



EUROPEAN COMMISSION
DG Competition

***Case M.9505 -
DAIMLER AG / SWISS
RE LTD / JV***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 11/12/2019

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EUROPEAN COMMISSION

Brussels, 11.12.2019
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PUBLIC VERSION

To the notifying parties

**Subject: Case M.9505 - DAIMLER AG / SWISS RE LTD / 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 15 November 2019, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which undertakings Daimler Insurance Services GmbH (“DIS”, Germany), a subsidiary of Daimler AG (“Daimler”, Germany) and Swiss Re Life Capital Ltd (“SRLC”, Switzerland), a subsidiary of Swiss Re Ltd (“Swiss Re”, Switzerland), acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control of a newly created company constituting a joint venture (the “JV”) by way of purchase of shares.³
2. The business activities of the undertakings concerned are the following:
 - DIS, a subsidiary of Daimler AG, is mainly active in the development of automotive insurance and related digital solutions and the subsequent distribution of such insurance products. Daimler AG is globally active in the development, manufacturing and distribution of automotive products, mainly passenger cars, trucks, vans and buses.
 - SRLC is a subsidiary of Swiss Re Ltd, which is a wholesale provider of reinsurance, insurance, and other insurance-based forms of risk transfer.
 - The JV is intended to develop, distribute and administer insurance products through the establishment and operation of new digital insurance platform(s).

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 395, 22.11.2019, p. 7.

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 paragraphs 5(a) and 5(c) 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)
Cecilio MADERO VILLAREJO
Acting Director-General

⁴ OJ C 366, 14.12.2013, p. 5.