

Prior notification of a concentration
(Case M.8699 — CEPSA/CEPSA Gas Comercializadora)
Candidate case for simplified procedure
(Text with EEA relevance)
(2017/C 403/08)

1. On 21 November 2017, 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:

- Compañía Española de Petróleos, S.A.U. (“CEPSA”, Spain), controlled by Mubadala Investment Company;
- CEPSA Gas Comercializadora, S.A. (“CEPSA Gas”, Spain), currently jointly controlled by Compañía Española de Petróleos, S.A.U. and Total S.A.

CEPSA acquires, within the meaning of Article 3(1)(b) of the Merger Regulation, control over the whole of CEPSA Gas.

The concentration is accomplished by way of purchase of shares.

2. The business activities of the undertakings concerned are:

- CEPSA is active in (i) oil production and exploration activities, (ii) oil refining, (iii) the supply of motor, aviation and vessel fuels, (iv) the production of petrochemicals, (v) other oil-derivative products, and (vi) the retail supply of gas to customers.
- CEPSA Gas is active in the retail supply of natural gas to both large industrial and small and medium enterprise (SME) customers in Spain and Portugal and, to a lesser extent, the wholesale supply of natural gas, including trading, in Spain.

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.8699 — CEPSA/CEPSA Gas 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.