

*Disclaimer :*

*The Competition DG makes the information provided by the notifying parties in section 1.2 of Form CO available to the public in order to increase transparency. This information has been prepared by the notifying parties under their sole responsibility, and its content in no way prejudices the view the Commission may take of the planned operation. Nor can the Commission be held responsible for any incorrect or misleading information contained therein.*

## **M.9996 TRENITALIA / NETINERA DEUTSCHLAND**

### **SECTION 1.2**

#### **Description of the concentration**

On 3 November 2020, the European Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No. 139/2004 (the "**Merger Regulation**"). Trenitalia S.p.A. ("**Trenitalia**"), an Italian railway company active in Italy and other European countries (mainly France, UK and Greece) in long distance and local passenger transport and international passenger transport, will acquire sole control within the meaning of Article 3(1)(b) of the EUMR over Netinera Deutschland GmbH ("**Netinera**"), a German company active in the field of regional passenger transport by rail and by road mainly in Germany, currently jointly controlled by Trenitalia itself and Cube Transport Sari, an investment fund incorporated in Luxembourg, specialized in infrastructure and public services.

The Transaction will be implemented by way of the purchase of shares by Trenitalia under the provisions of the Shareholders' Agreement currently in force between Trenitalia and Cube.

The business activities of the undertakings concerned by the notified concentration are as follows:

- Trenitalia is an Italian company wholly owned by Ferrovie dello Stato Italiane S.p.A. (100% owned by Italian Ministry of Economy and Finance) and active in the field of rail passenger transport and related services.
- Netinera is a German company which operates Regional rail and bus passenger transport services in Germany (and - to a lesser extent - in Czech Republic), on the basis of public service contracts awarded mainly by German Public Transport Authorities (PTAs).