PROCEDURES RELATING TO THE IMPLEMENTATION OF COMPETITION POLICY

EUROPEAN COMMISSION

Prior notification of a concentration

(Case M.9647 – GHT Mobility/Stadtwerke Düsseldorf/Clevershuttle Düsseldorf)

Candidate case for simplified procedure

(Text with EEA relevance)

(2020/C 51/13)

1. On 7 February 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:

— GHT Mobility GmbH ('GHT', Germany), controlled by Deutsche Bahn AG

— Stadtwerke Düsseldorf AG ('SWD', Germany), controlled by EnBW Baden-Württemberg AG

SWD and GHT acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control of CleverShuttle Düsseldorf GmbH ('CS Düsseldorf'). CS Düsseldorf provides ride pooling services in the city of Düsseldorf and is currently solely controlled by GHT.

The concentration is accomplished by way of purchase of shares.

2. The business activities of the undertakings concerned are:

— for GHT: development, marketing and implementation of IT-optimised mobility concepts including IT-optimised passenger transport services with rental cars. Controlled by Deutsche Bahn AG, a provider of railway infrastructure in Germany, passenger transport in the EU and freight forwarding and logistics worldwide.

— for SWD: supply of electricity, gas, water and district heating, waste management, natural gas vehicles, electro mobility, energy-related services and public lighting in the area of Düsseldorf. Controlled by EnBW Energie Baden-Württemberg AG, which is active in generation and wholesale of electricity and provision of energy supply services in the EEA.

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.9647 – GHT Mobility/Stadtwerke Düsseldorf/Clevershuttle Düsseldorf

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

([1]) OJ L 24, 29.1.2004, p. 1 (the 'Merger Regulation').

([2]) OJ C 366, 14.12.2013, p. 5.

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