



BEFORE THE  
COMPETITION COMMISSION OF PAKISTAN

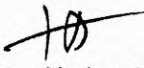
FIRST PHASE REVIEW

IN THE MATTER OF ACQUISITION OF \_\_\_\_\_ SHAREHOLDING IN M/S. ORIENT  
GROUP BEIJING INVESTMENT HOLDING LIMITED (MAURITIUS) BY M/S.  
SUPER SUCCESS INTERNATIONAL HOLDINGS LIMITED FROM M/S. ORIENT  
GROUP INVESTMENT HOLDING LIMITED.

CASE: 1016/Merger-CCP/18

Commission

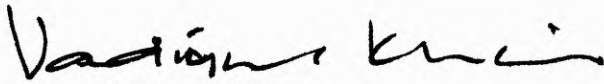
Ms. Vadiyya S. Khalil  
*Chairperson*

  
Dr. Shahzad Ansar  
*Member*

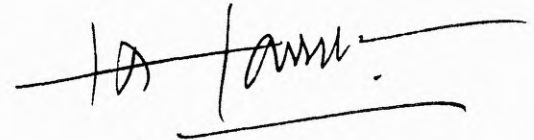


## ORDER

1. On 28<sup>th</sup> December 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**") by M/s. UEP Wind Power (Private) Limited ("**Applicant**" or "**Ultimate Target**") where M/s. Super Success International Holdings Limited ("**Acquirer**") intends to acquire shareholding in M/s. Orient Group Beijing Investment Holding Limited (Mauritius) ("**Target**") from M/s. Orient Group Investment Holding Limited ("**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: Investment Holding company
    - b. For the Target: Investment Holding company
    - c. For the Seller: Investment holdings in different industries including finance, port transportation, modern agriculture, commodity trade, new urbanization development and new energy.
    - d. For the Ultimate Target: Generate and supply electricity
  - ii. The proposed transaction is an acquisition of shareholding in the Target by the Acquirer from the Seller. The reportable product market in this case has been identified as that of "**Wind Power Generation**" while the relevant geographic market has been identified as "**Pakistan**", excluding area served by K-Electric.
  - iii. Currently, the Target is active in the reportable market through one of its controlled portfolio companies being the Ultimate Target, having a market share of Post-transaction, the market share of the Ultimate Target will remain the same, however, the Acquirer will have increased ownership in the Ultimate Target.
  - 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



(Dr. Shahzad Ansar)  
Member



25<sup>th</sup> Jan, 2019.