Prior notification of a concentration

(Case M.10678 - AIP / MACQUARIE / ABERDEEN / ONIVIA)

Candidate case for simplified procedure

(Text with EEA relevance)

(2022/C 134/12)

1. On 16 March 2022, 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:

— Arjun Infrastructure Partners Limited ('AIP', UK), belonging to the Arjun Infrastructure Partners Group,

— Macquarie Asset Holdings Limited ('Macquarie', UK), belonging to the Macquarie Group,

— Aberdeen Infrastructure (Holdco) IV B.V. and Aberdeen Infrastructure (Holdco) IV-A B.V (together 'Aberdeen', UK), belonging to the Aberdeen Group,

— Pentacom Investments (Spain) Opco S.L.U. and Ucles InfraCo, S.L. (together 'Onivia', Spain).

AIP, Macquarie and Aberdeen will acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control of Onivia.

The concentration is accomplished by way of purchase of shares.

2. The business activities of the undertakings concerned:

— for AIP: asset management company active in sectors including transportation, renewable energy, integrated power utility and energy distribution,

— for Macquarie: global investment bank and financial services provider covering resources and commodities, green energy, conventional energy, financial institutions, infrastructure and real estate,

— for Aberdeen: asset manager active in sectors including transportation, social infrastructure, waste and water treatment and clean energy production networks,

— for Onivia: wholesale supply of broadband access services in Spain.

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 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.10678 - AIP / MACQUARIE / ABERDEEN / ONIVIA

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

([1]) OJ L 24, 29.1.2004, p. 1 (the 'Merger Regulation').
([2]) OJ C 366, 14.12.2013, p. 5.

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