Notification Waiver Determination

Samsung C&T - Powertech

Acquisition	Samsung Vista C&I Australia Pty Ltd (**Samsung C&T**) applied for a notification waiver in respect of its proposed acquisition of 90% of the share capital in Powertech Pty Ltd (**Powertech**), as described in the transaction documents provided as part of the application (the **Acquisition**).
Determination	The Australian Competition and Consumer Commission has determined under section 51ABV(1)(a) of the *Competition and Consumer Act 2010* (Cth) that the Acquisition is not required to be notified.
Date of determination	2 November 2026

Parties to the Acquisition	The acquirer, Samsung C&T, provides end-to-end or "full wrap" engineering, procurement and construction (**EPC**) services in Australia for large-scale renewable energy generation, storage and transmission projects. It is a wholly-owned subsidiary of Samsung C&T Corporation, a South Korean listed company with four business divisions involved in construction & engineering, trading & investment, fashion, and resorts. The target, Powertech, is an Australian electrical engineering contractor. It provides discrete parts of the EPC process as a subcontractor, particularly specialist electrical testing and commissioning services. Powertech also supplies some end-to-end EPC services for smaller scale projects, ongoing operations and maintenance services, and equipment hire.
Explanation for determination	In making this notification waiver determination, the Australian Competition and Consumer Commission (the **ACCC**) has considered the information provided with the notification waiver application and had regard to the factors in section 51ABV(2)(b) of the *Competition and Consumer Act 2010* (Cth) (the **Act**). Based on the information provided in the application, the ACCC considers that the Acquisition is unlikely to give rise to any material lessening of competition given: a. there is a small horizontal overlap between Samsung C&T and Powertech in the supply of EPC services in Australia b. there are alternative suppliers of EPC services to customers in Australia c. there is a low risk of foreclosure or other concerning vertical effects resulting from exclusionary conduct post-acquisition.

	In these circumstances, the ACCC does not consider it necessary to reach a concluded view on the likelihood of the notification thresholds being met. Given that material competition concerns are unlikely to arise, the ACCC has determined that the Acquisition is not required to be notified. The ACCC considers that the determination is consistent with the object of the Act and the interests of consumers in promoting competition. For more information about the ACCC's approach to considering notification waiver applications and to assessing competition effects more generally, see the ACCC's guidance on notification waivers and merger assessment guidelines.

Determination made by Commissioner Woodward pursuant to a delegation under section 25(1) of the Act