



EUROPEAN COMMISSION
DG Competition

Case M.11299 - EPEI / ATOS TF BUSINESS

Only the English text is available and authentic.

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

Article 6(1)(b) NON-OPPOSITION
Date: 08/12/2023

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

Brussels, 8.12.2023
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PUBLIC VERSION

EP Equity Investment S.à r.l. (EPEI)
2 Place de Paris
L-2314 Luxembourg
Luxembourg

Subject: Case M.11299 - EPEI / ATOS TF BUSINESS
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 16 November 2023, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation, by which EP Equity Investment S.à r.l. ('EPEI', Luxembourg) will acquire within the meaning of Article 3(1)(b) of the Merger Regulation sole control of the Atos Holding France 1 (the 'Atos TF Business', France), currently solely controlled by Atos SE (France), by way of purchase of shares.³
2. The business activities of the undertakings concerned are the following:
 - EPEI is an investment company focusing on investments in publicly traded companies and prospective European businesses,
 - The Atos TF Business will hold the Tech Foundations business of Atos SE, which designs, builds, and manages digital infrastructure for its customers.
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(c) of the Commission Notice on a simplified treatment for certain concentrations under Council Regulation (EC) No 139/2004.⁴

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/2023/1249, 28.11.2023.

⁴ OJ C 160, 5.5.2023, p. 1–10.

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