

***Case No COMP/M.4712 -
ERG / IPM / ISAB
ENERGY SERVICES***

Only the English text is available and authentic.

**REGULATION (EC) No 139/2004
MERGER PROCEDURE**

Article 6(1)(b) NON-OPPOSITION
Date: 26/07/2007

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 26/07/2007

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PUBLIC VERSION

MERGER PROCEDURE
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

To the notifying parties:

Dear Sirs,

**Subject: Case No. COMP/M.4712 – ERG / IPM / ISAB ENERGY SERVICES
Notification of 22.06.2007 pursuant to Article 4 of Council Regulation (EC) No.
139/2004¹
Publication in the Official Journal of the European Union No. C 150,
04/07/2007 p.10**

1. On 22.06.2007, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No. 139/2004 by which ERG Power & Gas S.p.A. ("ERG", Italy) and IPM Eagle LLP ("IPM", UK) acquire, within the meaning of Article 3(1) (b) of the Council Regulation, joint control of "the Business Line" consisting of certain assets and contracts currently belonging to ERG Nuove Centrali S.p.A., an affiliate of ERG, by way of purchase of assets.
2. The business activities of the undertakings concerned are:
 - for ERG: development of power plants, electricity generation, and the sale of electricity and steam;
 - for IPM: electricity generation and sale of electricity;

¹ OJ L 24, 29.1.2004 p. 1

- for the Business Line: supply of maintenance services to industrial plants.

3. After examination of the notification, the Commission has concluded that the notified operation falls within the scope of Council Regulation (EC) No. 139/2004 and of paragraph 5, subparagraph c of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No. 139/2004².
4. For the reasons set out in the Notice on a simplified procedure, the Commission has decided not to oppose the notified operation and to declare it compatible with the common market and with the EEA Agreement. This decision is adopted in application of Article 6(1)(b) of Council Regulation (EC) No. 139/2004.

For the Commission
signed
Philip LOWE
Director General

² OJ C 56, 05.3.2005 p.32