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Subject: **Case M.10943 – ENEL / CVC CAPITAL PARTNERS / GRIDSPERTISE**
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 3 November 2022, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation, by which Enel S.p.A. ("Enel", Italy) and CVC Capital Partners SICAV-FIS S.A. ("CVC Capital Partners", Luxembourg) will acquire within the meaning of Articles 3(1)(b) and 3(4) of the Merger Regulation joint control of Gridspertise S.r.l. ("Gridspertise", Italy), currently controlled by Enel. [3]

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

   - Enel: an integrated global player active in electricity generation and gas distribution and supply,

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 433, 15.11.2022, p. 56.

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- CVC Capital Partners: a provider of advice to and management of investment funds with interests in a number of companies active in a variety of industries around the world,

- Gridspertise: a supplier of smart grid equipment for distributor system operators and grid users.

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(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.