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PUBLIC VERSION

AGL Kenya Limited
Airport North Road, Embakasi
00100 Nairobi
Kenya

Yusen Logistics Global
Management Co., Ltd.
Shinagawa Seaside
Park Tower 4-12-4
Higashishinagawa
Shinagawa-Ku
140-0002 Tokyo
Japan

Subject: **Case M.12166 - MSC / NYK / 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 6 November 2025, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation, by which AGL Kenya Limited ('AGL Kenya', Kenya), controlled by MSC Mediterranean Shipping Company Holding SA ('MSC Group', Switzerland), and Yusen Logistics Global Management Co., Ltd. ('Yusen', Japan), controlled by Nippon Yusen Kabushiki Kaisha ('NYK Group', Japan), will acquire within the meaning of Articles 3(1)(b) and 3(4) of the Merger Regulation joint control of a newly created joint venture ('JV', Kenya). The concentration is accomplished by way of purchase of shares in the JV. ([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/2025/6230, 17.11.2025.

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

– AGL Kenya provides freight forwarding services and other logistics services in Kenya. The MSC Group operates worldwide in the sea transport of containerized cargo, port handling, logistics services, cruise and ferry sectors,

– Yusen provides integrated logistics services tailored to various industries, including ocean and air freight forwarding, contract logistics, temperature-controlled transportation, and supply chain management. It operates in 46 countries worldwide. The NYK Group is a global logistics provider that specializes in, among other things, international marine transportation, cruises, terminal and other shipping-related services.

(3) The newly created JV will be providing air and sea freight forwarding services in various countries across the African continent.

(4) 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])

(5) 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)
Linsey MCCALLUM
Director-General (acting)
Directorate-General for Competition

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