Prior notification of a concentration

(Case M.11210 – ACCIONA CONCESIONES / COBRA / ENDEAVOUR / JV)

Candidate case for simplified procedure

(Text with EEA relevance)

(2023/C 268/06)

1. On 24 July 2023, 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:

— Acciona Concesiones S.L. ('Acciona Concesiones', Spain), belonging to the group Acciona S.A. (Spain),

— Cobra Instalaciones y Servicios, S.A. ('Cobra', Spain), ultimately controlled by Vinci S.A. (France),

— Endeavour Energy ('Endeavour', Australia),

— A newly created company ('JV', Australia).

Acciona Concesiones, Cobra and Endeavour will acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control of the JV.

The concentration is accomplished by way of purchase of shares in a newly created company constituting a joint venture.

2. The business activities of the undertakings concerned are the following:

— Acciona Concesiones is Acciona's investment arm specialised in the development, construction, operation, and maintenance of infrastructure public private partnership ('PPP') projects under concession arrangements in sectors such as transport, healthcare, sustainability, and telecommunications,

— Cobra provides integrated solutions in the fields of energy, industrial engineering, telecommunications, and renewable energy, and notably in transmission development, mainly in Europe,

— Endeavour is active in the electricity distribution sector in Australia.

3. The business activities of the newly set-up JV will be the following:

— Execution of a project involving the design, construction, financing, operation, maintenance, asset management and handback of an electricity transmission network infrastructure for the Central-West Orana Renewable Energy Zone in New South Wales (Australia).

4. 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 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.

5. 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.11210 – ACCIONA CONCESIONES / COBRA / ENDEAVOUR / JV

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

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

Email: COMP-MERGER-REGISTRY@ec.europa.eu

Postal address:

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