V

(Announcements)

PROCEDURES RELATING TO THE IMPLEMENTATION OF COMPETITION POLICY

EUROPEAN COMMISSION

Prior notification of a concentration

(Case M.9217 — Engie/EDPR/Repsol/Windplus)

Candidate case for simplified procedure

(Text with EEA relevance)

(2018/C 423/08)

1. On 16 November 2018, 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:

— Engie S.A. ('Engie', France),

— EDP Renewables, SGPS, S.A. ('EDPR', Portugal), controlled by EDP -Energias de Portugal S.A. ('EDP', Portugal),

— Repsol Nuevas Energías S.A. ('Repsol', Spain), controlled by Repsol S.A. (Spain),

— Windplus S.A. ('Windplus', Portugal), currently controlled by EDPR and Repsol.

Engie, EDPR and Repsol acquire within the meaning of Article 3(1)(b) and Article 3(4) of the Merger Regulation joint control of Windplus.

The concentration is accomplished by way of contract of management or any other means.

2. The business activities of the undertakings concerned are:

— Engie is an international energy company active throughout the entire value chain,

— EDPR is active in the generation of renewable energy and is ultimately controlled by EDP, a utility company active in the generation, distribution and supply of electricity in Portugal and Spain,

— Repsol develops a business related to renewable energy and is controlled by Repsol S.A., an integrated energy company in the oil and gas industry,

— Windplus developed and builds an offshore wind project to be active in the generation and wholesale supply of electricity in Portugal.

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 the 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.

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

Observations must reach the Commission not later than 10 days following the date of this publication. The following reference should always be specified:

M.9217 — Engie/EDPR/Repsol/Windplus

Observations can be sent to the Commission by email, by fax, or by post. Please use the contact details below:

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