



Europeanews

Regulatory & Governmental Affairs

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/ Main Topics

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

/ Law

■ European Data Strategy

Representatives of the European Parliament and the Council reached an agreement on the Data Governance Act. The deal is now subject to formal approval by the two institutions. The DGA is the first legislative initiative of the European Data Strategy, it defines the rules for trading data and provides a mechanism for re-using public-sector data, facilitating data sharing across the Union. The European Commission is expected to propose a second initiative on non-personal data, the so-called Data Act, in February. The agreed text will be available soon.

■ Cybersecurity

The Council agreed on its position on the proposal for a directive on measures for a high common level of cybersecurity across the Union, which will replace the current directive on security of network and information systems (so-called NIS directive). The new

directive will set out minimum rules in order to remove divergences in cybersecurity requirements and in implementation of the measures; it updates the list of sectors and activities subject to cybersecurity obligations and it contains provisions to ensure enforcement. The general approach will be the Council's position in the interinstitutional negotiations with the European Parliament, with the aim to reach an agreement on the final text.

[Council general approach](#)

■ Competition in Digital Markets

At the G7 Digital Competition Enforcers Summit, authorities of the G7 countries together with those of South Africa, South Korea, India and Australia released a "*Compendium of approaches to improving competition in digital markets*", which gives an overview of the different approaches taken to promote competition in the digital markets.

[Compendium](#)

■ Anti-money laundering

The Committee of Permanent Representatives of the Council agreed on a mandate to negotiate with the European Parliament on the proposal to update existing rules on information accompanying transfers of funds and certain crypto-assets. The main aim of the proposal is to introduce an obligation for crypto-asset service providers to collect and make accessible full information about the sender and beneficiary of the transfers of virtual or crypto assets they operate.

[Council mandate](#)

■ Foreign Direct Investments Screening

Commission Delegated Regulation of 29 September 2021 amending the Annex to Regulation 2019/452 establishing a framework for the screening of foreign direct investments into the Union has been published in the EU Official Journal.

[Commission Delegated Regulation 2021/2126](#)

■ WTO Trade in Services

The EU and a group of WTO members concluded negotiations on the so-called Joint Initiative on Services Domestic Regulation, which aims to simplify complicated regulations in order to facilitate trade in services.

[Declaration on the conclusion of negotiations on services domestic regulation](#)

■ Global Gateway

The EC and the High Representative for Foreign Affairs and Security Policy launched a new European Strategy to tackle the most pressing global challenges, enhancing clean energy and transport, improving health security and boosting competitiveness and global supply chains. The Global Gateway aims to mobilise up to euro 300 billion in investments between 2021 and 2027, bringing together the EU institutions, Member States, the European Investment Bank, the European Bank for Reconstruction and Development and the private sector.

[Joint Communication The Global Gateway](#)

■ Judicial Cooperation

The EC adopted a set of initiatives to digitalise the European justice systems, in particular to help prosecutors and judges to cooperate faster and more effectively, facilitating cross-border judicial cooperation.

[Proposal for a Regulation on the digitalisation of judicial cooperation – Proposals on digital information exchange in terrorism cases and other forms of serious cross-border crime – Proposal for establishing a collaboration platform for Joint Investigation Teams](#)

■ 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

■ Electricity

The EU Agency for the Cooperation of Energy Regulators published a decision approving the harmonised allocation rules for long-term transmission

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rights proposed by all Transmission System Operators for electricity.

[ACER Decision – Annex I – Annex Ia – Annex II](#)

■ Capital Markets Union

The EC published a new study that investigates the performance of so-called auto-enrolment mechanisms

in pension schemes in a number of EU and non-EU countries.

[EU Study](#)

/ Decisions

EC Decision of 02 December GIP / IFM / Sydney Airport

■ Air transport; service activities incidental to air transportation

The EC approved the acquisition of joint control of Sydney Airport Limited and Sydney Airport Trust 1 by IFM Investors Pty Ltd and Global Infrastructure Management LLC.

[Case information](#)

EC Decision of 02 December – Barclays / Citibank / Citigroup / Credit Suisse / HSBC / JP Morgan / MUFG Bank / Mitsubishi Financial Group / NatWest Group / The Royal Bank of Scotland / UBS

■ Activities auxiliary to financial services; other financial service activities

The EC fined UBS, Barclays, RBS, HSBC and Credit Suisse for participating in a Foreign Exchange spot trading cartel.

[Case information](#)

EC Decision of 01 December – Sky / ViacomCBS / JV

■ Motion picture, video and television programme activities; television programming and broadcasting activities

The EC approved the acquisition of joint control of a newly created joint venture by Sky Limited and ViacomCBS Inc.

[Case information](#)

EC Decision of 28 November – German travel tax

■ Aviation

The EC approved the extension until 31 December 2027 of the German aid scheme that exempt from the air travel tax flights to and from certain small and remote German islands carrying selected groups of passengers.

[Case information SA.64524](#)

EC Decision of 26 November – DESFA / Copelouzou / DEPA / GasLog / BTG / Gastrade

■ Electricity, gas, steam and air conditioning supply; transport via pipeline

The EC approved the acquisition of joint control of Gastrade by Hellenic Gas Transmission System Operator S.A. (“DESFA”), Ms. Asimina-Eleni Copelouzou, DEPA Commercial, GasLog and Bulgartransgaz EAD.

