

PROCEDURES RELATING TO THE IMPLEMENTATION OF COMPETITION
POLICY

EUROPEAN COMMISSION

Prior notification of a concentration

(Case COMP/M.5910 — Martank/MTTI/VTTI)

Candidate case for simplified procedure

(Text with EEA relevance)

(2010/C 194/05)

1. On 12 July 2010 the Commission received a notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004⁽¹⁾ by which Martank BV ('Martank', The Netherlands), wholly controlled by Vitol Holding BV ('Vitol', The Netherlands), and MTTI SDN. BHD. ('MTTI', Malaysia), indirectly controlled by Petroliam nasional Berhad ('Petronas', Malaysia) through MISC Berhad ('MISC', Malaysia), acquire within the meaning of Article 3(1)(b) of the Merger Regulation joint control of VTTI BV ('VTTI', The Netherlands) a company constituting a joint venture, by way of purchase of shares.

2. The business activities of the undertakings concerned are:

- for Vitol: trade with oil and gas, exploration and production activities in the oil and gas sector, inter alia,
- for MISC: owning and operating of ships and offshore floating facilities as well as marine conversion and engineering & construction works,
- for Petronas: full range of activities in the oil and gas sector.

3. On preliminary examination, the Commission finds that the notified transaction could fall within the scope of the EC 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 EC Merger Regulation⁽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. Observations can be sent to the Commission by fax (+32 22964301), by email to COMP-MERGER-REGISTRY@ec.europa.eu or by post, under reference number COMP/M.5910 — Martank/MTTI/VTTI, to the following address:

European Commission
Directorate-General for Competition
Merger Registry
J-70
1049 Bruxelles/Brussel
BELGIQUE/BELGIË

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

⁽²⁾ OJ C 56, 5.3.2005, p. 32 ('Notice on a simplified procedure').