



EUROPEAN COMMISSION
DG Competition

***Case M.8174 - TALANX /
ABERDEEN / ESCALA
VILA FRANCA / PNH
PARQUE***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 14/10/2016

***In electronic form on the EUR-Lex website under document
number 32016M8174***



EUROPEAN COMMISSION

Brussels, 14.10.2016
C(2016) 6773 final

PUBLIC VERSION

SIMPLIFIED MERGER
PROCEDURE

To the notifying parties

Dear Sirs,

Subject: Case M.8174 - TALANX / ABERDEEN / ESCALA VILA FRANCA / PNH PARQUE
Commission decision pursuant to Article 6(1)(b) of Council Regulation (EC) No 139/2004¹ and Article 57 of the Agreement on the European Economic Area²

1. On 21 September 2016, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which the undertakings Talanx AG ("Talanx", Germany) and Aberdeen Infrastructure (Holdco) B.V. ("Aberdeen", The Netherlands) acquire within the meaning of Article 3(1)(b) of the Merger Regulation control of the whole of the undertakings Escala Vila Franca – Sociedade Gestora do Edifício, S.A. ("Escala Vila Franca", Portugal) and PNH – Parque do Novo Hospital, S.A. ("PNH Parque", Portugal) by way of purchase of shares.³
2. The business activities of the undertakings concerned are:
 - for Talanx: operation in primary insurance and reinsurance in about 150 countries;
 - for Aberdeen: investment fund engaged in the management of infrastructure equity investments active in infrastructure projects in the sectors of transport, health, accommodation, waste and rail;

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 OJ L 1, 3.1.1994, p. 3 (the 'EEA Agreement').

³ Publication in the Official Journal of the European Union No C 351, 27.09.2016, p. 4.

- for Escala Vila Franca: concession holder responsible for the design, project, construction, management and operation, conservation and maintenance of the Vila Franca Hospital’s Infrastructure for a period of 30 years;
 - for PNH Parque: subcontractor company responsible for the management of the parking space of the Vila Franca Hospital.
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(a) and 5(b) of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004.⁴
 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

⁴ OJ C 366, 14.12.2013, p. 5.