V

(Announcements)

PROCEDURES RELATING TO THE IMPLEMENTATION OF COMPETITION POLICY

EUROPEAN COMMISSION

Prior notification of a concentration

(Case M.11006 – ONE / MACQUARIE / YTI)

Candidate case for simplified procedure

(Text with EEA relevance)

(2023/C 141/05)

1. On 3 April 2023, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 ([1]).

This notification concerns the following undertakings:

— Ocean Network Express Pte. Ltd ('ONE', Singapore);

— MIP III (ECI) AIV, L.P. ('Macquarie', USA);

— Yusen Terminal LLC ('YTI', USA).

ONE and Macquarie will acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control of the whole of YTI.

The concentration is accomplished by way of purchase of shares.

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

— ONE is currently controlled by Ocean Network Express Holdings Ltd. (Japan), a joint venture between Nippon Yusen Kabushiki Kaisha ('NYK Group', Japan), Mitsui O.S.K Lines and Kawasaki Kisen Kaisha and it operates a global container liner shipping business,

— Macquarie is a Delaware-domiciled alternative investment vehicle of a fund ultimately controlled by Macquarie Group Limited, a global provider of assets management services headquartered in Australia;

— YTI is a company controlled by Macquarie and NYK Group, providing marine container terminal stevedoring services at terminals in Los Angeles (USA).

3. On preliminary examination, the Commission finds that the notified transaction could fall within the scope of the Merger Regulation. However, the final decision on this point is reserved.

4. Pursuant to the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004 ([2]) it should be noted that this case is a candidate for treatment under the procedure set out in the Notice.

([1]) OJ L 24, 29.1.2004, p. 1 (the 'Merger Regulation').
([2]) OJ C 366, 14.12.2013, p. 5.

5. The Commission invites interested third parties to submit their possible observations on the proposed operation to the Commission.

Observations must reach the Commission not later than 10 days following the date of this publication. The following reference should always be specified:

M.11006 – ONE / MACQUARIE / YTI

Observations can be sent to the Commission by email or by post. Please use the contact details below:

Email: COMP-MERGER-REGISTRY@ec.europa.eu

Postal address:

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