Prior notification of a concentration
(Case M.10103 — Towerbrook/Consolis Rail Division)
Candidate case for simplified procedure

(Text with EEA relevance)

(2021/C 6/14)

1. On 23 December 2020, 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:

— TowerBrook Capital Partners L.P. ('Towerbrook', USA),

— Fourteen companies ('Consolis Rail Division') belonging to the Consolis Group SAS ('Consolis', France).

Six investment funds managed by Towerbrook will indirectly acquire within the meaning of Article 3(1)(b) of the Merger Regulation, sole control of the whole Consolis Rail Division.

The concentration is accomplished by way of purchase of shares.

2. The business activities of the undertakings concerned are:

— for Towerbrook: investment firm active in large and middle European and North American markets with a wide portfolio of companies among the industrial, healthcare, financial, consumer goods, telecommunications, media and knowledge services sectors,

— for Consolis Rail Division: companies active in design, manufacture and distribution of precast concrete products and in other precast concrete materials necessary to the construction of railway networks.

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.

Pursuant to the Commission Notice on a simplified procedure for treatment of certain concentrations under the Council Regulation (EC) No 139/2004 ([2]) it should be noted that this case is a candidate for treatment under the procedure set out in the Notice.

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:

M.10103 — Towerbrook/Consolis Rail Division

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

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

Fax +32 22964301

Postal address:

European Commission
Directorate-General for Competition
Merger Registry
1049 Bruxelles/Brussel
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([1]) OJ L 24, 29.1.2004, p. 1 (the 'Merger Regulation').
([2]) OJ C 366, 14.12.2013, p. 5.