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To the President of the House of Representatives

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DGBI-TOP / 101738841

Date 14 October 2025
Subject Goods Availability Act invoked

Dear Mr President,

I am writing to inform the House about my intervention at the company Nexperia under the Goods Availability Act (*Wet beschikbaarheid goederen*).

On Tuesday, 30 September 2025, due to serious governance shortcomings at the semiconductor manufacturer Nexperia, I invoked the Goods Availability Act. Given the commercially sensitive nature of this matter, I did not make a public announcement at the time. On Sunday, 12 October 2025, the applicable order became public knowledge via third parties, which compelled me to issue a statement¹ on the same day. Third parties also reported on the confidential, independent inquiry procedure at Nexperia being conducted by the Enterprise Division of Amsterdam Court of Appeal. This procedure, initiated by Nexperia employees, is separate from my intervention under the Act. On Monday, 13 October 2025, the Enterprise Division authorised the disclosure of the substance of this inquiry procedure. Due to the above developments, I can now provide further explanation and context through this letter to Parliament.

Background and Nexperia's importance

Nexperia plays a crucial role in the Dutch and European semiconductor ecosystem and is of great economic security importance due to its critical market position in the chip industry, based on the size of its market share in the relevant segment, its facilities in Europe, and its intellectual property rights in its product segments. It is headquartered in the Netherlands, and there are significant production and R&D facilities in Europe and Asia.

Since the end of 2023, Nexperia has, on its own initiative, held discussions with the Ministry of Economic Affairs to address economic security concerns regarding Nexperia in a voluntary and constructive manner. These discussions proceeded swiftly, and I personally also held a meeting with the company's CEO on this matter.

¹ [Minister of Economic Affairs invokes Goods Availability Act | News item | Government.nl](#)

Suspected governance shortcomings at Nexperia with implications for a crucial sector of the Dutch and European economy

I recently received serious indications of governance shortcomings within Nexperia, arising from specific actions by the CEO. These shortcomings constitute an acute and serious threat to the continuity of the company and thus the preservation of critical technological knowledge, as well as production and development capacities in the Netherlands and Europe. The shortcomings relate, among other things, to the improper transfer of production capacity, financial resources, and intellectual property rights to a foreign entity owned by the CEO and not connected to Nexperia. This posed risks of knowledge leakage and thus the loss of future production capacity, which is crucial for, among others, the European automotive, consumer electronics, and defence industries. The shortcomings have also, though to a lesser extent, affected ongoing discussions between my ministry and Nexperia.

Given the nature and seriousness of these indications regarding the shortcomings outlined, I am of the opinion that the consequences for the Dutch and European economy were potentially considerable, and therefore a threat to economic security. The purpose of the order now imposed is to remove these risks and ensure the stability of the company, in order to prevent a risky strategic dependency. In my view, this justifies this exceptional use of the Act. All interested parties are, of course, free to lodge an objection.

I would like to emphasise that I issued this order without any pressure from or consultation with any other country. After issuing the order on 30 September, I naturally informed the relevant parties and partners of its contents.

Effect of the order on Nexperia

The order imposed under the Act allows me as Minister of Economic Affairs to block decisions if they are harmful or potentially harmful to the company's production capacity, knowledge position, or continuity, the future of Nexperia as a Dutch and European company, and the preservation of this crucial player in Europe's value chain. This order does not impede the company's regular production process or daily operations. The order is temporary, having a maximum duration of one year.

Independent inquiry procedure

The company itself, separately from my intervention, initiated an inquiry procedure at the Enterprise Division of Amsterdam Court of Appeal, represented by several directors. This procedure is therefore separate from my order under the Act. However, I logically now have an interest in this procedure given the order I issued.

The Enterprise Division, independently of my order and based on its own assessment, has suspended one of the directors under the articles of association (the CEO) for the duration of the procedure, appointed a temporary non-executive director with decisive authority, and transferred the company's shares, except for one, to a trustee appointed by the Division. This underscores the fact that, in the

court's independent judgment, there is sufficient reason to doubt proper governance and proper business conduct at Nexperia.

Export control measure

I have since been informed that the Chinese government has imposed a company-specific export control measure on all Nexperia locations in China. Discussions on this are ongoing at various levels with the Chinese authorities. For reasons of confidentiality and in the interests of the company and the Dutch and European economies, I cannot make statements on the content of these discussions. In general, an important principle for the government is that export control is a non-proliferation instrument² that must be applied as precisely as possible for that purpose.

Finally, given the interests involved and the relationship we have with China, I am continuing to engage with the Chinese authorities in light of the above to reach a constructive solution in the interest of Nexperia's continuity.

Vincent Karremans
Minister of Economic Affairs

² Instrument to prevent the proliferation of high-risk technologies or weapons.