EUROPEAN COMMISSION

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PUBLIC VERSION

Mabanaft GmbH & Co. KG
Koreastraße 7
20457 Hamburg
Germany

Subject: **Case M.11463 – MABANAFT / WESTFA**
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 15.02.2024, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation, by which Mabanaft GmbH & Co. KG ("Mabanaft", Germany), controlled by Marquard & Bahls AG ("Marquard & Bahls", Germany), will acquire within the meaning of Article 3(1)(b) of the Merger Regulation sole control over the whole of the undertaking WESTFA Energy GmbH ("WESTFA", Germany), controlled by Adeleon Familienholding GmbH ("Adeleon", Germany), by way of purchase of shares.([3])

(2) The business activities of the undertakings concerned are the following:

– Mabanaft is an integrated energy company providing energy solutions for transportation, heating, and industrial needs. Mabanaft is part of Marquard & Bahls which is active in the supply, trading and logistics of energy, petroleum products and chemicals.

– WESTFA is active in trading and distribution of liquefied petroleum gas ("LPG").

(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 concentrations under Council Regulation (EC) No 139/2004.([4])

([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]) OJ C, C/2024/1716, 22.02.2024.
([4]) OJ C 160, 5.5.2023, p. 1 (the 'Notice on a simplified treatment').

(4) For the reasons set out in the Notice on a simplified treatment, 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