

Prior notification of a concentration
(Case M.9279 — EPH/Uniper France)
Candidate case for simplified procedure
(Text with EEA relevance)
(2019/C 140/09)

1. On 9 April 2019, 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:

- Energetický a Průmyslový Holding ('EPH', Czech Republic),
- Uniper France SAS ('Uniper France', France), controlled by Uniper SE.

EPH acquires, within the meaning of Article 3(1)(b) of the Merger Regulation, sole control over the whole of Uniper France.

The concentration is accomplished by way of purchase of shares.

2. The business activities of the undertakings concerned are:

- EPH is a utility company with several activities including lignite mining, electricity and heat production, distribution and supply as well as gas transmission, distribution, storage and supply,
- Uniper France is active in electricity production from both renewable and non-renewable sources, gas and electricity retail supply and the treatment of ash in France.

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.9279 — EPH/Uniper France

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.