



EUROPEAN COMMISSION
DG Competition

Case M.9032 - E.ON / HELEN / VIRTA

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 06/12/2018

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EUROPEAN COMMISSION

Brussels, 6.12.2018
C(2018) 8602 final

PUBLIC VERSION

To the notifying parties:

**Subject: Case M.9032 – E.ON / HELEN / VIRTA
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**

Dear Sir or Madam,

1. On 13 November 2018, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which E.ON SE, via its subsidiary E.ON Drive Infrastructure GmbH ("E.ON", Germany) and Helen Oy ("Helen", Finland) acquire within the meaning of Article 3(1)(b) of the Merger Regulation joint control of the whole of Liikennevirta Oy ("Virta", Finland) by way of purchase of shares.³
2. The business activities of the undertakings concerned are:
 - E.ON: it focusses on three main business areas: (i) electricity generation from renewable energy sources, (ii) energy distribution networks and (iii) customer solutions (including electricity and gas retail supply). In addition, E.ON offers e-mobility services, including the operation of charging stations for electrical vehicles in several EU countries.
 - Helen: its business consists primarily in the production of electricity, district heating and cooling, as well as energy distribution and sales. In addition, Helen offers a wide range of services for small-scale energy production and the customers' own energy use. Since 2012, Helen also offers electric vehicle charging points in Finland.
 - Virta: provides a range of services related to the charging of electric vehicles. It operates primarily in Finland and has also activities in Czechia, France, Germany, Iceland, Norway, Sweden, Switzerland and the UK.

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 420, 20.11.2018, p. 7.

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) 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.