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OMRON Corporation
Shiokoji Horikawa, Shimogyo-ku
600-8530 Kyoto
Japan

Kirin Brewery Company, Limited
10-2, Nakano 4-chome
164-0001 Tokyo
Japan

Subject: **Case M.11034 - OMRON / KIRIN / KTS**
Commission decision pursuant to Article 6(1)(b) of Council Regulation (EC) No 139/2004[1] and Article 57 of the Agreement on the European Economic Area[2]

Dear Sir or Madam,

1. On 20 January 2023, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation, by which Omron Corporation ('Omron', Japan) and Kirin Brewery ('Kirin', Japan) intend to acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control of Kirin Techno-System Company ('KTS', Japan), currently solely controlled by Kirin. The concentration is accomplished by way of purchase of shares.[3]

2. The business activities of the undertakings concerned are the following:

   – Omron is a Japanese manufacturer that develops and globally supplies control equipment, factory automation systems, electronic components, ticket vending machines and medical equipment,

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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 39, 01.02.2023, p. 25.

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– Kirin is a Japanese integrated beverages company that manufactures and sells alcoholic beverages. It is part of a group that is active in the fields of food and beverages, pharmaceuticals and health science.

– KTS is a Japanese manufacturer of inspection machines that offers, outside the EEA, comprehensive inspection systems in the production of bottles, cans and other containers across a range of industries, including the food, beverage and pharmaceutical industries.

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.