EUROPEAN COMMISSION

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PUBLIC VERSION

To the notifying party

Subject: **Case M.9841 – CDP Equity/Ansaldo Energia**
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 3 June 2020, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertaking CDP Equity S.p.A. ("CDPE", Italy) acquires within the meaning of Article 3(1)(b) of the Merger Regulation sole control of Ansaldo Energia S.p.A. ("AEN", Italy), currently jointly controlled by CDPE and Shanghai Electric Hongkong Co. Limited (China).[3]

2. The business activities of the undertakings concerned are:

   – CDPE is a holding company aiming to boost the Italian economy by investing equity capital in companies of major national interest. CDPE is wholly owned by Cassa Depositi e Prestiti S.p.A. who is a financial institution controlled by the Italian State, and active in financing for development, enterprises, international expansion and urban transformation,

   – AEN is internationally active in the sector for power generation systems and components, supplying turbines, generators, turnkey power plants as well as engineering services for nuclear power plants to a customer portfolio that includes public sector agencies, independent producers and industrial customers.

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 (the '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 196, 11.6.2020, p. 13.

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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(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.