

Official Journal of the European Union

C 338



English edition

Information and Notices

Volume 63

12 October 2020

Contents

II *Information*

INFORMATION FROM EUROPEAN UNION INSTITUTIONS, BODIES, OFFICES AND AGENCIES

European Commission

2020/C 338/01	Non-opposition to a notified concentration (Case M.9517 — Mylan/Upjohn) ⁽¹⁾	1
---------------	--	---

IV *Notices*

NOTICES FROM EUROPEAN UNION INSTITUTIONS, BODIES, OFFICES AND AGENCIES

Council

2020/C 338/02	Council Recommendation of 9 October 2020 on the appointment of a member of the Executive Board of the European Central Bank	2
---------------	---	---

European Commission

2020/C 338/03	Euro exchange rates — 9 October 2020	3
---------------	--	---

V *Announcements*

PROCEDURES RELATING TO THE IMPLEMENTATION OF COMPETITION POLICY

European Commission

2020/C 338/04	Prior notification of a concentration (Case M.9986 — KPS Capital Partners/Garrett Motion) Candidate case for simplified procedure ⁽¹⁾	4
---------------	--	---

EN

⁽¹⁾ Text with EEA relevance.

2020/C 338/05	Prior notification of a concentration (Case M.9875 — BGL BNP Paribas/POST Luxembourg/i-Hub) Candidate case for simplified procedure ⁽¹⁾	6
2020/C 338/06	Prior notification of a concentration (Case M.9953 — CalSTRS/Altitude Group/AI THD) Candidate case for simplified procedure ⁽¹⁾	8
2020/C 338/07	Prior notification of a concentration (Case M.9940 — AAUK2/MUL/Ballyhoura Wind/CCWFL) Candidate case for simplified procedure ⁽¹⁾	9

⁽¹⁾ Text with EEA relevance.

II

*(Information)*INFORMATION FROM EUROPEAN UNION INSTITUTIONS, BODIES, OFFICES
AND AGENCIES

EUROPEAN COMMISSION

Non-opposition to a notified concentration**(Case M.9517 — Mylan/Upjohn)****(Text with EEA relevance)**

(2020/C 338/01)

On 22 April 2020, the Commission decided not to oppose the above notified concentration and to declare it compatible with the internal market. This decision is based on Article 6(1)(b) in conjunction with Article 6(2) of Council Regulation (EC) No. 139/2004 ⁽¹⁾. The full text of the decision is available only in English and will be made public after it is cleared of any business secrets it may contain. It will be available:

- in the merger section of the Competition website of the Commission (<http://ec.europa.eu/competition/mergers/cases/>). This website provides various facilities to help locate individual merger decisions, including company, case number, date and sectoral indexes,
- in electronic form on the EUR-Lex website (<http://eur-lex.europa.eu/homepage.html?locale=en>) under document number 32020M9517. EUR-Lex is the on-line access to European law.

⁽¹⁾ OJ L 24, 29.1.2004, p. 1.

IV

*(Notices)*NOTICES FROM EUROPEAN UNION INSTITUTIONS, BODIES, OFFICES AND
AGENCIES

COUNCIL

COUNCIL RECOMMENDATION

of 9 October 2020**on the appointment of a member of the Executive Board of the European Central Bank**

(2020/C 338/02)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Articles 283(2) and 139(2) thereof,

Having regard to Protocol No 4 on the Statute of the European System of Central Banks and of the European Central Bank, and in particular Article 11.2 thereof,

HEREBY RECOMMENDS TO THE EUROPEAN COUNCIL THAT:

Mr Frank ELDERSON be appointed as a member of the Executive Board of the European Central Bank for a term of office of eight years with effect from 15 December 2020.

Done at Brussels, 9 October 2020.

For the Council
The President
M. ROTH

EUROPEAN COMMISSION

Euro exchange rates ⁽¹⁾

9 October 2020

(2020/C 338/03)

1 euro =

Currency			Exchange rate		
Currency			Exchange rate		
USD	US dollar	1,1795	CAD	Canadian dollar	1,5542
JPY	Japanese yen	124,95	HKD	Hong Kong dollar	9,1412
DKK	Danish krone	7,4422	NZD	New Zealand dollar	1,7821
GBP	Pound sterling	0,91167	SGD	Singapore dollar	1,5986
SEK	Swedish krona	10,4200	KRW	South Korean won	1 350,52
CHF	Swiss franc	1,0773	ZAR	South African rand	19,4315
ISK	Iceland króna	162,80	CNY	Chinese yuan renminbi	7,9047
NOK	Norwegian krone	10,8623	HRK	Croatian kuna	7,5765
BGN	Bulgarian lev	1,9558	IDR	Indonesian rupiah	17 340,01
CZK	Czech koruna	27,110	MYR	Malaysian ringgit	4,8808
HUF	Hungarian forint	356,28	PHP	Philippine peso	57,083
PLN	Polish zloty	4,4702	RUB	Russian rouble	90,9413
RON	Romanian leu	4,8715	THB	Thai baht	36,629
TRY	Turkish lira	9,3279	BRL	Brazilian real	6,5796
AUD	Australian dollar	1,6405	MXN	Mexican peso	25,0833
			INR	Indian rupee	86,1985

⁽¹⁾ Source: reference exchange rate published by the ECB.

V

*(Announcements)*PROCEDURES RELATING TO THE IMPLEMENTATION OF COMPETITION
POLICY

EUROPEAN COMMISSION

Prior notification of a concentration**(Case M.9986 — KPS Capital Partners/Garrett Motion)****Candidate case for simplified procedure****(Text with EEA relevance)**

(2020/C 338/04)

1. On 2 October 2020, 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:

- KPS Capital Partners, LP ('KPS', USA),
- Garrett Motion, Inc. ('Garrett', USA).

