Prior notification of a concentration

(Case M.10241 — Colony Capital/Liberty Global/JV)

Candidate case for simplified procedure

(Text with EEA relevance)

(2021/C 205/06)

1. On 21 May 2021, 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:

— Colony Capital, Inc. ('Colony Capital', USA),

— Liberty Global plc ('Liberty Global', UK),

— Liberty Property HoldCo II S.à.r.l. ('the JV', Luxembourg).

Colony Capital and Liberty Global acquire within the meaning of Articles 3(1)(b) and 3(4) of the Merger Regulation joint control of the whole 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:

— for Colony Capital: management of a global portfolio composed of, amongst other, investments in digital infrastructure, including macro cell towers, data centres, small cell networks and fibre networks.

— for Liberty Global: operation of cable networks offering television, broadband Internet, fixed-line voice telephony and mobile telecommunications services in several EU Member States.

— for the JV: acquisition, development and commercialisation of technical real estate for the provision of colocation services in the United Kingdom and 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.10241 — Colony Capital/Liberty Global/JV

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

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

Fax +32 22964301

([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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