



EUROPEAN COMMISSION

DG Competition

***Case M.10049 - PARTNERS GROUP /
ATLANTIA / TELEPASS***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION

Date: 10/02/2021

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EUROPEAN COMMISSION

Brussels, 10.02.2021
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PUBLIC VERSION

To the notifying parties

**Subject: Case M.10049 – PARTNERS GROUP / ATLANTIA / TELEPASS
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 18 January 2021, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which Partners Group AG (together with its affiliates, “Partners Group”, Switzerland) and Atlantia SpA (“Atlantia”, Italy) acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation joint control of Telepass SpA (“Telepass”, Italy), currently solely controlled by Atlantia, by way of purchase of shares.³
2. The business activities of the undertakings concerned are:
 - for Partners Group: global private investment management company active in the areas of private equity, private real estate, private infrastructure and private debt;
 - for Atlantia: holding company active mainly in the toll motorway and airport infrastructure sectors in Italy, Spain, France and, to a limited extent, Poland;
 - for Telepass: active mainly in the provision of electronic tolling services in Europe and, in particular, in Italy.
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

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 29, 26.1.2021, p. 6.

paragraph 5(c) 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.