Prior notification of a concentration

(Case M.9998 — Sumitomo/Tech Mahindra/JV)

Candidate case for simplified procedure

(Text with EEA relevance)

(2020/C 412/14)

1. On 19 November 2020, 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:

— Sumitomo Corporation ('Sumitomo', Japan),

— Tech Mahindra Limited ('Tech Mahindra', India),

— SCTM Engineering Corporation (the 'Target', Japan), a newly created joint venture jointly controlled by Sumitomo Corporation and Tech Mahindra.

Sumitomo and Tech Mahindra acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control of the Target.

The concentration is accomplished by way of purchase of shares in a newly created company constituting a joint venture.

2. The business activities of the undertakings concerned are:

— for Sumitomo: It is a trading and investment company, which provides a range of services and products in sectors such as the trading of metal products, transportation and construction of systems, environment and infrastructure, media, network and lifestyle related products, mineral resources, energy, chemicals and electronics,

— for Tech Mahindra: It is a global technology company, providing information technology and business process outsourcing services to customers across a wide range of industries, including telecommunications, media & entertainment, manufacturing, banking & financial services, life sciences, retail & consumer goods and oil & gas,

— for the Target: It will provide engineering services to the automotive sector, automotive product engineering, advanced driver assistance systems (ADAS), autonomous driving, vehicle to everything (V2X) and 5G wireless communications technology, along with connected and digital services in the automotive sector.

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.

Pursuant to the Commission Notice on a simplified procedure for treatment of certain concentrations under the 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.

4. 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.9998 — Sumitomo/Tech Mahindra/JV

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

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

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