



BEFORE THE
COMPETITION COMMISSION OF PAKISTAN

FIRST PHASE REVIEW

IN THE MATTER OF ACQUISITION OF GENERAL ELECTRIC'S INDUSTRIAL
SOLUTIONS BUSINESS BY ABB VERWALTUNGS LIMITED

CASE: 951/Merger-CCP/18

Commission


Ms. Vadiyya S. Khalil
Chairperson

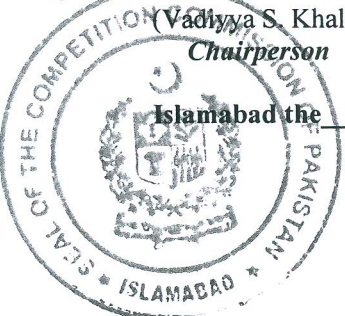
Dr. Muhammad Saleem
Member




ORDER

1. On 12th March 2018 the Competition Commission of Pakistan ("**Commission**") received a pre-merger application ("**Application**") of a proposed acquisition pursuant to Section 11 of the Competition Act, 2010 ("**Act**") read with Regulation 6 of the Competition (Merger Control) Regulations, 2016 ("**Merger Regulations**") through which M/s ABB Verwaltungs Limited ("**Acquirer**" or "**Applicant**") intends to acquire General Electric's Industrial Solutions business ("**Target Business**") from M/s General Electric Company ("**Seller**").
2. The Commission has examined the Application as well as all the documents attached therewith, the market scenario, and its observations on the basis of independent research/investigation in the relevant market. The Phase I competition assessment of the intended acquisition has resulted in the following findings:
 - i. The business activities of the undertakings concerned are:
 - a. For the Acquirer: Manage, acquire, finance and re-finance businesses.
 - b. Seller (Target Business): Creation of advanced technologies that safely, reliably and efficiently distribute and control electricity to protect people, property, and equipment
 - ii. The proposed transaction is an acquisition of Target Business from the Seller by the Acquirer. The relevant product market identified is of "**Production and sale of low-voltage and medium-voltage electrical products and solutions**", and the relevant geographic market is **Pakistan**.
 - iii. The Parties' combined shares in the horizontally overlapping product segments in Pakistan vary across segments, ranging from to . The assets comprising the Target Business in Pakistan which will be transferred to the Acquirer, are accounts receivable.
 - iv. The transaction is not likely to result in the creation or strengthening of a dominant position in the relevant market. The intended merger does not meet the presumption of dominance as determined under Section (2) (1) (e) read with Section 3 of the Competition Act 2010 ("**Act**").
3. In conclusion, the proposed transaction is not likely to substantially lessen competition through the creation or strengthening of a dominant position in the relevant market. The proposed transaction is hereby authorized under Section 31 (1) (d) (i) of the Act.
4. It is so ordered.


(Vadiyya S. Khalil)
Chairperson
Islamabad the 10th April, 2018.




(Dr. Muhammad Saleem)
Member