competition

***Case M.8342 - MITSUBISHI CHEMICAL GROUP / PTT
PUBLIC COMPANY GROUP / JV***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 23/03/2017

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EUROPEAN COMMISSION

Brussels, 23.3.2017
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PUBLIC VERSION

To the notifying parties:

**Subject: Case M.8342 - MITSUBISHI CHEMICAL GROUP / PTT PUBLIC COMPANY GROUP / 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**

Dear Sir or Madam,

1. On 28 February 2017, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which Mitsubishi Chemical Group ('MCC', Japan) and PTT Public Company Group ('PTT', Thailand) acquire within the meaning of Article 3(1)(b) of the Merger Regulation joint control of PTTMCC Biochem Company Limited (the 'JV', Thailand) by way of a contract of management or any other means.³
2. The business activities of the undertakings concerned are:
 - MCC: a global chemical company,
 - PTT: a State-owned oil and gas company,
 - the JV: manufacturing and sales of specialised plastics.
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 both paragraph

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 72, 08.03.2017, p. 4.

5(a) and paragraph 5(c) 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.