



EUROPEAN COMMISSION
DG Competition

***Case M.9224 - BROOKFIELD ASSET MANAGEMENT /
JOHNSON CONTROLS POWER SOLUTIONS BUSINESS***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 14/02/2019

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EUROPEAN COMMISSION

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PUBLIC VERSION

To the notifying party

**Subject: Case M.9224 – BROOKFIELD ASSET MANAGEMENT / JOHNSON CONTROLS POWER SOLUTIONS BUSINESS
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 Sirs,

1. On 16 January 2019, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which Brookfield Asset Management Inc. (“Brookfield”, Canada) acquires within the meaning of Article 3(1)(b) of the Merger Regulation control of part of Johnson Controls International plc (“Johnson Controls”, Ireland) by way of purchase of shares and assets.³
2. The business activities of the undertakings concerned are:
 - Brookfield is an alternative asset manager with a focus on real estate, renewable power, infrastructure and private equity.
 - The target, currently a business unit of Johnson Controls, is engaged in the business of low voltage energy storage products using lead-acid and lithium-ion technologies primarily for use with passenger vehicles, trucks and other motive applications.
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 (b) of

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 37, 30.1.2019, p. 14.

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.