EUROPEAN COMMISSION

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PUBLIC VERSION

To the notifying parties

Subject: **Case M.9708 – EIFFAGE / ATLAS ARTERIA / BLUE ATLAS / PGGM / APRR / ADELAC**
Commission decision pursuant to Article 6(1)(b) of Council Regulation (EC) No 139/2004[1] and Article 57 of the Agreement on the European Economic Area[2]

Dear Sir or Madam,

1. On 20 January 2020, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which Eiffage ("Eiffage" France), Atlas Arteria ("Atlas Arteria", Australia), Blue Atlas ("Blue Atlas", Cayman Islands), controlled by ADIA, a government entity owned by the Emirate of Abu Dhabi and PGGM ("PGGM", the Netherlands) acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control over the whole of the undertaking APRR ("APRR", France) and ADELAC ("ADELAC", France). by way of purchase of shares.[3]

2. The business activities of the undertakings concerned are:

   — Eiffage is active in financing, design, construction and maintenance of projects and infrastructures including motorways concessions and road construction.

   — Atlas Arteria is a global owner, operator and developer of toll roads.

   — Blue Atlas owns infrastructure investments and manages a global investement portfolio.

   — PGGM is a pension fund services provider, specializing in the administration of collective pensions, including asset management.

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1 OJ L 24, 29.1.2004, p. 1 (the 'Merger Regulation'). With effect from 1 December 2009, the Treaty on the Functioning of the European Union ('TFEU') has introduced certain changes, such as the replacement of 'Community' by 'Union' and 'common market' by 'internal market'. The terminology of the TFEU will be used throughout this decision.

2 OJ L 1, 3.1.1994, p. 3 (the 'EEA Agreement').

3 Publication in the Official Journal of the European Union No C 29, 28.01.2020, p. 11.

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— APRR and ADELAC are two undertakings managing toll moroways and other associated services in France.

3. After examination of the notification, the European Commission has concluded that the notified operation falls within the scope of the Merger Regulation and of paragraph 5(c) of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004.[4]

4. For the reasons set out in the Notice on a simplified procedure, the European Commission has decided not to oppose the notified operation and to declare it compatible with the internal market and with the EEA Agreement. This decision is adopted in application of Article 6(1)(b) of the Merger Regulation and Article 57 of the EEA Agreement.

For the Commission

(Signed)
Olivier GUERSENT
Director-General

4 OJ C 366, 14.12.2013, p. 5.