Prior notification of a concentration

(Case M.9965 – ECP ControlCo/First Sentier Investors/Terra-Gen Power Holdings II) – Candidate case for simplified procedure

(Text with EEA relevance)

(2020/C 321/08)

1. On 21 September 2020, 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:

— ECP ControlCo, LLC ('ECP', USA),

— First Sentier Investors (US) Infrastructure GP LLC ('FSI', USA), controlled by Mitsubishi UFJ Financial Group Inc ('MUFG', Japan),

— Terra-Gen Power Holdings II, LLC ('TG', USA), currently under the sole control of ECP.

ECP and FSI acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control of TG. The concentration is accomplished by way of purchase of shares.

2. The business activities of the undertakings concerned are:

— for ECP: private equity investing, focusing on investing in existing and new-build energy infrastructure projects in North America,

— for FSI: asset management on behalf of clients such as institutional investors, pension funds, wholesale distributors and platforms, financial advisers and their clients,

— for TG: owning, operating and developing renewable and clean energy assets.

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.

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

M.9965 – ECP ControlCo/First Sentier Investors/Terra-Gen Power Holdings II

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

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Fax +32 22964301

Postal address:

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