EUROPEAN COMMISSION

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PUBLIC VERSION

To the notifying parties

Subject: **Case M.9295 - DAIMLER / GEELY / RIDE-HAILING JV**
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 25 March 2019, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which Daimler AG ('Daimler', Germany) and Geely Technology Group Co., Ltd ('Geely', China) acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control over a newly created joint venture ('JV') by way of purchase of shares. [3]

2. The business activities of the undertakings concerned are:

   - for Daimler: a publicly listed company that is globally active in the development, manufacturing and distribution of automotive products, mainly passenger cars (under the Mercedes-Benz and 'smart' brands), trucks, vans and buses.
   - for Geely: an automobile manufacturer engaged in the production and sales of passenger vehicles worldwide (including the brands Geely Auto, Lynk & Co, Proton, Lotus Volvo Cars and Polestar).
   - for JV: JV will be active in the field of ride-hailing services, starting in the premium segment with a small fleet of luxury cars by Mercedes-Benz serving commercial customers, public entities and private customers in China exclusively.

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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 123, 02.04.2019, p. 25.

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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(a) 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.