



EUROPEAN COMMISSION

DG Competition

***Case M.11052 - MACQUARIE GROUP / WPD / LUWEI
WIND POWER /
CHUNGWEI WIND
POWER / TONGWEI
WIND POWER /
CHINFENG WIND
POWER / ANWEI WIND
POWER***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION

Date: 20/03/2023

***In electronic form on the EUR-Lex website under
document number 32023M11052***



EUROPEAN COMMISSION

Brussels, 20.3.2023
C(2023) 2052 final

PUBLIC VERSION

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**Subject: Case M.11052 –MACQUARIE GROUP / WPD / LUWEI WIND POWER / CHUNGWEI WIND POWER / TONGWEI WIND POWER / CHINFENG WIND POWER / ANWEI WIND POWER
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 22 February 2023, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation, by which Macquarie GIG Renewable Energy Fund 2 SCSP ('MGREF2', Luxembourg), managed by MGREF 2 Luxembourg GP S.à r.l. (Luxembourg), which is controlled by Macquarie Asset Management, the asset management arm of Macquarie Group Limited ('Macquarie', Australia) and wpd AG ('wpd', Germany), will acquire within the meaning of Article 3(1)(b) and 3(4) of the Merger Regulation sole control over Luwei Wind Power Co., Ltd. (including its wholly owned subsidiary, Chiwei Wind Power Co., Ltd.), Chungwei Wind Power Co., Ltd., Tongwei Wind Power Co., Ltd., Chinfeng Wind Power Co., Ltd., and Anwei Wind Power Co., Ltd. D ('the JVs')

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').

(Taiwan), currently jointly controlled by InfraVest Asia GmbH and wpd. by way of purchase of shares.³

2. The business activities of the undertakings concerned are the following:
 - Macquarie is a global investment, banking and financial services provider active in a diverse range of businesses, including investing in a wide range of sectors such as resources and commodities, energy, financial institutions, infrastructure and real estate,
 - wpd is a privately owned stock corporation domiciled and headquartered in Germany and develops and operates wind farms and solar parks. wpd is actively engaged in 30 countries in Europe, Asia, Chile and the US,
 - the JVs operate onshore wind turbines and related infrastructure in Taiwan only, and directly or indirectly own operational onshore wind assets located in Taiwan only.
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(a) 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

³ Publication in the Official Journal of the European Union No C 80, 03.03.2023, p. 67

⁴ OJ C 366, 14.12.2013, p. 5.