PROCEDURES RELATING TO THE IMPLEMENTATION OF COMPETITION POLICY

EUROPEAN COMMISSION

Prior notification of a concentration
(Case COMP/M.5637 — Motor Oil (Hellas) Corinth Refineries S.A./Shell Overseas Holdings Limited)
(Text with EEA relevance)
(2010/C 30/11)

1. On 27 January 2010, the Commission received a notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 (1) by which Motor Oil (Hellas) Corinth Refineries S.A. (MOH, Greece) will simultaneously acquire, within the meaning of Article 3(1)(b) of the EC Merger Regulation (i) sole control over (a) Shell Gas Commercial and Industrial Societe Anonyme of Gas (The LPG Company, Greece) and (b) Shell Hellas A.E. (SH Company, Greece) both ultimately controlled by the Royal Dutch Shell Group (Shell, The Netherlands) as well as (ii) joint control with Shell Overseas Holdings Limited (SOHL, UK), a subsidiary of Shell, over Shell A.E. (JV), a newly created joint venture, by way of purchase of shares.

2. The business activities of the undertakings concerned are:

— for MOH: activities in the refinery sector and sale of petroleum products (retail and non-retail sales of automotive fuels, jet fuel, fuel oil, lubricants, etc),

— for SOHL: (i) worldwide exploration, production and sale of oil and natural gas, (ii) the production and sale of oil products and chemicals, (iii) power generation and the production of energy from renewable sources,

— for SH Company: (i) retail sale of fuel, commercial fuel and bitumen, (ii) chemicals storage and (iii) aviation fuels marketing,

— for LPG Company: sale of Liquid Petroleum Gas (LPG) in Greece,


3. On preliminary examination, the Commission finds that the notified transaction could fall within the scope the EC Merger Regulation. However, the final decision on this point is reserved.

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. Observations can be sent to the Commission by fax (+32 22964301), by e-mail to COMP-MERGER-REGISTRY@ec.europa.eu or by post, under reference number COMP/M.5637 — Motor Oil (Hellas) Corinth Refineries S.A./Shell Overseas Holdings Limited, to the following address:

(1) OJ L 24, 29.1.2004, p. 1 (the 'EC Merger Regulation').