Prior notification of a concentration

(Case M.9918 — Cummins/ETC/NPROXX)

Candidate case for simplified procedure

(Text with EEA relevance)

(2020/C 268/08)

1. On 7 August 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:

— Cummins Inc. ('Cummins', USA),

— Enrichment Technology Company Ltd. ('ETC', UK),

— NPROXX B.V. ('NPROXX', the Netherlands).

Cummins and ETC acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control of NPROXX.

The concentration is accomplished by way of purchase of shares.

2. The business activities of the undertakings concerned are:

— for Cummins: Cummins is a globally active US manufacturer of diesel and gas engines and power supply systems,

— for ETC: ETC is active in the design, development and manufacture of gas centrifuges for the enrichment of uranium for nuclear energy,

— for NPROXX: NPROXX is active in the design, development and sale of composite pressure vessels for the storage and transportation of hydrogen or for compressed natural gases (CNG). The pressure vessels are used for different applications in particular in the automotive and transport sectors.

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.9918 — Cummins/ETC/NPROXX

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

([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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