



Content

LAW	1
POLITICS/GENERAL	2
DECISIONS	3
FROM THE OJEU	3
BRUSSELS INTERN	4

Main Topics

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

LAW

■ Online Tool for Cartel Leniency and Settlements

The EC launched a new online tool for cartel leniency and settlements. The new eLeniency tool will allow companies to file statements and submissions online as part of leniency applications to receive immunity, as part of cartel settlement procedures, or as part of cooperation in non-cartel cases. The use of the system is voluntary.

[EC dedicated page](#)

■ Financial Supervision

The Presidency of the Council and the negotiator of the European Parliament reached a provisional agreement on the new supervisory framework for European financial institutions. The proposals will review the functioning of the current European system of financial supervision (ESFS), by reinforcing the powers of the European Supervisory Agencies, including in the area of anti-money laundering, and by strengthening the effectiveness of the European Systemic Risk Board in detecting risks to financial stability. This pro-

visional deal will have to be formally adopted by the two co-legislators.

The agreed texts will be available soon.

■ Capital Markets Union

The Committee of Permanent Representatives confirmed the agreement reached between the Presidency of the Council and the European Parliament on 6 March on new rules to make it cheaper and simpler for SMEs to access public markets, through a new category of trading venue, the so-called “SME Growth Markets”. The proposal will amend the Market Abuse Regulation (MAR) and the Prospectus Regulation. The two co-legislators will have to formally adopt the agreement. The Parliament is expected to vote on the text during the April plenary.

[Political agreement on the proposal for a Regulation on the promotion of the use of SME growth markets](#)

■ Brexit

The Council adopted a series of legislative acts as part of its contingency preparations for a no-deal Brexit scenario. The acts adopted include regulations which aim at ensuring basic air connectivity and basic road freight and road passenger connectivity, on aviation safety and on the export of certain dual-use items. These measures are temporary in nature and limited in scope. They will enter into force a day after their publication in the EU Official Journal and will start to apply after the UK's withdrawal in the event of a no-deal Brexit.

[Regulation ensuring basic road freight and road passenger connectivity](#) – [Regulation ensuring basic air connectivity](#) – [Regulation on certain aspects of aviation safety](#) – [Regulation for the export of certain dual-use items](#)

■ 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

■ Banking

The European Banking Authority published two reports on the impact of implementing the final Basel III reforms and on the impact of the compliance with liquidity measures in the EU.

[EBA report on Basel III](#) – [EBA report on liquidity measures](#)

■ Payments Services Directive

The European Banking Authority launched its central electronic register under the Payments Services Directive II. The register will provide aggregated information about payment and electronic money institutions in the EU.

[EBA dedicated page](#)

■ Gas Sector

The Council of European Energy Regulators opened a public consultation on regulatory challenges for a sustainable gas sector. Contributions can be submitted until 17 May.

[CEER dedicated page](#)

■ REMIT

The Agency for the Cooperation of Energy Regulators published a guidance note on the application of EU Regulation on Wholesale Market Integrity and Transparency in the context of the trading behaviours associated with layering and spoofing.

[ACER guidance note](#)

■ Digitalisation in the Energy Sector

The Council of European Energy Regulators launched a public consultation on the implications of digitalisation for the energy sector. Contributions can be submitted until 14 May.

[CEER consultation paper](#)

■ Code of Practice against Disinformation

The EC published the latest reports from Google, Twitter and Facebook on the progress made last month in fighting disinformation. The online platforms are all signatories of the Code of Practice against disinformation.

[EC dedicated page](#)

■ Clean Mobility

The EC presented a roadmap towards clean vehicles to the Presidency of the Council. EU Ministers will discuss the paper at the Competitiveness Council meeting of the end of May.

[EC roadmap](#)

■ Phthalates in Medical Devices

The EC launched a public consultation on its preliminary Guidelines on the benefit-risk assessment of the presence of phthalates in certain medical devices. Contributions can be submitted until 29 April.

