



EUROPEAN COMMISSION
DG Competition

***Case M.11232 - PETRONORD SCANDINAVIA / PS
ENERGI***

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 24/11/2023

***In electronic form on the EUR-Lex website under
document number 32023M11232***



EUROPEAN COMMISSION

Brussels, 24.11.2023
C(2023) 8238 final

PUBLIC VERSION

Petronord Scandinavia AB
c/o Crowe Osborne AB
Box 1306
11183 Stockholm
Sweden

**Subject: Case M.11232 – PETRONORD SCANDINAVIA / PS ENERGI
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 31 October 2023, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation, by which Petronord Scandinavia AB ('Petronord', Sweden), controlled by Marquard & Bahls AG (Germany), will acquire within the meaning of Article 3(1)(b) of the Merger Regulation sole control over the whole of the undertaking PS Energi AB ('PS Energi', Sweden), currently jointly controlled by Petronord, Magnus Sjöo AB (Sweden) and Linda Sjöo AB (Sweden), by way of purchase of shares and adoption of a new shareholders' agreement revoking veto rights.³
2. The business activities of the undertakings concerned are the following:
 - Petronord is a holding company. The group is active in Sweden in the sale of energy such as heating oil and diesel to end-consumers, lubricants distribution, the operation of service stations for commercial trucking fleets, and the trading of wood pellets and different types of gas,
 - PS Energi is a retail energy and fuel company with activities in Sweden.
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(e) of the Commission Notice on a simplified treatment for certain

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, OJ C, C/2023/789 09.11.2023.

concentrations under Council Regulation (EC) No 139/2004 on the control of concentrations between undertakings.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 160, 5.5.2023, p. 1–10 (the ‘Notice on a simplified procedure’).