Content

Title：	Merger Types to Which Paragraph 1 of Article 11 of the Fair Trade Act Does Not Apply Ch
Date：	2023.06.28
Legislative：	Date of Announcement: June 28, 2023 Reference Number: No. 11212604081
Content：	Subject: The provisions of the "Merger Types to Which Paragraph 1 of Article 11 of the Fair Trade Act Does Not Apply" to take effect from the announcement date Legal Basis: Subparagraph 6 of Article 12 of the Fair Trade Act Notice: In addition to mergers that are subject to Subparagraphs 1 to 5 of Article 12 of Fair Trade Act and to which Paragraph 1 of Article 11 of the same act is not applicable, Paragraph 1 of Article 11 of the Fair Trade Act also does not apply to any of the following circumstances: 1. An enterprise merges with other enterprises that are controlled by, controlling or affiliated with the former. 2. An enterprise merges with other enterprises, and the merging parties are controlled by the same enterprise. 3. An enterprise assigns a part of or the entire voting shares or capital contributions of a third-party enterprise that are in its possession to other enterprises that are controlled by, controlling or affiliated with the former. 4. An enterprise assigns a part of or the entire voting shares or capital contributions of a third-party enterprise that are in its possession to other enterprises, and the merging parties are controlled by the same enterprise. 5. Foreign enterprises merge by, outside the territory of the Republic of China, jointly establishing or operating joint ventures that do not engage in economic activities within the territory of the Republic of China.