EUROPEAN COMMISSION

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PUBLIC VERSION

ArcelorMittal Aceralia Basque
Holding, S.L.
Chavarri, 6, Sestao
48910 Vizcaya
Spain

Subject: **Case M.10375 – ARCELORMITTAL / CONDESA TUBOS**
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 13 September 2021, the European Commission received notification of a proposed concentration pursuant to Article 4 and following a referral pursuant to Article 4(5) of the Merger Regulation by which the undertaking ArcelorMittal Aceralia Basque Holding, S.L. ('ArcelorMittal', Spain), a subsidiary of ArcelorMittal, S.A. ('ArcelorMittal Group', Luxembourg) acquires within the meaning of Article 3(1)(b) of the Merger Regulation control of the undertaking Condesa Tubos, S.L. ('Condesa Tubos', Spain) by way of purchase of shares.[3]

2. The business activities of the undertakings concerned are:

   – for ArcelorMittal and the ArcelorMittal Group: mining, manufacturing and distribution of various steel products to the automotive, construction, energy, packaging, appliances, and mining and by-products industries,

   – for Condesa Tubos: manufacture of different types of small welded carbon steel tubes in three sites in Spain and one site in Germany.

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 392, 28.9.2021, p. 3.

Commission européenne, DG COMP MERGER REGISTRY, 1049 Bruxelles, BELGIQUE
Europese Commissie, DG COMP MERGER REGISTRY, 1049 Brussel, BELGIË

Tel: +32 229-91111. Fax: +32 229-64301. E-mail: COMP-MERGER-REGISTRY@ec.europa.eu.

paragraph 5(d) 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.