EUROPEAN COMMISSION

Brussels, 12.03.2021
C(2021) 1767 final

PUBLIC VERSION

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Italy

ENGIE SA
1 place Samuel de Champlain
Faubourg de l'Arche
92930 – Paris La Défense cedex
France

Subject: **Case M.10148 – FCA / EEPS / JV**
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 18 February 2021, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertakings FCA Italy S.p.A. ("FCA", Italy), a subsidiary of the Fiat Chrysler Automobiles N.V. Group ("FCA NV", The Netherlands), which will incorporate Peugeot S.A. ("PSA", France) and be renamed as Stellantis N.V. (The Netherlands), and ENGIE EPS Italia S.r.l. ("EEPS", Italy), a subsidiary of the ENGIE Group (France), acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control over the whole of EPS E-mobility S.r.l. ("EPS E-mobility", Italy), currently owned by EEPS, by way of purchase of shares.[3]

2. The business activities of the undertakings concerned are:

   – for FCA NV: a global automotive group whose activities envisage the design, manufacture and sale of passenger cars and light commercial vehicles (under the

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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 66, 26.02.2021, p. 56.

Abarth, Alfa Romeo, Chrysler, Dodge, Fiat, Fiat Professional, Jeep, Lancia, Maserati and Ram brands) as well as of components and production systems worldwide,

– for EEPS: is the industrial player of the ENGIE group active in the provision of microgrid solutions, energy storage systems for renewable power producers and e-mobility services,

– for EPS E-mobility: develops innovative solutions and technologies for electric and hybrid vehicles providing innovative charging solutions.

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

4. 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. 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 OJ C 366, 14.12.2013, p. 5.