Prior notification of a concentration

(Case M.9749 — Glencore Energy UK/Ørsted LNG Business)

Candidate case for simplified procedure

(Text with EEA relevance)

(2020/C 72/06)

1. On 25 February 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:

— Glencore Energy UK Ltd, controlled by Glencore plc ('Glencore', Switzerland).

— Ørsted's LNG Business, controlled by Ørsted A/S ('Ørsted', Denmark).

Glencore Energy acquires within the meaning of Article 3(1)(b) of the Merger Regulation sole control of Ørsted's LNG Business. The concentration is accomplished by way of purchase of assets.

2. The business activities of the undertakings concerned are:

— for Glencore: it is a large global diversified natural resource company and a major producer and marketer of several commodities,

— for Ørsted's LNG Business: it comprises contractual arrangements for liquefied natural gas ('LNG') storage, re-gasification capacity and transmission services at the Gate Terminal in the Netherlands and a number of LNG sale and purchase agreements.

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.9749 — Glencore Energy UK/Ørsted LNG Business

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

Email: COMP-MERGER-REGISTRY@ec.europa.eu

Fax +32 22964301

Postal address:

European Commission
Directorate-General for Competition
Merger Registry
1049 Bruxelles/Brussel
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([1]) OJ L 24, 29.1.2004, p. 1 (the 'Merger Regulation').
([2]) OJ C 366, 14.12.2013, p. 5.