



EUROPEAN COMMISSION
DG Competition

***Case M.9594 - CMA CGM
/CIMC NEOCONTAINER
/JV***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 30/01/2020

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EUROPEAN COMMISSION

Brussels, 30.01.2020
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PUBLIC VERSION

To the notifying parties

**Subject: Case M.9594 - CMA CGM / CIMC NEOCONTAINER / 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 7 January 2020, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which CMA CGM S.A. (“CMA CGM”, France) and China International Marine Containers Neocontainer Logistics Limited (“CIMC Neocontainer”, China) acquire(s) within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control of the newly created joint venture (the "JV") by way of purchase of shares.³
2. The business activities of the undertakings concerned are:
 - for CMA CGM: a player in container liner shipping activities and port terminal services. CMA CGM is also active, through its wholly owned subsidiary CEVA Logistics, on the market for freight forwarding and contract logistics services, and provides a limited range of ancillary supply chain management services through its wholly owned subsidiary CMA CGM Inland Services;
 - for CIMC Neocontainer: a logistics company owned by CIMC Group, a comprehensive logistics service provider for logistics services and equipment operation services;
 - for the JV: provision of services in container storage management, container handling and container repair, exclusively in Tianjin port 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 13, 15.01.2020, p. 21.

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)
Olivier GUERSENT
Director-General

⁴ OJ C 366, 14.12.2013, p. 5.