Prior notification of a concentration

(Case COMP/M.6069 — Mitsui Renewable/FCCE/Guzman)

Candidate case for simplified procedure

(Text with EEA relevance)

(2010/C 323/12)

1. On 17 November 2010, the Commission received a notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 ([1]) by which Mitsui Renewable Energy Europe Limited ('Mitsui Renewable', the UK), controlled by Mitsui Group ('Mitsui', Japan), and FCC Energia, SA ('FCCE', Spain), controlled by Fomento de Construcciones y Contratas, SA ('FCC Group', Spain), acquire within the meaning of Article 3(1)(b) of the Merger Regulation joint control of Guzman Energia, SL, ('Guzman', Spain), by way of purchase of shares in an existing company constituting a joint venture.

2. The business activities of the undertakings concerned are:

— for Mitsui Renewable: supply of solar-generated electricity,

— for FCCE: supply of renewable energy services.

3. Guzman will be active in solar thermal power generation in Spain.

4. On preliminary examination, the Commission finds that the notified transaction could fall within the scope of the EC 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 EC Merger Regulation ([2]) it should be noted that this case is a candidate for treatment under the procedure set out in the Notice.

5. 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. Observations can be sent to the Commission by fax (+32 22964301), by email to COMP-MERGER-REGISTRY@ec.europa.eu or by post, under reference number COMP/M.6069 — Mitsui Renewable/FCCE/Guzman, to the following address:

European Commission
Directorate-General for Competition
Merger Registry
J-70
1049 Bruxelles/Brussel
BELGIQUE/BELGIË

([1]) OJ L 24, 29.1.2004, p. 1 (the 'EC Merger Regulation').
([2]) OJ C 56, 5.3.2005, p. 32 ('Notice on a simplified procedure').