



EUROPEAN COMMISSION
DG Competition

***Case M.8970 - SUMITOMO
/ PARKWIND /
NORTHWESTER2***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 30/07/2018

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EUROPEAN COMMISSION

Brussels, 30.7.2018
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PUBLIC VERSION

To the notifying parties

**Subject: Case M.8970 – SUMITOMO / PARKWIND / NORTHWESTER2
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 5 July 2018, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertakings Summit Tailwind Belgium NV (“Summit”, Belgium), ultimately controlled by Sumitomo Corporation (“Sumitomo”, Japan) and Parkwind NV (“Parkwind”, Belgium), jointly controlled by Korys/Colruyt Group (“Korys/Colruyt”, Belgium) and PMV NV (“PMV”, Belgium), acquire within the meaning of Article 3(1)(b) and Article 3(4) of the Merger Regulation joint control over the whole of the undertaking Northwester2 NV (“Northwester2”, Belgium) by way of purchase of shares.³
2. The business activities of the undertakings concerned are:
 - Summit is a special purpose vehicle which is held by Sumitomo. Sumitomo is an integrated trading company which provides a comprehensive range of goods and services in Japan and around the world, including participations in offshore wind farms in Belgium;
 - Parkwind is active in the market for generation and wholesale of electricity in Belgium. Parkwind is an investment and development vehicle of Korys/Colruyt and PMV. Korys/Colruyt’s main activities are in the market for retail of daily consumer

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 244, 12.7.2018, p. 5.

goods and other activities. PMV is an independent investment company controlled by the Flemish Region;

- Northwester2 holds a domain concession to build and operate an offshore wind farm in the Belgian Exclusive Economic Zone in the North Sea.
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.