EUROPEAN COMMISSION

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PUBLIC VERSION

To the notifying party

Subject: **Case M.9966 – EQT / COLISEE**
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 22 September 2020, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which EQT Fund Management S.à r.l. ("EQT", Luxembourg) acquires through the investment fund EQT Infrastructure V sole control of the whole of Financière Colisée S.A.S. ("Colisée", France), within the meaning of Article 3(1)(b) of the Merger Regulation. Colisée is controlled by Indigo International S.à r.l, which is a holding company controlled by funds managed by IK Investment Partners.[3]

2. The business activities of the undertakings concerned are:

   – for EQT: to make investments in infrastructure and infrastructure-related assets and businesses primarily in Europe and North America. The EQT group of funds invests in a wide variety of industries and sectors,

   – for Colisée: active within elderly care and manages nursing homes and service flats and provides homecare and post-acute services. Colisée operates in France, Belgium, Spain, Italy and China.

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 No C 322, 30.9.2020, p. 28.

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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

4 OJ C 366, 14.12.2013, p. 5.