EUROPEAN COMMISSION

Brussels, 07.12.2018
C(2018) 8651 final

PUBLIC VERSION

To the notifying party

Subject: **Case M.9067 - EQUINOR REFINING NORWAY / DANSKE COMMODITIES**
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 31 October 2018, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which Equinor Refining Norway AS ('Equinor Refining', Norway), ultimately controlled by Equinor ASA (Norway), acquires within the meaning of Article 3(1)(b) of the Merger Regulation sole control of the whole of Danske Commodities A/S ('Danske Commodities', Denmark).[3] The concentration is accomplished by way of purchase of shares.

2. The business activities of the undertakings concerned are:

   – Equinor Refining is part of the Norwegian-based Equinor Group, whose business activities consist principally of worldwide exploration, production, transportation, refining and marketing of petroleum and petroleum-derived products, gas and other forms of energy, including renewable energy,

   – Danske Commodities is a Danish independent trading house, specialising in physical and financial trading of electricity and gas. Danske Commodities is also active in origination, and provides balancing, optimisation, hedging, certificates and back-up supply to power generators, industrial companies, energy suppliers, and net-operators.

---

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 417, 16.11.2018, p. 33.

Commission européenne, DG COMP MERGER REGISTRY, 1049 Bruxelles, BELGIQUE
Europese Commissie, DG COMP MERGER REGISTRY, 1049 Brussel, BELGIË

Tel: +32 229-91111. Fax: +32 229-64301. E-mail: COMP-MERGER-REGISTRY@ec.europa.eu.

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(c) 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)
Johannes LAITENBERGER
Director-General

4 OJ C 366, 14.12.2013, p. 5.