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PUBLIC VERSION

Suez Recycling and Recovery Spain, S.L.
Paseo de la Zona Franca, 48
08038 Barcelona
Spain

Repsol Industrial Transformation, S.L.
Calle Méndez Álvaro, 44
28045 Madrid
Spain

Subject: **Case M.10177 — Repsol/Suez/Ecoplanta**
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 27 April 2021, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertakings Suez Recycling and Recovery Spain, S.L., part of the Suez Group ("Suez", France) and Repsol Industrial Transformation, S.L., part of the Repsol Group ("Repsol", Spain) acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control over the whole of the undertaking Ecoplanta Molecular Recycling Solution, S.L. ("Ecoplanta", Spain), currently controlled by Suez, by way of purchase of shares.[3]

2. The business activities of the undertakings concerned are:

   – for Suez: water and waste management activities,

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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 170, 6.05.2021, p. 9.

– for Repsol: the manufacture and marketing of all kinds of chemical products, including petrochemicals,

– for Ecoplanta: the development, construction and operation of a waste-to-biofuels/chemicals facility to transform municipal solid waste-derived feedstock into biomethanol in the province of Tarragona, Spain.

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.