



EUROPEAN COMMISSION
DG Competition

***Case M.8513 - INFINEON
TECHNOLOGIES / SAIC
MOTOR / JV***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 12/09/2017

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EUROPEAN COMMISSION

Brussels, 12.9.2017
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PUBLIC VERSION

To the notifying parties:

**Subject: Case M.8513 – INFINEON TECHNOLOGIES / SAIC MOTOR / 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 21 August 2017, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertakings SAIC Motor Corporation Limited ("SAIC Motor", China) and Infineon Technologies AG ("Infineon", Germany) acquire within the meaning of Article 3(4) of the Merger Regulation joint control of the undertaking SAIC Infineon Automotive Power Modules (Shanghai) Co., Ltd ("SAIC Infineon Modules", China) by way of a purchase of shares in a newly created company constituting a joint venture.³
2. The business activities of the undertakings concerned are:
 - SAIC Motor is a Chinese car producer active in the research, production and vehicle sales of both passenger cars and commercial vehicles.
 - Infineon's main activity is the manufacture and supply of power semiconductors.

SAIC Infineon Modules will produce and sell automotive frame-based insulated-gate bipolar transistor (IGBT) power modules (power semiconductors) for hybrid and fully electric vehicles in China.

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 284, 29.8.2017, 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(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.