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PUBLIC VERSION

Abu Dhabi Future Energy Company PJSC (Masdar)
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United Arab Emirates

Taaleri Energia OY
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Finland

KYOTO S.A.
5 Pentelis Str.,
175 64 Athens
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Autohellas Tourist and Trading S.A.
31 Viltanioti Str.,
145 64, Kifissia, Athens
Greece

Subject: **Case M.10330 — Masdar/Taaleri/KYOTO/Autohellas/JV**
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 1 July 2021, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertakings Abu Dhabi Future Energy Company PJSC ("Masdar, United Arab Emirates), ultimately wholly owned by Mubadala Investment Company PJSC ("Mubadala", United Arab Emirates), Taaleri Energia Ltd. ("Taaleri Energia",

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').

Finland), part of the Taaleri Group (Finland), KYOTO S.A. ("KYOTO", Greece), part of the Constantakopoulos Group (Greece) and Autohellas Tourist and Trading Société Anonyme ("Autohellas", Greece), part of the Vassilakis Group (Greece) intend to acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation, joint control over the Joint Venture (Greece), by way of purchase of shares.[3]

2. The business activities of the undertakings concerned are:

— for Masdar: a renewable energy and sustainability company that advances solutions in energy, water, urban development and clean technologies in the UAE and around the world,

— for Taaleri Energia: a wind and solar developer and fund manager investing in utility scale wind farms and solar plants,

— for KYOTO: the development of real estate and energy projects,

— for Autohellas: a company active in the market of car rental, import and trade,

— for the Joint Venture: the development, financing, construction, operation and maintenance of the Asopia Solar Power Plant project on a long term and reliable basis.

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(a) and 5(b) 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

3 Publication in the Official Journal of the European Union No C 277, 12.7.2021, p. 4.

4 OJ C 366, 14.12.2013, p. 5.