C/2023/1249

28.11.2023

Prior notification of a concentration

(Case M.11299 – EPEI / ATOS TF BUSINESS)

Candidate case for simplified procedure

(Text with EEA relevance)

(C/2023/1249)

1. On 16 November 2023, 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:

— EP Equity Investment S.à r.l ('EPEI', Luxembourg),

— Atos Holding France 1 (the 'Atos TF Business', France), currently solely controlled by Atos SE (France).

EPEI will acquire within the meaning of Article 3(1)(b) of the Merger Regulation sole control of the Atos TF Business.

The concentration is accomplished by way of purchase of shares.

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

— EPEI is an investment company focusing on investments in publicly traded companies and prospective European businesses,

— the Atos TF Business will hold the Tech Foundations business of Atos SE, which designs, builds, and manages digital infrastructure for its customers.

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 treatment for certain concentrations under Council Regulation (EC) No 139/2004 on the control of concentrations between undertakings [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.11299 – EPEI / ATOS TF BUSINESS

Observations can be sent to the Commission by email or by post. Please use the contact details below:

Email: COMP-MERGER-REGISTRY@ec.europa.eu

[1] OJ L 24, 29.1.2004, p. 1 (the 'Merger Regulation').
[2] OJ C 160, 5.5.2023, p. 1.

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