

***Case No COMP/M.7295 - PARKWIND/ ASPIRAVI
OFFSHORE/ SUMMIT RENEWABLE ENERGY
NORTHWIND/ NORTHWIND***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 05/08/2014

***In electronic form on the EUR-Lex website under document
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EUROPEAN COMMISSION

Brussels, 5.8.2014
C(2014) 5743 final

PUBLIC VERSION

SIMPLIFIED MERGER
PROCEDURE

To the notifying parties:

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

**Subject: Case M.7295 – PARKWIND/ ASPIRAVI OFFSHORE/ SUMMIT
RENEWABLE ENERGY NORTHWIND/ NORTHWIND
Commission decision pursuant to Article 6(1)(b) of Council Regulation (EC) No
139/2004¹**

1. On 10.07.2014, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertakings Parkwind NV ("Parkwind" of Belgium), Aspiravi Offshore ("Aspiravi" of Belgium) and Summit Renewable Energy Northwind ("Summit" of the UK) will acquire within the meaning of Article 3(1)(b) of the Merger Regulation joint control of the undertaking Northwind NV ("Northwind" of Belgium), by way of purchase of shares.
2. The business activities of the undertakings concerned are:
 - Parkwind is an investment and development vehicle of the Korys/Colruyt Group and PMV. The principal activity of the Korys/Colruyt Group is retail of daily consumer goods. PMV is an independent investment company controlled by the Flemish regional government.
 - Aspiravi is a 100% subsidiary of Aspiravi Holding. Aspiravi's only current activity is the holding of a stake in Northwind. Aspiravi Holding is indirectly controlled by Belgian municipalities.

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.

- Summit was set up as a special-purpose-vehicle for the purpose of the proposed concentration and is a wholly owned indirect subsidiary of Sumitomo Corporation. Sumitomo Corporation is active in operation and construction of wind farms in Japan, China, the USA and South Africa.
 - Northwind holds a concession and necessary licences to operate an offshore wind farm of 216 MW in the Belgian Exclusive Economic Zone in the North Sea.²
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(b) 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*

² Publication in the Official Journal of the European Union No C 227, 17.07.2014, p.20.

³ OJ C 366, 14.12.2013, p. 5.