[EC dedicated page](#)

DECISIONS

EC Decision of 20 March – Google Search (AdSense)

■ Web portals

The EC fined Google for abusive practices in online advertising.

[Case information](#)

EC Decision of 20 March – Spirit / Asco

■ Manufacture of air and spacecraft and related machinery

The EC approved the acquisition of Asco by Spirit, subject to conditions.

[Case information](#)

EC Decision of 20 March – MUTB / CFSGAM

■ Trusts, funds and similar financial entities

The EC approved the acquisition by Mitsubishi UFJ Trust and Banking Corporation of Colonial First State Global Asset Management group (“CFSGAM”).

[Case information](#)

EC Decision of 18 March – Carlyle / TA Associates / Weiman

■ Manufacture of soap and detergents, cleaning and polishing preparations

The EC approved the acquisition of Weiman Group by Carlyle and TA Associates.

[Case information](#)

EC Decision of 15 March – KDDI / Mitsubishi Securities / Kabu.com

■ Financial and insurance activities

The EC approved the acquisition of joint control over Kabu.com Securities Co. Ltd. by KDDI Corporation and Mitsubishi UFJ Securities Holdings Co. Ltd.

[Case information](#)

EC Decision of 15 March – Apollo Management / RPC Group

■ Manufacture of plastic packing goods and products

The EC approved the acquisition of sole control of RPC Group plc (“RPC”) by Apollo Management L.P.

[Case information](#)

EC Decision of 15 March – JAB / Coty

■ Manufacture of perfumes and toilet preparations

The EC approved the acquisition of Coty Inc. by JAB Holding Company S.a.r.l. (JAB).

[Case information](#)

FROM THE OJEU

■ Non-opposition to concentrations

Non-opposition to the notified concentration LetterOne Holdings / BASF / Wintershall DEA – Case M.8773 has been published.

[Document 2019/C 107/01](#) – [Case information](#)

Non-opposition to the notified concentration PSP / Allianz / Greystar / Paul Street East – Case M.9260 has been published.

[Document 2019/C 102/05](#) – [Case information](#)

Non-opposition to the notified concentration American Securities / Belfor Holdings – Case M.9281 has been published.

[Document 2019/C 102/03](#) – [Case information](#)

Non-opposition to the notified concentration Investindustrial / Natra – Case M.9259 has been published.

[Document 2019/C 102/02](#) – [Case information](#)

Non-opposition to the notified concentration Saba Portugal / Egis Portugal / Viseu Car Park Assets – Case M.9083 has been published.

[Document 2019/C 102/01](#) – [Case information](#)

■ Prior notification of concentrations

Prior notification of the concentration LVMH / Belmond – Case M.9278 has been published.

[Document 2019/C 108/05](#) – [Case information](#)

Prior notification of the concentration Telia Company / Bonnier Broadcasting Holding – Case M.9064 has been published.

[Document 2019/C 107/06](#) – [Case information](#)

Prior notification of the concentration GTCR / Apax Partners / Dolphin TopCo – Case M.9334 has been published.

[Document 2019/C 106/05](#) – [Case information](#)

BRUSSELS INTERN

■ New Copyright Rules

Next week the European Parliament is expected to adopt the agreement reached between the Parliament's negotiator and the Presidency of the Council on new copyright rules.

■ Big Tech

Pressure to regulate tech and social media companies is growing in Brussels, especially with regard to the use of data. The new European Commission will work on this dossier.

For suggestions, comments please contact:

Noerr LLP
Boulevard du Régent 47-48
1000 Brussels
Belgium

Head of Regulatory & Governmental Affairs



Dr. Holger Schmitz
T +49 30 2094 2160
holger.schmitz@noerr.com

Co-Head of Regulatory & Governmental Affairs



Dr. Alexander Birnstiel
T +49 89 28628 241
alexander.birnstiel@noerr.com

Regulatory Affairs Advisor



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

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

© Noerr LLP 2019
www.noerr.com