



EUROPEAN COMMISSION  
DG Competition

***Case M.8512 - A.P. MOLLER MAERSK / DANSKE BANK /  
GATETU***

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: 16/08/2017

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## EUROPEAN COMMISSION

Brussels, 16.8.2017  
C(2017) 5774 final

PUBLIC VERSION

### **To the notifying parties:**

**Subject: Case M. 8512 – A.P. MOLLER MAERSK / DANSKE BANK / GATETU  
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 July 2017, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which A.P. Moller — Mærsk A/S ('APMM', Denmark) and Danske Bank A/S ('DB', Denmark) acquire, within the meaning of Article 3(4) of the Merger Regulation, joint control over a newly created joint venture in Denmark ('Gatetu').<sup>3</sup>
2. The business activities of the undertakings concerned are:
  - DB is a financial services company based in Denmark and listed on the Copenhagen Stock Exchange. The company is active globally in retail and wholesale banking, pension schemes, insurance, mortgage finance, asset management, brokerage, real estate and leasing services.
  - APMM is an international group with activities in container shipping and terminal services, operation of tankers, harbour towage, logistics and energy (exploitation of oil and gas), active globally.

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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 247, 29.07.2017, p. 3.

- Gatetu is a fin-tech start-up which will offer software for online B2B platforms to facilitate payments and other financial services at a global level.
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.<sup>4</sup>
  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*

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