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PUBLIC VERSION

CMA CGM
Boulevard Jacques Saadé 4, Quai d'Arenc
13002 Marseille
France

Subject: **Case M.10608 – CMA CGM / CLS BUSINESS**
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 1 February 2022, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertakings CMA CGM S.A. ("CMA CGM", France) acquires within the meaning of Article 3(1)(b) of the Merger Regulation sole control over the whole of the undertaking CLS Business, controlled by Ingram Micro Inc ("Ingram", United States) by way of purchase of shares and assets.[3]

2. The business activities of the undertakings concerned are:

— CMA CGM offers a range of services related to sea transportation, including container liner shipping and port terminal services. CMA CGM is also active within freight forwarding and contract logistics services through its subsidiary CEVA Logistics,

— CLS Business comprises the contract logistics business of Ingram, currently operated by Ingram's division Commerce & Lifecycle Services. CLS Business offers a range of services within contract logistics mainly in North America and Europe, notably forward logistics and reverse logistics.

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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 68, 9.2.2022, p. 6.

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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)
Olivier GUERSENT
Director-General

4 OJ C 366, 14.12.2013, p. 5.