



EUROPEAN COMMISSION  
DG Competition

***Case M.9972 - NESTE /  
BUNGE LODERS CROKLAAN OILS***

Only the English text is available and authentic.

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

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Article 6(1)(b) NON-OPPOSITION  
Date: 10/12/2020

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EUROPEAN COMMISSION

Brussels, 10.12.2020  
C(2020) 9149 final

**PUBLIC VERSION**

**To the notifying party**

**Subject: Case M.9972 – Neste/Bunge Loders Croklaan Oils  
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 18 November 2020, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertaking Neste Oyj ('Neste', Finland), acquires within the meaning of Article 3(1)(b) of the Merger Regulation control over the whole of Bunge Loders Croklaan Oils B.V. ('Bunge Loders Croklaan Oils', the Netherlands) by way of purchase of shares.<sup>3</sup>
2. The business activities of the undertakings concerned are:
  - for Neste: refining and marketing low-emission, high-quality traffic fuels, producing both fossil and renewable fuels. Neste currently owns and operates a renewable fuel production plant in a site adjacent to Bunge Loders Croklaan Oils,
  - for Bunge Loders Croklaan Oils: production and related assets (loading/unloading assets, storage tanks, and a refinery for vegetable oils and their derivatives) located in Rotterdam harbour, and the related personnel, excluding any feedstock sourcing and supply agreements.
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

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<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 402, 25.11.2020, p. 8.

paragraph 5(b) of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004.<sup>4</sup>

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*

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