



EUROPEAN COMMISSION  
DG Competition

***Case M.8506 - MACQUARIE GROUP / CARGILL  
PETROLEUM BUSINESS ASSETS***

Only the English text is available and authentic.

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

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Article 6(1)(b) NON-OPPOSITION  
Date: 15/06/2017

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## EUROPEAN COMMISSION

Brussels, 15.6.2017  
C(2017) 4273 final

PUBLIC VERSION

To the notifying party

**Subject: Case M.8506 - MACQUARIE GROUP / CARGILL PETROLEUM BUSINESS ASSETS**  
**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>**

Dear Sir or Madam,

1. On 19 May 2017, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertaking Macquarie Holdings (U.S.A.) Inc. ("Macquarie", the USA) acquires within the meaning of Article 3(1)(b) of the Merger Regulation sole control over the petroleum trading and marketing business of the Cargill Group ("Target") by way of purchase of assets.<sup>3</sup>
2. The business activities of the undertakings concerned are:
  - for Macquarie: global provider of banking, financial, advisory, investment and funds management services;
  - for the Target: global trader of multiple petroleum products.
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>

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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 180, 08.06.2017, p. 39.

<sup>4</sup> OJ C 366, 14.12.2013, p. 5.

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*