



Europeanews

Regulatory & Governmental Affairs

Issue 24/2022. 13 – 17 June 2022

/ Content

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

/ Main Topics

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

/ Law

■ Digital Services Act

The European Parliament' Internal Market Committee adopted the provisionally agreement reached between negotiators of the Parliament and the Council on the Digital Services Act. The new rules will introduce obligations for online platforms and penalties for non-compliance (up to 6% of the worldwide turnover). The European Commission will have exclusive power to supervise. The agreement is expected to be voted by the Parliament in plenary in July; then it will have to be formally adopted by the Council and published in the EU Official Journal. The regulation will enter into force 20 days after the publication and the provisions will start to apply 15 months thereafter.

[DSA provisional agreement](#)

■ European Guarantee Fund

The EC approved the prolongation of the deadline for banks to provide new financing to companies under the European Guarantee Fund until 31 December 2022. The Fund is aimed at addressing the financing needs of the European companies affected by the pandemic. Twenty-two Member States decided to participate in it.

■ Banking Union

EU Ministers adopted a plan to further strengthen the Banking Union, in particular the common framework for bank crisis management and for the rules governing the use of national deposit guarantee funds. The European Commission will present a related proposal in the coming months.

[Eurogroup statement](#)

■ Green Transition

The Council adopted a recommendation on a fair transition towards climate neutrality. Member States are invited to adopt measures to address the social and employment aspects of the European climate, energy and environmental policies.

[Council recommendation](#)

■ World Trade Organisation

Trade Ministers of the 164 Members met for the first time after almost five years for the 12th Ministerial Conference of the WTO. In particular they agreed on

the next steps toward WTO reform, including restoring a fully functioning dispute settlement function for the organisation, on the extension of the moratorium on customs duties on e-commerce until the next Ministerial Conference.

[WTO dedicated page](#)

■ 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

■ Code of Practice on Disinformation

A new Code of Practice on Disinformation for platforms, tech companies and civil society has been adopted. Signatories will have to submit the first reports on their activities in January 2023.

[EC dedicated page](#)

■ Banking

The European Banking Authority published its Guidelines on the role and responsibilities of the anti-money laundering and countering the financing of terrorism (AML/CFT) compliance officer and of the management body of credit or financial institutions.

[EBA guidelines](#)

■ EBA Annual Report

The European Banking Authority published its Annual Report with the description of the activities and achievements of the Authority in 2021 and an overview of the key priorities for next year.

[EBA Annual Report](#)

/ Decision

EC Decision of 16 June – Traton / Aktienbolaget Volvo / Daimler Truck / JV

■ Support activities for transportation

The EC approved the creation of joint venture by Aktienbolaget Volvo, Traton SE and Daimler Truck AG.

[Case information](#)

EC Decision of 16 June – FOWI / MOL / Toho / Hokuriku / Orsted / JERA / Swancor

■ Electric power generation, transmission and distribution

The EC approved the acquisition of FOWI by MOL, Toho, Hokuriku, JERA, Orsted and Swancor.

[Case information](#)

EC Decision of 16 June – Estavayer Lait / Givaudan / Bühler / JV

■ Scientific research and development; research and experimental development on biotechnology, natural science and engineering

The EC approved the creation of a joint venture by Estavayer Lait SA, Givaudan SA and Bühler AG.

[Case information](#)

EC Decision of 15 June – KKR / OTPP / Highways Trust

■ Construction of roads and motorways

The EC approved the acquisition of Highways Trust by KKR and OTPP.

[Case information](#)

EC Decision of 13 June – Itochu / Under Armour / Dome

■ Retail sale and wholesale of clothing and footwear

The EC approved the acquisition of joint control of Dome Corporation by Itochu Corporation and Under Armour Europe.

[Case information](#)

EC Decision of 10 June – Apollo Management / Primafrío

■ Land transport and transport via pipelines

The EC approved the acquisition of joint control of Primafrío Corporación S.A. by Krone-Mur Servifrio S.L. and Apollo Infrastructure Opportunities Fund II, L.P.

[Case information](#)

EC Decision of 10 June – PLD / NBIM / Unipart Group Car Park

■ Buying and selling of own real estate

The EC approved the acquisition of joint control of the Unipart Group Car Park by Prologis L.P. and Norges Bank Investment Management (“NBIM”).

[Case information](#)

/ From the OJEU

■ Non-opposition to concentrations

Non-opposition to the notified concentration Apollo Management / Primafrío – Case M.10731 has been published.

[Document 2022/C 234/03 – Case information](#)

Non-opposition to the notified concentration Lov Group / Betclie Everest Group – Case M.10686 has been published.

[Document 2022/C 234/02 – Case information](#)

Non-opposition to the notified concentration TowerBrook / GSF – Case M.10743 has been published.

[Document 2022/C 234/01 – Case information](#)

Non-opposition to the notified concentration Blackstone / Carlyle / Goldman Sachs / Prima – Case M.10705 has been published.

[Document 2022/C 231/02 – Case information](#)

Non-opposition to the notified concentration Repsol / Telefonica / JV – Case M.10623 has been published.

[Document 2022/C 231/01 – Case information](#)

Non-opposition to the notified concentration Iliad / UPC Polska – Case M.10515 has been published.

[Document 2022/C 228/04 – Case information](#)

Non-opposition to the notified concentration Atlantia / Yunex – Case M.10662 has been published.

[Document 2022/C 228/03 – Case information](#)

Non-opposition to the notified concentration HY24 / ENAGAS / ENAGAS Renovable – Case M.10700 has been published.

[Document 2022/C 228/02 – Case information](#)

Non-opposition to the notified concentration Morgan Stanley / Bawag / Gyle JV – Case M.10746 has been published.

[Document 2022/C 228/01 – Case information](#)

■ Prior notification of concentrations

Prior notification of the concentration PKN Orlen / Normbenz / Selected Hungarian and Slovak Assets of Mol – Case M.10649 has been published.

[Document 2022/C 234/06 – Case information](#)

Prior notification of the concentration SIKA / MBCC Group – Case M.10560 has been published.

[Document 2022/C 234/05 – Case information](#)

Prior notification of the concentration Macquarie / BCI / National Grid / National Grid Gas – Case M.10748 has been published.

[Document 2022/C 233/12 – Case information](#)

Prior notification of the concentration Ivanhoe Cambridge / Mubadala / Dutch Residential Investments IV – Case M.10720 has been published.

[Document 2022/C 228/07 – Case information](#)

/ Brussels intern

■ Emissions Trading System

EU Member States are seeking a compromise on the proposal to review the EU ETS and they are considering to delay of one year the launch of the carbon market for buildings and transport. The original proposal of the European Commission set 2026 as starting date.

■ ETS Reform

The European Parliament's biggest political groups reached a new compromise on the reform of the EU Emissions Trading Scheme ahead of the vote in plenary

on 22 June 22, after the rejection of the draft report at the previous session.

■ EU Taxonomy

The European Parliament's Committees of Environment and Economic voted against the inclusion of nuclear power and fossil gas on the EU's green finance taxonomy. A final vote on the file is scheduled for the plenary of July.

/ Contact

For suggestions, comments please contact:

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

Co-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

Associated Partner



Dr. Dr. Claus Zimmermann
T +32 491 90 54 60
claus.zimmermann@noerr.com

Regulatory Affairs Advisor



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