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M.10270 SMO PSA / CDC / SWISSTERMINAL / EURO RHEIN PORTS JV

SECTION 1.2

Description of the concentration

On May 4, 2021, Syndicat Mixte pour la Gestion des Ports du Sud Alsace (SMO PSA) awarded a 30-year delegation contract for the operation of Ports de Mulhouse-Rhin (Alsace, France) to a newly-created joint venture, Euro Rhein Ports, jointly controlled by SMO PSA, Caisse des Dépôts et Consignations (CDC) and Swissterminal.

Ports de Mulhouse-Rhin include the port of Huningue-Village-Neuf, the port of Ottmarsheim and the port of Ile Napoléon.

SMO PSA is a public establishment based in Mulhouse, France, which groups French local authorities and public entities. Having authority over Ports de Mulhouse-Rhin, SMO PSA manages their development.

CDC is a French special public-status establishment, which is mainly active in public service and general interest activities, as well as in open-market competitive businesses activities through subsidiaries and participations.

Swissterminal, based in Frenkendorf (near Basel, Switzerland), provides container handling services and freight services from terminals located in Basel area and Zürich area, Switzerland.

The notified transaction therefore consists in the acquisition of control of the conceded activities through the creation of a joint-venture pursuant to Articles 3(1)(b) and 3(4) of the Merger Regulation.