



EUROPEAN COMMISSION

DG Competition

***Case M.10013 - VESTAS / MHI VESTAS JV***

Only the English text is available and authentic.

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

---

Article 6(1)(b) NON-OPPOSITION  
Date: 27/11/2020

***In electronic form on the EUR-Lex website under  
document number 32020M10013***



## EUROPEAN COMMISSION

Brussels, 27.11.2020  
C(2020) 8551 final

### **PUBLIC VERSION**

**To the notifying parties**

**Subject: Case M.10013 – Vestas/MHI Vestas JV  
Commission decision pursuant to Article 6(1)(b) of Council Regulation  
(EC) No 139/2004<sup>1</sup> and Article 57 of the Agreement on the European  
Economic Area<sup>2</sup>**

Dear Sir or Madam,

1. On 5 November 2020, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertaking Vestas Wind Systems A/S (“Vestas”, Denmark) acquires within the meaning of Article 3(1)(b) of the Merger Regulation sole control over the whole of MHI Vestas Offshore Wind A/S (“MHI Vestas JV”, Denmark), jointly controlled by Vestas and Mitsubishi Heavy Industries Ltd (Japan) by way of purchase of shares.<sup>3</sup>
2. The business activities of the undertakings concerned are:
  - for Vestas: manufacture, supply and the provision of operation and maintenance services of onshore wind turbines,
  - for MHI Vestas JV: manufacture, supply and the provision of operation and maintenance services of offshore wind turbines.
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(d) of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004.<sup>4</sup>

---

<sup>1</sup> 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.

<sup>2</sup> OJ L 1, 3.1.1994, p. 3 (the ‘EEA Agreement’).

<sup>3</sup> Publication in the Official Journal of the European Union No C 381, 12.11.2020, p. 34.

<sup>4</sup> OJ C 366, 14.12.2013, p. 5.

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*