EUROPEAN COMMISSION

Brussels, 28.7.2022
C(2022) 5596 final

PUBLIC VERSION

Flutter Entertainment plc
Power Tower - Belfield Office Park
Beech Hill Road
Clonskeagh
D04 V972 Dublin 4
Ireland

Subject: **Case M.10656 – FLUTTER ENTERTAINMENT / SISAL**
Commission decision pursuant to Article 6(1)(b) of Council Regulation (EC) No 139/2004[1] and Article 57 of the Agreement on the European Economic Area[2]

Dear Sir or Madam,

1. On 4 July 2022, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which Flutter Entertainment plc ('Flutter', Ireland) will acquire within the meaning of Article 3(1)(b) of the Merger Regulation control of the whole of Sisal S.p.A. ('Sisal', Italy) by way of purchase of shares.[3]

2. The business activities of the undertakings concerned are the following:

   – Flutter: global sports betting, gaming and entertainment operator,

   – Sisal: betting, gaming and lottery operator.

1 OJ L 24, 29.1.2004, p. 1 (the 'Merger Regulation'). With effect from 1 December 2009, the Treaty on the Functioning of the European Union ('TFEU') has introduced certain changes, such as the replacement of 'Community' by 'Union' and 'common market' by 'internal market'. The terminology of the TFEU will be used throughout this decision.

2 OJ L 1, 3.1.1994, p. 3 (the 'EEA Agreement').

3 Publication in the Official Journal of the European Union No C 265, 11.7.2022, p. 13.

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3. On 1 July 2022, the Commission adopted a Decision pursuant to Article 4(4) of Council Regulation (EC) No 139/2004, in conjunction with Article 57 of the Agreement on the European Economic Area, to refer the assessment of the effects of the operation on the relevant markets in Italy to be examined by the competent authority of Italy.[4] This Decision therefore does not apply to Italy.

4. After examination of the notification, the European Commission has concluded that the notified operation falls within the scope of the Merger Regulation and with respect to the relevant markets outside of Italy, falls within the scope of paragraph 5(c) of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004.[5]

5. For the reasons set out in the Notice on a simplified procedure, the European Commission has decided not to oppose the notified operation and to declare it compatible with the internal market and with the EEA Agreement outside of Italy. This decision is adopted in application of Article 6(1)(b) of the Merger Regulation and Article 57 of the EEA Agreement.

For the Commission

(Signed)
Olivier GUERSENT
Director-General

4 Commission decision C(2022) 4776 final and correcting decision C(2022) 5135 final

5 OJ C 366, 14.12.2013, p. 5.