



EUROPEAN COMMISSION  
DG Competition

***Case M.9528 - MACQUARIE  
INFRASTRUCTURE AND REAL  
ASSETS / CURRENTA***

Only the English text is available and authentic.

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

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Article 6(1)(b) NON-OPPOSITION  
Date: 26/09/2019

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EUROPEAN COMMISSION

Brussels, 26.9.2019  
C(2019) 7092 final

**PUBLIC VERSION**

**To the notifying party**

**Subject: Case M.9528 – MACQUARIE INFRASTRUCTURE AND REAL ASSETS / CURRENTA**  
**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>**

Dear Sir or Madam,

1. On 4 September 2019, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which InfraChem Holdings S.a r.l. (“InfraChem”, Luxembourg), controlled by Macquarie Infrastructure and Real Assets (Europe) Limited (“MIRA”) belonging to Macquarie Group Limited (“Macquarie Group”, Australia) acquires within the meaning of Article 3(1)(b) of the Merger Regulation control over the whole of Currenta Geschäftsführungs-GmbH (“Currenta GF”, Germany) and its subsidiary Currenta GmbH & Co OHG (“Currenta”, Germany), by way of purchase of shares.<sup>3</sup>
2. The business activities of the undertakings concerned are:
  - MIRA focuses on the management of infrastructure and other real assets, including real estate, energy and agriculture. MIRA is a wholly-owned subsidiary of Macquarie Group, which is a global provider of banking, financial, advisory, investment and fund management services listed on the Australian stock exchange,
  - Currenta and Currenta GF manage and operate integrated chemical parks with sites in Germany.

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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 308, 12.09.2019, p. 3.

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)*  
*Cecilio MADERO VILLAREJO*  
*Acting Director-General*

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