EUROPEAN COMMISSION

Brussels, 24.09.2019
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PUBLIC VERSION

To the notifying party

Subject: **Case M.9511 – MACQUARIE GROUP/ OCEAN BREEZE ENERGY AND PERIKLES**
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 30 August 2019, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertaking Sage Holdings S.à.r.l. (Luxembourg), ultimately indirectly controlled by Macquarie Group Limited ("Macquarie", Australia), acquires within the meaning of Article 3(1)(b) of the Merger Regulation sole control over the whole of the undertakings Ocean Breeze Energy GmbH & Co. KG and Perikles 20092 Vermögensverwaltung GmbH (jointly referred to as the "Target", Germany) by way of purchase of shares.[3]

2. The business activities of the undertakings concerned are:

   – for Macquarie: global provider of banking, financial, advisory, investment and fund management services,

   – for the Target: owns and operates (i) the offshore wind farm Bard Offshore 1 consisting of 80 wind turbine generators, its transformer station and the inner-array cabling, (ii) the jack-up barge Wind Lift I and (iii) the onshore wind farm Rysumer Nacken, consisting of two wind turbine generators.

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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 304, 09.9.2019, p. 6.

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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)
Cecilio MADERO VILLAREJO
Acting Director-General

4 OJ C 366, 14.12.2013, p. 5.