EUROPEAN COMMISSION

Brussels, 22.11.2024
C(2024) 8395 final

PUBLIC VERSION

AustralianSuper Pty Ltd
Level 30, 130 Lonsdale Street
Melbourne VIC 3000
Australia

DigitalBridge Group, Inc.
590 Madison Avenue, 34th Floor
New York, 10022 NY
United States of America

Swiss Life Holding AG
General-Guisan-Quai 40
8022 Zurich
Switzerland

Subject: **Case M.11796 – AUSTRALIANSUPER / DIGITALBRIDGE / SWISS LIFE / DBUPH**
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 30 October 2024, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation, by which the undertakings AustralianSuper Pty Ltd ("AustralianSuper", Australia), DigitalBridge Group, Inc. ("DigitalBridge", United States) and Swiss Life Holding AG ("Swiss Life", Switzerland) will acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control over the whole of the undertaking DataBridge Upper Parent Holdings IV, LP ("DBUPH", United States), currently jointly controlled by DigitalBridge and Swiss Life, by way of purchase of shares. ([3])

([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]) OJ C, C/2024/6797, 8.11.2024.

(2) The business activities of the undertakings concerned are the following:

– AustralianSuper is an industry public offer superannuation and pension fund with investments in Australia and other countries globally,

– DigitalBridge is a dedicated, global-scale digital infrastructure investment firm that invests in five key areas: (i) data centres; (ii) cell towers; (iii) fiber networks; (iv) small cells; and (v) edge infrastructure,

– Swiss Life is a provider of life insurance, pension and financial solutions. It is active in the life insurance, investment and asset management sectors, and provides multinational corporations with employee benefit solutions,

– DBUPH is a provider of colocation, interconnection and managed services. Its business is focused on the United States.

(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 treatment for certain concentrations under Council Regulation (EC) No 139/2004. ([4])

(4) For the reasons set out in the Notice on a simplified treatment, 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 160, 5.5.2023, p. 1 (the 'Notice on a simplified treatment').