EUROPEAN COMMISSION

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PUBLIC VERSION

AviAlliance GmbH
Klaus-Bungert-Str. 5
40468 – Düsseldorf
Germany

Subject: **Case M.11285 – AVIALLIANCE / AIA**
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 24 October 2023, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which AviAlliance GmbH ('AviAlliance', Germany), ultimately controlled by Public Sector Pension Investment Board ('PSP Investments', Canada), will acquire within the meaning of Article 3(1)(b) of the Merger Regulation sole control of the whole of Athens International Airport S.A. ('Athens International Airport', Greece) by way of purchase of shares.[3]

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

   – AviAlliance is a private airport investor and manager. AviAlliance has interests in the airport companies operating Athens, Budapest, Hamburg and Düsseldorf airports and manages San Juan airport in Puerto Rico. PSP Investments is a Canadian Crown corporation, and is the pension investment manager of the pension plans of the Canadian Federal Public Service, the Canadian Forces, the Royal Canadian Mounted Police and the Reserve Force,

   – Athens International Airport operates the international airport in Athens, Greece.

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

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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, OJ C, C/2023/605, 31.10.2023.

paragraph 5 (c) of the Commission Notice on a simplified treatment for 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 160, 5.5.2023, p. 1–10.