Prior notification of a concentration

(Case COMP/M.2367 — Siemens/E.ON/Shell/SSG)

(2001/C 76/06)

(Text with EEA relevance)

1. On 27 February 2001 the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EEC) No 4064/89 (1), as last amended by Regulation (EC) No 1310/97 (2), by which Shell Erneuerbare Energien GmbH (Deutsche Shell), a holding company within the Royal Dutch Shell group (Shell), acquires, within the meaning of Article 3(1)(b) of the Regulation, joint control of Siemens Solar GmbH (SSG), controlled by Siemens Aktiengesellschaft (Siemens) and E.ON Energie AG (E.ON), by way of purchase of shares.

2. The business activities of the undertakings concerned are:
   — SSG: the company develops, manufactures and sells solar cells and modules,
   — Siemens: electronic engineering and electronics,
   — E.ON Energie is a subsidiary of E.ON AG which is the holding company of the E.ON group. The E.ON group is active in the fields of production, transmission, distribution and supply of electricity, wholesale transmission and local distribution of gas, and other areas among which the production of silicon wafers,
   — Deutsche Shell: Deutsche Shell is a holding company within the Royal Dutch Shell group of companies, which holds interests in Shell operating companies that are active in the field of renewable energy in Germany.

3. On preliminary examination, the Commission finds that the notified concentration could fall within the scope of Regulation (EEC) No 4064/89. However, the final decision on this point is reserved.

4. The Commission invites interested third parties to submit their possible observations on the proposed operation.

Observations must reach the Commission not later than 10 days following the date of this publication. Observations can be sent by fax (No (32-2) 296 43 01 or 296 72 44) or by post, under reference COMP/M.2367 — Siemens/E.ON/Shell/SSG, to:

European Commission,
Directorate-General for Competition,
Directorate B — Merger Task Force,
Rue Joseph II/Jozef II-straat 70,
B-1000 Brussels.