[Case information](#)

EC Decision of 26 November – Cremer / Clyde Investments / Cremer Sustainable Foods JV

■ Manufacture of other food products n.e.c.

The EC approved the creation of a joint venture by Cremer and Clyde Investment.

[Case information](#)

/ From the OJEU

■ Non-opposition to concentrations

Non-opposition to the notified concentration KIA / Almaziva – Case M.10449 has been published.

[Document 2021/C 486/03 – Case information](#)

Non-opposition to the notified concentration CVC / Cooper – Case M.10247 has been published.

[Document 2021/C 486/02 – Case information](#)

Non-opposition to the notified concentration Cummins / China Petrochemical Corporation / JV – Case M.10520 has been published.

[Document 2021/C 484/05 – Case information](#)

Non-opposition to the notified concentration Graphic Packaging Holding Company / AR Packaging Group – Case M.10353 has been published.

[Document 2021/C 484/04 – Case information](#)

Non-opposition to the notified concentration Nexi / Nets Group – Case M.10075 has been published.

[Document 2021/C 484/03 – Case information](#)

Non-opposition to the notified concentration Astorg / Nordic Capital / Novo / Bioclinica – Case M.10133 has been published.

[Document 2021/C 484/02 – Case information](#)

Non-opposition to the notified concentration DP World / Imperial Logistics – Case M.10451 has been published.

[Document 2021/C 484/01 – Case information](#)

Non-opposition to the notified concentration Proximus / Besix / SL / i.LECO – Case M.10287 has been published.

[Document 2021/C 483/07 – Case information](#)

Non-opposition to the notified concentration Hutchison 3 Indonesia / Indosat – Case M.10508 has been published.

[Document 2021/C 483/06 – Case information](#)

Non-opposition to the notified concentration P27 NPP / Bankgirot – Case M.9971 has been published.

[Document 2021/C 483/05 – Case information](#)

Non-opposition to the notified concentration PSPIB / ADIC / LOCAL – Case M.10500 has been published.

[Document 2021/C 483/04 – Case information](#)

Non-opposition to the notified concentration AIP / Alvanco Dunkerque Target Business – Case M.10407 has been published.

[Document 2021/C 483/03 – Case information](#)

Non-opposition to the notified concentration Silver Lake / CVC / Sphinx / RAC JV – Case M.10492 has been published.

[Document 2021/C 483/01 – Case information](#)

Non-opposition to the notified concentration NESTE / RAVAGO / JV – Case M.10474 has been published.

[Document 2021/C 480/04 – Case information](#)

Non-opposition to the notified concentration CKA / CKI / UKPN – Case M.10505 has been published.

[Document 2021/C 480/03 – Case information](#)

Non-opposition to the notified concentration OTPP / Brookfield / OMERS / SGN – Case M.10461 has been published.

[Document 2021/C 480/02 – Case information](#)

Non-opposition to the notified concentration Liberty Global / Infravia / Liberty Networks Germany – Case M.10498 has been published.

[Document 2021/C 480/01 – Case information](#)

■ Prior notification of concentrations

Prior notification of the concentration Discovery / WarnerMedia – Case M.10343 has been published.

[Document 2021/C 484/07 – Case information](#)

Prior notification of the concentration Ardian France / RG Safety – Case M.10549 has been published.

[Document 2021/C 483/15 – Case information](#)

Prior notification of the concentration CPP Investments / Votorantim / Votener – Case M.10557 has been published.

[Document 2021/C 482/06 – Case information](#)

Prior notification of the concentration TotalEnergies / Three Gorges Corporation / JV – Case M.10536 has been published.

[Document 2021/C 480/09 – Case information](#)

/ Brussels intern

■ EU-China Competition Week

Representatives of the EU and China meet online at the EU-China Competition Week (29 November – 02 December) to discuss their cooperation on competition law and enforcement. On the agenda there were sensitive topics like merger control in the digital sector, challenges of investigating digital markets, the green transition and the EU's state aid framework.

■ Fit for 55 Package – Progress Report

The Presidency of the Council presented a progress report on the Fit for 55 Package at the Council meeting of 2 December. European Ministers then exchanged views on the different proposals of the package. In particular, with regard to the proposal for a regulation establishing a Carbon Border Adjustment Mechanism, the report highlights the need for further technical discussions at the Council level on the aspects related to the overall design and administration of the new mechanism. On the Regulation on CO2 emission standards for cars and vans, the main issue raised by the delegations of the different Member States has been the pace of transition to zero-emission vehicles. The discussions on the proposal for a regulation on Alternative Fuels Infrastructure showed an overall

agreement on the need to support faster transition to the use of alternative fuels in transport, while there are still divergences on the parts of the text related to the overall ambition for recharging and refuelling infrastructure on the TEN-T network.

[Presidency progress report](#)

■ Artificial Intelligence

EU Ministers discussed the proposal for a regulatory framework on AI, the so-called Artificial Intelligence Act, which was presented by the European Commission in April. The main issues identified as requiring further discussions are responsibilities of the different actors in the AI value chain, requirements for high-risk AI applications, compliance and enforcement.

■ European Gas Market

The European Commission is expected to release on 14 December a proposal to review the European legislation of gas market, with the aim to improve access to storage facilities. Another key issue is the possibility of enabling voluntary joint procurement.

/ Contact

For suggestions, comments please contact:

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