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PUBLIC VERSION

Associated British Foods plc
No. 293262 at Weston Centre,
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United Kingdom

Wilmar International Limited
15th Floor, 1379, Bocheng Road,
China (Shanghai) Pilot Free Trade Zone
200135 Shanghai
China

AB Mauri Yihai Kerry Investment Company
No. 293262 at Weston Centre
10 Grosvenor Street
W1K 4QY London
United Kingdom

Subject: **Case M.10411 – ABM / YKA / HEBEI MAURI**
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 14 December 2021, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which Associated British Foods plc ('ABF', United Kingdom) and Wilmar International Limited ('Wilmar', Singapore) acquire, through their common joint venture AB Mauri Yihai Kerry Investment Company Limited ('AB Mauri', China), joint control of the whole

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').

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of Hebei Mauri Food Co., Ltd. ('Hebei Mauri' or the 'Target' China), currently controlled by ABF, within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation.[3]

2. The business activities of the undertakings concerned are:

   – for ABF: active in five main business domains worlwide, namely (i) production of baking ingredients, including yeast; (ii) production of sugar; (iii) manufacture of grocery products; (iv) supply of agricultural products to farmers; and (v) high street retailing,

   – for Wilmar: active in oil palm cultivation, oilseed crushing, edible oil refining, sugar milling and refining, manufacturing of consumer products, specialty fats, oleochemicals, biodiesel and fertilisers as well as flour and rice milling worldwide,

   – for Hebei Mauri: active in the manufacture and supply of bakers' yeast to China and other countries, including in Asia; and

   – for AB Mauri: active in the manufacture, sale and distribution of yeast, bakery ingredients and bakery fats in Asia, as well as the provision of relevant bakery and technical services related to these products in Asia.

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 paragraphs 5(a) and (b) 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

3 Publication in the Official Journal of the European Union No C 514I, 21.12.2021, p. 19.

4 OJ C 366, 14.12.2013, p. 5.