Prior notification of a concentration

(Case M.10896 – ORANGE/MASMOVIL/JV)

(Text with EEA relevance)

(2023/C 96/07)

1. On 13 February 2023, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 ([1]).

This notification concerns the following undertakings:

— Orange Espagne S.A.U. ('OSP', Spain), controlled by Orange S.A. ('Orange', France),

— MASMOVIL Ibercom S.A.U. ('MASMOVIL', Spain), controlled by Lorca JVCo Limited ('Lorca', United Kingdom).

Orange and Lorca will acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control of a newly founded JV combining OSP and MASMOVIL.

The concentration is accomplished by way of purchase of shares in a newly created company constituting a joint venture.

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

— **Orange** is a French global telecommunications operator present in the Spanish telecommunications market through its subsidiary OSP. OSP provides mobile and fixed telecommunication services to residential customers, business customers and wholesale customers in Spain.

— LORCA is a holding company controlling MASMOVIL. MASMOVIL is a telecommunications operator established in Spain. MASMOVIL provides fixed and mobile telecommunications services mainly to residential customers in Spain.

— The newly founded JV will combine mobile and fixed telecommunication businesses of OSP and MASMOVIL.

3. On preliminary examination, the Commission finds that the notified transaction could fall within the scope of the Merger Regulation. However, the final decision on this point is reserved.

4. The Commission invites interested third parties to submit their possible observations on the proposed operation to the Commission.

Observations must reach the Commission not later than 10 days following the date of this publication. The following reference should always be specified:

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Observations can be sent to the Commission by email or by post. Please use the contact details below:

Email: COMP-MERGER-REGISTRY@ec.europa.eu

Postal address:

European Commission
Directorate-General for Competition
Merger Registry
1049 Bruxelles/Brussel
BELGIQUE/BELGIË

([1]) OJ L 24, 29.1.2004, p. 1 (the 'Merger Regulation').