



EUROPEAN COMMISSION

DG Competition

Case M.11221 - NIPPON EXPRESS / CARGO- PARTNER

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION

Date: 19/10/2023

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EUROPEAN COMMISSION

Brussels, 19.10.2023
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PUBLIC VERSION

Nippon Express Holdings, Inc.
Kanda-Izumicho 2,
Chiyoda-ku,
Tokyo,
Japan

**Subject: Case M.11221 – NIPPON EXPRESS / CARGO- PARTNER
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 27 September 2023, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation, by which Nippon Express Holdings, Inc. ('NX', Japan) will acquire within the meaning of Article 3(1)(b) of the Merger Regulation sole control of the whole of Cargo-Partner Group ('CP', Austria), controlled by Cargo Partner Group Holding AG, Multi Transport und Logistik Holding AG, Safer Overseas Transport Holding GmbH, Cargo-Partner GND GmbH, and Cargo-Partner US Holding Inc. The concentration is accomplished by way of purchase of shares.³
2. The business activities of the undertakings concerned are the following:
 - NX: freight forwarding and contract logistics activities,
 - CP: freight forwarding and, to a lesser extent, contract logistics activities.
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 treatment for certain

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 2023/150, 6.10.2023.

concentrations under Council Regulation (EC) No 139/2004 on the control of concentrations between undertakings.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 160, 5.5.2023, p. 1–10.