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PUBLIC VERSION

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Aberdeen Infrastructure (Holdco) IV B.V.
Aberdeen Infrastructure (Holdco) IV-A B.V
Zuidplein 166
1077 XV Amsterdam
Netherlands

Subject: **Case M.10678 - AIP / MACQUARIE / ABERDEEN / ONIVIA**
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 16 Machr 2022, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which Arjun Infrastructure Partners Limited ('AIP', UK), belonging to the Arjun Infrastructure Partners Group, Macquarie Asset Holdings Limited ('Macquarie', UK), belonging to the Macquarie Group and Aberdeen Infrastructure (Holdco) IV B.V. and Aberdeen Infrastructure (Holdco) IV-A B.V (together 'Aberdeen', UK), belonging to the Aberdeen Group, will acquire within the meaning of Article 3(1)(b) and 3(4) of the

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').

Merger Regulation joint control over the whole of Pentacom Investments (Spain) Opco S.L.U. and Ucles InfraCo, S.L. (together 'Onivia', Spain) by way of purchase of shares.[3]

2. The business activities of the undertakings concerned and the newly set-up joint venture are the following:

   – for AIP: asset management company active in sectors including transportation, renewable energy, integrated power utility and energy distribution,

   – for Macquarie: global investment bank and financial services provider covering resources and commodities, green energy, conventional energy, financial institutions, infrastructure and real estate,

   – for Aberdeen: asset manager active in sectors including transportation, social infrastructure, waste and water treatment and clean energy production networks,

   – for Onivia: wholesale supply of broadband access services in Spain.

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(b) 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

3 Publication in the Official Journal of the European Union No C 134, 25.03.2022, p. 36.

4 OJ C 366, 14.12.2013, p. 5.