EUROPEAN COMMISSION

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PUBLIC VERSION

Fortum Markets AB
Keilalahdentie 2-4
02150 ESPOO
Finland

Subject: **Case M.11202 – FORTUM MARKETS / TELGE ENERGI**
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 6 July 2023, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation, by which the undertaking Fortum Markets AB ("Fortum Markets", Sweden), will acquire within the meaning of Article 3(1)(b) of the Merger Regulation sole control over the whole of the undertaking Telge Energi AB ("Telge Energi", Sweden) by way of purchase of shares.[3]

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

   – Fortum Markets is part of the Finland-based energy group Fortum, solely controlled by the Finnish state, that is active in power generation, in the retail sale of energy to consumers and enterprises, and in the circular solutions business,

   – Telge Energi is a part of the Swedish Telge group currently owned by Södertälje municipality, and is active in the retail sale of electricity generated from renewable sources to small industrial and commercial customers and households.

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

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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 249, 14.7.2023, p. 12.

paragraph 5(c) 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

4 OJ C 366, 14.12.2013, p. 5.