KPS acquires within the meaning of Article 3(1)(b) of the Merger Regulation control of the whole of Garrett. The concentration is accomplished by way of purchase of shares.

2. The business activities of the undertakings concerned are:

- for KPS: managing a series of funds which invest in manufacturing and industrial companies across an array of industries, including basic materials, branded consumer, healthcare and luxury products, automotive parts, capital equipment and general manufacturing,
- for Garrett: designing, manufacturing and selling turbochargers, electric-boosting and connected vehicle technologies for Original Equipment Manufacturers and the aftermarket.

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.9986 — KPS Capital Partners/Garrett Motion

⁽¹⁾ OJ L 24, 29.1.2004, p. 1 (the 'Merger Regulation').

⁽²⁾ OJ C 366, 14.12.2013, p. 5.

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
BELGIQUE/BELGIË

Prior notification of a concentration
(Case M.9875 — BGL BNP Paribas/POST Luxembourg/i-Hub)
Candidate case for simplified procedure

(Text with EEA relevance)

(2020/C 338/05)

1. On 2 October 2020, 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:

- BGL BNP Paribas ('BGL', Luxembourg), belonging to the BNP Paribas group (France),
- POST Luxembourg ('POST', Luxembourg),
- i-Hub S.A. ('i-Hub', Luxembourg), currently solely controlled by POST.

BGL and POST acquire within the meaning of Articles 3(1)(b) and 3(4) of the Merger Regulation joint control of i-Hub.

The concentration is accomplished by way of purchase of shares in a newly created company constituting a joint venture.

2. The business activities of the undertakings concerned are:

- for BGL: credit institution providing a range of banking services in Luxembourg, including retail banking, international financial services and corporate and institutional banking,
- for POST: provider of postal, telecommunication, ICT and banking services in Luxembourg. POST is wholly owned by the Luxembourg State,
- for i-Hub: provider of compliance support services, which involve, via its repository platform, assisting undertakings conducting Know Your Customer ('KYC') checks in order to comply with their anti-money laundering investigations.

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.9875 — BGL BNP Paribas/POST Luxembourg/i-Hub

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

⁽¹⁾ OJ L 24, 29.1.2004, p. 1 (the 'Merger Regulation').

⁽²⁾ OJ C 366, 14.12.2013, p. 5.

Fax +32 22964301

Postal address:

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

Prior notification of a concentration
(Case M.9953 — CalSTRS/Altitude Group/AI THD)
Candidate case for simplified procedure

(Text with EEA relevance)

(2020/C 338/06)

1. On 5 October 2020, 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:

- Golden VinzClortho ('GVC', USA), controlled by CalSTRS (USA),
- Altitude Infrastructure Holding ('AIH', France), controlled by Altitude SAS, the controlling company of the Altitude Group (France),
- Altitude Infrastructure THD ('AI THD', France).

GVC and AIH acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control of AI THD.

The concentration is accomplished by way of purchase of shares in a newly created company constituting a joint venture.

2. The business activities of the undertakings concerned are:

- for GVC: an investment fund controlled by CalSTRS, which is a passive equity investor and American pension fund that provides retirement, disability and survivor benefits to California's public school educators from prekindergarten through to community college,
- for AIH: the holding company of the wholesale telecommunications activities of the Altitude Group,
- for AI THD: French company active in the fibre development sector 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.9953 — CalSTRS/Altitude Group/AI THD

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
BELGIQUE/BELGIË

⁽¹⁾ OJ L 24, 29.1.2004, p. 1 (the 'Merger Regulation').

⁽²⁾ OJ C 366, 14.12.2013, p. 5.

Prior notification of a concentration
(Case M.9940 — AAUK2/MUL/Ballyhoura Wind/CCWFL)
Candidate case for simplified procedure

(Text with EEA relevance)

(2020/C 338/07)

1. On 5 October 2020, 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:

- Arjun Alliance UK 2 LP ('AAUK2' United Kingdom), ultimately controlled by AIP Holdings Limited,
- Mitsubishi UFJ Lease & Finance Company Limited ('MUL', Japan),
- Ballyhoura Wind Limited ('Ballyhoura Wind', Ireland),
- CCWFL Limited ('CCWFL', Ireland).

AAUK2 and MUL acquire within the meaning of Article 3(1)(b) of the Merger Regulation joint control of the whole of Ballyhoura Wind and CCWFL, through the establishment of a special purpose vehicle AAUK2 MUL HoldCo. The concentration is accomplished by way of purchase of shares.

2. The business activities of the undertakings concerned are:

- for AAUK2: a limited partnership established in April 2020, ultimately controlled by AIP Holdings, an independent infrastructure asset management business focusing on partnerships with institutional investors to access direct infrastructure investments within the industries of regulated utilities, energy and renewables, and transportation,
- for MUL: a multi-service group based in Japan, with activities related to leasing and finance, rental, used equipment trading, sales support financing, asset management services, consulting services, aviation, real estate, logistics, environment and energy, healthcare and infrastructure and investment,
- for Ballyhoura Wind: holds the onshore Ballyhoura Wind wind farm located in County Cork, Ireland,
- for CCWFL: holds the onshore Slievecallan wind farm located in County Clare, Ireland.

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.9940 — AAUK2/MUL/Ballyhoura Wind/CCWFL

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

⁽¹⁾ OJ L 24, 29.1.2004, p. 1 (the 'Merger Regulation').

⁽²⁾ OJ C 366, 14.12.2013, p. 5.

Fax +32 22964301

Postal address:

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

ISSN 1977-091X (electronic edition)
ISSN 1725-2423 (paper edition)



Publications Office
of the European Union
L-2985 Luxembourg
LUXEMBOURG

EN