

***Case No COMP/M.7121 - E.ON SVERIGE/ SEAS-NVE
HOLDING/ E.ON VIND SVERIGE***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 19/12/2013

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EUROPEAN COMMISSION

Brussels, 19.12.2013
C(2013)9787

PUBLIC VERSION

SIMPLIFIED MERGER
PROCEDURE

To the notifying party:

Dear Madam(s) and/or Sir(s),

**Subject: Case No COMP/M.7121 - E.ON SVERIGE/ SEAS-NVE HOLDING/ E.ON VIND SVERIGE
Commission decision pursuant to Article 6(1)(b) of Council Regulation (EC) No 139/2004¹**

1. On 9 December 2013, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertakings E.ON Sverige AB ("E.ON Sverige" of Sweden) ultimately controlled by E.ON SE and SEAS-NVE Holding A/S ("SEAS-NVE Holding" of Denmark) owned by SEAS-NVE A.m.b.a. acquire within the meaning of Article 3(1)(b) of the Merger Regulation joint control of the undertaking E.ON Vind Sverige AB ("E.ON Vind Sverige" of Sweden) by way of purchase of shares.²

¹ OJ L 24, 29.1.2004, p. 1 ("the Merger Regulation"). With effect from 1 December 2009, the Treaty on the Functioning of the European Union ("TFEU") has introduced certain changes, such as the replacement of "Community" by "Union" and "common market" by "internal market". The terminology of the TFEU will be used throughout this decision.

² Publication in the Official Journal of the European Union No C 366, 14.12.2013, p. 39.

2. The business activities of the undertakings concerned are:
 - The E.ON group's activities cover all levels of the supply chain in the fields of electricity and gas and also extend to related sectors.
 - SEAS-NVE A.m.b.a. is a Danish consumer-owned energy company, whose core business is the delivery of energy and communication services to customers in Denmark.
 - for E.ON Vind Sverige: production and sale of electricity from wind farms as well as related activities, owning the offshore wind farm RS2 located south of the Danish island of Lolland.
3. After examination of the notification, the European Commission has concluded that the notified operation falls within the scope of the Merger Regulation and of paragraph 5(c) of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004.³
4. For the reasons set out in the Notice on a simplified procedure, the European Commission has decided not to oppose the notified operation and to declare it compatible with the internal market and with the EEA Agreement. This decision is adopted in application of Article 6(1)(b) of the Merger Regulation.

For the Commission
(signed)
Alexander ITALIANER
Director-General

³ OJ C 56, 5.3.2005, p. 32.