



Europaneews

Regulatory & Governmental Affairs

Issue 35/2021. 11 – 15 October 2021

/ Content

Law.....	1
Politics/General	2
Decisions.....	3
From the OJEU.....	4
Brussels intern	5
Contact	5

/ Main Topics

- General ■ Bank/Insurance/Tax ■ Enviroment ■ Media/Telecom ■ Competition/SA
- Healthcare ■ Aviation/Transport ■ Foreign Trade ■ Energy ■ Compliance ■ Food/Tobacco

/ Law

■ Energy Prices

The EC adopted a Communication to tackle the increase in energy prices. The document includes a set of targeted measures that Member States can use to address the impact of current price rice, including state aid for companies and targeted tax reductions, support in investments in renewable energy. In the medium term the Commission will explore the potential benefits of voluntary joint procurement by Member States of gas stocky. These measures should be reviewed and adjusted in the Spring. EU leaders will discuss energy prices at the European Council of 21 and 22 October.

[EC Communication "Tackling rising energy prices: a toolbox for action and support"](#)

The EC is collecting feedback on its initiative regarding the adoption of a new block exemption regulation for land transport, in order to support less polluting forms of transport. Contributions can be submitted until 29 October.

[EC dedicated page](#)

■ Action for Damages

In the judgment of the EU Court of Justice of 06 October Sumal, S.L. v Mercedes Benz Trucks Espana, S.L., the Court clarified that a fully owned subsidiary can be held liable for an infringement of European rules of its parent company, under certain conditions, even if the subsidiaries were not addresses of the infringement decision.

[Curia dedicated page](#)

■ ■ New Land Transport Enabling Regulation

■ Drone Strategy

The information in this newsletter does not replace advice in any particular case.

© Noerr Partnerschaftsgesellschaft mbB Rechtsanwälte Steuerberater Wirtschaftsprüfer 2021 / noerr.com

The EC launched a consultation on its future “Drone Strategy” to ensure the efficient development of a drone ecosystem. Contributions can be submitted until 31 December. The strategy is expected to be adopted next year.

[EC consultation page](#)

■ Anti-dumping

Commission Implementing Regulation of 14 October 2021 imposing a provisional anti-dumping duty on imports of certain graphite electrode systems originating in the People’s Republic of China has been published in the EU Official Journal.

[Commission Implementing Regulation 2021/1812](#)

Commission Implementing Regulation of 14 October 2021 imposing a provisional anti-dumping duty on imports of calcium silicon originating in the People’s Republic of China has been published in the EU Official Journal.

[Commission Implementing Regulation 2021/1811](#)

Commission Implementing Regulation of 12 October 2021 imposing a definitive anti-dumping duty on imports of wire rod originating in the People’s Republic of China following an expiry review pursuant to article

11(2) of Regulation 2016/1036 has been published in the EU Official Journal.

[Commission Implementing Regulation 2021/1805](#)

Commission Implementing Decision of 08 October 2021 suspending the definitive anti-dumping duties imposed by Implementing Regulation 2021/1784 on imports of aluminium flat-rolled products originating in the People’s Republic of China has been published in the EU Official Journal.

[Commission Implementing Decision 2021/1788](#)

Commission Implementing Regulation of 08 October 2021 imposing a definitive anti-dumping duty on imports of aluminium flat-rolled products originating in the People’s Republic of China has been published in the EU Official Journal.

[Commission Implementing Regulation 2021/1784](#)

■ RAPEX Weekly Report

The EC published its weekly report for all dangerous consumer products, with the exception of food, pharmaceutical and medical devices.

[Weekly Overview Report](#)

/ Politics/General

■ Internet Payments

The European Banking Authority repealed its Guidelines on the security of internet payments.

[EBA dedicated page](#)

■ Energy Prices

The EU Agency for the Cooperation of Energy Regulators published a paper with some data and insights on the current high energy prices in Europe.

[ACER note](#)

/ Decisions

EC Decision of 14 October – Bain Capital / CTI / BBG Holding

■ Retail sale via mail order houses or via Internet

The EC approved the acquisition of joint control of Berlin Brands Group Holding GmbH (“BBG”) by Bain Capital Investors L.L.C. and Chal-Tec Invest GmbH (“CTI”).

[Case information](#)

EC Decision of 13 October – Channel 5 / BBC / ITV / Channel 4 / Digital UK

■ Television programming and broadcasting activities

The EC approved the acquisition of joint control of Digital UK Limited by Channel 5 Broadcasting Limited, along with Digital UK’s current controlling members, the British Broadcasting Corporation (“BBC”), ITV Network Limited (“ITV”) and Channel 4 Television Corporation (“Channel 4”).

[Case information](#)

EC Decision of 13 October – Graphic Packaging Holding Company / AR Packaging Group

■ Manufacture of corrugated paper and paperboard and of containers of paper and paperboard

The EC approved the acquisition of sole control of AR Packaging Group (“ARP”) by Graphic Packaging Holding Company (“GPK”).

[Case information](#)

EC Decision of 12 October – RWE Generation / Messer Industriegase / Kreis Düren / Siemens Project Ventures / JV

■ Distribution of electricity; manufacture of industrial gases

The EC approved the creation of a new joint venture by Beteiligungsgesellschaft Kreis Düren, Messer Industriegase, RWE Generation and Siemens.

