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**M.10713 - RWE / NEWCO EEMSHAVEN**

**SECTION 1.2**

**Description of the concentration**

The Transaction amounts to a concentration under Article 3(2)(a) of the EU Merger Regulation. RWE is an energy company based in Germany, and it intends to acquire sole control over NewCo Eemshaven B.V. NewCo Eemshaven B.V. operates a gas-fired power plant, consisting of three combined cycle gas turbines (“CCGTs”) with a total capacity of 1,410 MW, and an adjacent solar park, consisting of roughly 18,000 solar panels with a capacity of 5.6 MW, located in Eemshaven, the Netherlands through the acquisition of the entire share capital and voting rights. NewCo Eemshaven B.V. is currently owned by Vattenfall.

RWE is an energy company that focuses on two main business areas: (i) electricity generation from renewable and conventional energy sources, and (ii) energy trading. NewCo Eemshaven B.V. is primarily active in generation of energy from conventional energy sources.