



EUROPEAN COMMISSION

DG Competition

***Case M.10072 - SOJITZ / ENEOS /
EDENVALE SOLAR PARK***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION

Date: 15/02/2021

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PUBLIC VERSION

Sojitz Corporation
1-1, Uchisaiwaicho 2-chome, Chiyoda-ku
100-8691 – Tokyo
Japan

ENEOS Corporation
1-1-2 Otemachi, Chiyoda-ku
100-8162 – Tokyo
Japan

**Subject: Case M.10072 – SOJITZ / ENEOS / EDENVALE SOLAR PARK
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 22 January 2021, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertakings Sojitz Corporation (“Sojitz”, Japan), and Eneos Corporation (“Eneos”, Japan), a wholly owned subsidiary of ENEOS Holdings, Inc. (Japan), acquire within the meaning of Article 3(1)(b) of the Merger Regulation joint control over the whole of the undertaking Edenvale Solar Park Pty Ltd. (“Edenvale”, Australia), belonging to DPI Solar 3 Pte Ltd (Singapore) by way of purchase of shares.³
2. The business activities of the undertakings concerned are:
 - for Sojitz Corporation: the trading of good and services and in particular the construction and exploitation of energy and social infrastructure with a focus on solar, wind and biomass power generation,

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 34, 1.2.2021, p. 29.

- for Eneos Corporation: the production, trading and marketing of crude oil, petroleum products, petrochemicals, electricity, lubricant, coal and hydrogen,
 - for Edenvale: the development, construction and operation of a solar farm in Queensland, Australia.
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.