EUROPEAN COMMISSION

Brussels, 23.7.2021
C(2021) 5639 final

PUBLIC VERSION

Macquarie European Infrastructure
Fund 6 ScSp
Ropemaker Place, 28 Ropemaker St
London EC2Y9HD
United Kingdom

Subject: **Case M.10354 — Macquarie/Beauparc Utilities**
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 29 June 2021, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which Macquarie European Infrastructure Fund 6 ScSp (Luxembourg), controlled by Macquarie Infrastructure and Real Assets (Europe) Limited (United Kingdom), a subsidiary of Macquarie Group Limited ("Macquarie", Australia), acquire within the meaning of Article 3(1)(b) of the Merger Regulation sole control over Beauparc Utilities Holdings Limited ("Beauparc Utilities", Ireland) by way of purchase of shares.[3]

2. The business activities of the undertakings concerned are:

   - for Macquarie: the provision of banking, financial, advisory, investment and funds management services globally,

   - for Beauparc Utilities: the collection, sorting/processing and treatment of non-hazardous waste in Ireland, the UK and the Netherlands, and the generation/wholesale and retail supply of electricity and the retail supply of gas in Ireland.

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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 266, 6.7.2021, p. 11.

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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)
Olivier GUERSENT
Director-General

4 OJ C 366, 14.12.2013, p. 5.