Prior notification of a concentration

(Case M.11070 – CHEMOURS INTERNATIONAL / FUMATECH / JV)

Candidate case for simplified procedure

(Text with EEA relevance)

(2023/C 141/08)

1. On 13 April 2023, 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:

— The Chemours Company Inc. ('Chemours', USA),

— BWT FUMATECH Mobility GmbH ('Fumatech', Austria),

— JV (Germany).

Chemours and Fumatech will acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control of the JV.

The concentration is accomplished by way of purchase of shares in a newly created company constituting a joint venture.

2. The business activities of the undertakings concerned are the following:

— Chemours produces and supplies performance chemicals that are inputs in end-products and processes in a variety of industries, including coatings, refrigeration and air conditioning, transportation, semiconductor and consumer electronics, general industrial, and oil and gas.

— Fumatech is active in membrane manufacture and plant construction in the field of fuel cell and membrane technology for the treatment of water and process solutions.

3. The JV will be active in the development, production, and sale of hydrogen fuel cell membranes and humidifier membranes for fuel cell systems in the transportation sector.

4. 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 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.

5. 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.11070 – CHEMOURS INTERNATIONAL / FUMATECH / JV

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

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

([1]) OJ L 24, 29.1.2004, p. 1 (the 'Merger Regulation').
([2]) OJ C 366, 14.12.2013, p. 5.

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