



EUROPEAN COMMISSION  
DG Competition

***Case M.8075 -  
PARTNERS GROUP /  
INFRARED CAPITAL  
PARTNERS / MERKUR  
OFFSHORE***

Only the English text is available and authentic.

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

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Article 6(1)(b) NON-OPPOSITION  
Date: 08/07/2016

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EUROPEAN COMMISSION

Brussels, 8.7.2016  
C(2016) 4475 final

PUBLIC VERSION

SIMPLIFIED MERGER  
PROCEDURE

**To the notifying parties**

Dear Sirs,

**Subject: Case M.8075 - PARTNERS GROUP / INFRARED CAPITAL PARTNERS / MERKUR OFFSHORE**  
**Commission decision pursuant to Article 6(1)(b) of Council Regulation (EC) No 139/2004<sup>1</sup> and Article 57 of the Agreement on the European Economic Area<sup>2</sup>**

1. On 15 June 2016, the European Commission received notification of a proposed concentration pursuant to Article 4 by which Partners Group (Guernsey) Limited ("PG", Channel Islands) and Infrared Capital Partners Limited ("IRCP", United Kingdom) acquire within the meaning of Article 3(1)(b) of the Merger Regulation joint control of Merkur Offshore GmbH ("Merkur", Germany), by way of purchase of shares.<sup>3</sup>
2. The business activities of the undertakings concerned are:
  - PG is a wholly owned subsidiary of Partners Group Holding AG of Switzerland, an investment fund active in equity and debt investments in private companies, real estate and infrastructure projects on a global level.
  - IRCP is an investment fund active in investments in real estate and infrastructure projects on a global level.
  - Merkur will be active in the construction and subsequent operation of a wind park in the North Sea.

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<sup>1</sup> 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.

<sup>2</sup> OJ L 1, 3.1.1994, p. 3 (the 'EEA Agreement').

<sup>3</sup> Publication in the Official Journal of the European Union No C 227, 23.6.2016, p. 27.

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.<sup>4</sup>
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 and Article 57 of the EEA Agreement.

*For the Commission*

*(Signed)*

*Johannes LAITENBERGER*

*Director-General*

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<sup>4</sup> OJ C 366, 14.12.2013, p. 5.