EUROPEAN COMMISSION

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PUBLIC VERSION

PREměření, a.s.
Na Hroudě 2149/19
100 05 Prague 10
Czech Republic

SUAS Clean Energy s.r.o.
Staré náměstí 69
356 01 Sokolov
Czech Republic

Subject: **Case M.11019 – PREMERENI / SUAS CLEAN ENERGY / JVs**
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 12 January 2023, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation, by which (i) PREměření, a.s. ("PREmereni", Czech Republic), an undertaking jointly controlled by the Capital City of Prague (Czech Republic) and the EnBW Group (Germany), and (ii) SUAS Clean Energy s.r.o. ("SUAS", Czech Republic), an undertaking controlled by the Trust Fund of František Štěpánek (Czech Republic), will acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control of both PRE FVE Nové Sedlo, s.r.o. ("JV1") and Solarpark Nové Sedlo s.r.o. ("JV2") by way of purchase of shares.[3]

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

   – PREmereni is active mainly in the area of services related to the purchase, installation, verification and reading of energy measuring devices and generation of electricity in photovoltaic and wind power plants,

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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 20, 20.01.2023, p.19.

– SUAS is active mainly in the area of generation of heat and electricity from natural gas and renewable sources.

3. The business activities of JV1 and JV2 are the development, construction and operation of photovoltaic power plants in the Czech Republic.

4. 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]

5. 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.