EUROPEAN COMMISSION

Brussels, 13.10.2026
C(2026) 7329 final

PUBLIC VERSION

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Subject: **Case M.12401 – SUN TRINITY / MHCCE / BRUC JAPAN / BRUC JAPAN 2**
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 21 September 2026, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation, by which Sun Trinity LLC. ('Sun Trinity', Japan), controlled by Sumitomo Corporation (Japan), and Mitsubishi HC Capital Energy Inc. ('MHCCE', Japan), controlled by Mitsubishi HC Capital Co., Ltd. (Japan), will acquire within the meaning of Article 3(1)(b) of the Merger Regulation joint control over the whole of BRUC Japan KK ('BRUC Japan', Japan) and BRUC Japan 2 KK ('BRUC Japan 2', Japan), both currently ultimately controlled by OPSEU Pension Plant Trust Fund (Canada), by way of purchase of shares. ([3])

([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/2026/5037, 30.9.2026.

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

– Sun Trinity develops and operates solar power plants in Japan, selling the generated electricity to customers under Power Purchase Agreements,

– MHCCE specializes in developing and operating renewable energy projects, including solar power, wind power, and battery energy storage systems in Japan,

– BRUC Japan and BRUC Japan 2 develop, own and operate photovoltaic assets in Japan and are active in the production and wholesale supply of solar electricity exclusively in Japan.

(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(a) of the Commission Notice on a simplified treatment for certain concentrations under Council Regulation (EC) No 139/2004. ([4])

(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)
Anthony WHELAN
Director-General
Directorate-General for Competition

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