Prior notification of a concentration

(Case M.9878 – Total/EDP Comercializadora)

Candidate case for simplified procedure

(Text with EEA relevance)

(2020/C 268/07)

1. On 4 August 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:

— Total SE ('Total', France),

— EDP Comercializadora ('EDP-C', Spain).

Total acquires within the meaning of Article 3(1)(b) of the Merger Regulation sole control of the whole of EDP-C.

The concentration is accomplished by way of purchase of shares.

2. The business activities of the undertakings concerned are:

— for Total: an international integrated energy producer and provider, active in all sectors of the oil and gas industry, as well as in the renewable energy and power generation sectors,

— for EDP-C: thermal assets as well as electricity and gas supply business and other related services in particular the supply of electricity to (i) small industrial and commercial customers, (ii) small professional customers and (iii) eligible household customers as well as the retail supply of gas to (i) small industrial and commercial customers and (ii) eligible household.

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.9878 – Total/EDP Comercializadora

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

Postal address:

European Commission
Directorate-General for Competition
Merger Registry
1049 Bruxelles/Brussel
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([1]) OJ L 24, 29.1.2004, p. 1 (the 'Merger Regulation').
([2]) OJ C 366, 14.12.2013, p. 5.