



EUROPEAN COMMISSION
DG Competition

***Case M.10454 - OMERS / GOLDMAN
SACHS / AMEDES***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 25/10/2021

***In electronic form on the EUR-Lex website under document
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EUROPEAN COMMISSION

Brussels, 25.10.2021
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PUBLIC VERSION

OMERS Infrastructure European
Holdings 2 B.V.
Muiderstraat 9 U
1011PZ Amsterdam
The Netherlands

The Goldman Sachs Group, Inc.
200 West Street
New York, NY
United States of America

**Subject: Case M.10454 – OMERS / GOLDMAN SACHS / AMEDES
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 30 September 2021, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which OMERS Infrastructure European Holdings 2 B.V. (“OMERS”, Netherlands), controlled by OMERS Administration Corporation (“OAC”, Canada) and Goldman Sachs Group, Inc. (“Goldman Sachs”, United States) acquire within the meaning of Article 3(1)(b) of the Merger Regulation joint control of the whole of Antin Amedes Holdco GmbH (“Amedes”, Germany) by way of purchase of shares.³
2. The business activities of the undertakings concerned are:
 - for OMERS: European investment platform for infrastructure investments by OAC, a Canadian pension fund, managing a diversified global portfolio of stocks and bonds as well as real estate, infrastructure and private equity investments,

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 411, 11.10.2021, p. 6-7.

- for Goldman Sachs: global investment banking, securities and investment management firm,
 - for Amedes: provision of clinical laboratory services in Germany, Belgium and Austria, as well as healthcare services in Germany.
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 139/2004.⁴
 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)
Olivier GUERSENT
Director-General

⁴ OJ C 366, 14.12.2013, p. 5.