[Case information](#)

EC Decision of 11 October – HDT Automotive Solutions / Veritas

■ Manufacture of other parts and accessories for motor vehicles

The EC approved the acquisition of sole control of Veritas AG and its subsidiaries by HDT Automotive Solutions LLC.

[Case information](#)

EC Decision of 11 October – ArcelorMittal / Condesa Tubos

■ Manufacture of basic iron and steel and of ferro-alloys; manufacture of basic metals

The EC approved the acquisition of sole control of Condesa Tubos S.L. by ArcelorMittal Aceralia Basque Holding S.L., ultimately controlled by ArcelorMittal S.A.

[Case information](#)

EC Decision of 08 October – Apollo Management / Reno De Medici

■ Manufacture of articles of paper and paperboard

The EC approved the acquisition of sole control of Reno De Medici Spa by Apollo Management L.P.

[Case information](#)

/ From the OJEU

■ Non-opposition to concentrations

Non-opposition to the notified concentration ArcelorMittal / Condesa Tubos – Case M.10375 has been published.

[Document 2021/C 418/03 – Case information](#)

Non-opposition to the notified concentration KKR / Telefonica / InfraCo – Case M.10427 has been published.

[Document 2021/C 418/02 – Case information](#)

Non-opposition to the notified concentration H&F / Zooplus – Case M.10462 has been published.

[Document 2021/C 418/01 – Case information](#)

Non-opposition to the notified concentration Sami / Dussur / FGA / Sami FIGEAC Aero Manufacturing JV – Case M.10401 has been published.

[Document 2021/C 417/02 – Case information](#)

Non-opposition to the notified concentration Bridgepoint / FFL / ACT – Case M.10441 has been published.

[Document 2021/C 414/01 – Case information](#)

Non-opposition to the notified concentration Allianz Holding / Santander / Aviva Companies / Santander Aviva Companies – Case M.10326 has been published.

[Document 2021/C 413/04 – Case information](#)

Non-opposition to the notified concentration Blackstone / Francisco / Dynamo – Case M.10453 has been published.

[Document 2021/C 413/03 – Case information](#)

Non-opposition to the notified concentration Advent International / Sobi – Case M.10442 has been published.

[Document 2021/C 413/02 – Case information](#)

Non-opposition to the notified concentration Lone Star / Green-City Immobilier – Case M.10426 has been published.

[Document 2021/C 413/01 – Case information](#)

The information in this newsletter does not replace advice in any particular case.

© Noerr Partnerschaftsgesellschaft mbB Rechtsanwälte Steuerberater Wirtschaftsprüfer 2021 / noerr.com

Non-opposition to the notified concentration Seventh Cinven Fund / Restaurant Brands Iberia – Case M.10445 has been published.

[Document 2021/C 411/02 – Case information](#)

Non-opposition to the notified concentration Carlyle / Schaltbau Holding – Case M.10457 has been published.

[Document 2021/C 411/01 – Case information](#)

■ Prior notification of concentrations

Prior notification of the concentration DMK / Uelzena / Niesky / Milchrocknung Südhannover – Case M.10460 has been published.

[Document 2021/C 418/13 – Case information](#)

Prior notification of the concentration EFMS / Goldman Sachs / Parexel – Case M.10418 has been published.

[Document 2021/C 417/09 – Case information](#)

Prior notification of the concentration Hutchison 3 Indonesia / Indosat – Case M.10508 has been published.

[Document 2021/C 417/08 – Case information](#)

Prior notification of the concentration CDPQ / Investcorp / ICR – Case M.10487 has been published.

[Document 2021/C 414/05 – Case information](#)

Prior notification of the concentration CDP / Macquarie / Open Fiber – Case M.10450 has been published.

[Document 2021/C 414/04 – Case information](#)

Prior notification of the concentration CVC / Carlyle / CFGI Eagle Parent – Case M.10482 has been published.

[Document 2021/C 413/12 – Case information](#)

Prior notification of the concentration Omers / Goldman Sachs / Amedes – Case M.10454 has been published.

[Document 2021/C 411/05 – Case information](#)

Prior notification of the concentration CDPQ / OTPP / CMLIC – Case M.10428 has been published.

/ Brussels intern

■ Artificial Intelligence

EU Telecommunications Ministers had their first policy debate on the proposed Artificial Intelligence Act. They agreed that further discussions are needed in particular with regard to the scope of the Act, definitions of key terms and law enforcement aspects. The Presidency of the Council intends to present a compromise proposal next month.

■ ■ Trade in Green Goods

The European Commission plans to organise next year a ministerial meeting to promote trade as the way to reach its climate and environmental goals.

/ Contact

For suggestions, comments please contact:

Noerr Partnerschaftsgesellschaft mbB Rechtsanwälte Steuerberater Wirtschaftsprüfer
Boulevard du Régent 47-48
1000 Brussels
Belgium

Head of Regulatory & Governmental Affairs



Dr. Holger Schmitz
T +49 30 20942160
holger.schmitz@noerr.com

Co-Head of Regulatory & Governmental Affairs



Dr. Alexander Birnstiel
T +49 89 28628241
alexander.birnstiel@noerr.com

Regulatory Affairs Advisor



Giovanna Ventura
T +32 2 2745573
giovanna.ventura@noerr.com