EUROPEAN COMMISSION

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PUBLIC VERSION

Proximus NV/SA
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1030 Brussels
Belgium

N.V. Besix S.A.
Avenue des Communautés 100
1200 Brussels
Belgium

Stefan Lodeweyckx
Bredabaan 1032
2990 Wuustwezel
Belgium

Subject: **Case M.10287 — Proximus/Besix/SL/i.Leco**
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 11 August 2021, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which Proximus NV ("Proximus", Belgium), N.V. Besix S.A. ("Besix", Belgium), belonging to the Besix Group (Belgium), and Stefan Lodeweyckx ("SL", Belgium), acquire within the meaning of Articles 3(1)(b) and 3(4) of the Merger Regulation joint control over the whole of the undertaking i.Leco NV ("JV" or "i.Leco", Belgium) by way of purchase of shares and a subsequent capital increase.[3]

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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 332, 18.08.2021, p. 5.

2. The business activities of the undertakings concerned are:

   – for Proximus: fixed and mobile electronic communication services and networks for residential and business customers in Belgium,

   – for Besix: construction services, including building works, marine works, infrastructure, environmental works, sports and leisure facilities as well as industrial building works,

   – for SL: a private individual, current Chief Executive Officer (CEO) of i.LECO, and

   – for i.Leco: development and provision of software and building energy management solutions for the smart building solutions industry.

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(a) 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.