V

(Announcements)

PROCEDURES RELATING TO THE IMPLEMENTATION OF COMPETITION POLICY

EUROPEAN COMMISSION

Prior notification of a concentration

(Case M.9901 – GIG Solar/Siemens/JV)

Candidate case for simplified procedure

(Text with EEA relevance)

(2020/C 257/02)

1. On 30 July 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:

— GIG Solar Holdco, LLC ('GIG Solar', USA), an indirectly wholly owned subsidiary of Macquarie Group Limited and together with its subsidiaries, ('Macquarie'),

— Siemens Aktiengesellschaft ('Siemens', Germany),

— MSS Energy Holdings, LLC ('JV', USA).

GIG Solar and Siemens acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control over a newly created joint venture.

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 GIG Solar: GIG Solar is a green infrastructure company; Macquarie is a global provider of banking, financial, advisory, investment, and funds management services,

— for Siemens: Siemens' main areas of business activity are electrification, automation and digitalisation,

— for the JV: origination, development, delivery and financing of 'energy as a service' projects in the USA.

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.9901 – GIG Solar/Siemens/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, by fax, or by post. Please use the contact details below:

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