

# Europeanews

## Regulatory & Governmental Affairs

Issue 32/2023. 18 – 22 September 2023

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## Main Topics

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

# Law

## Greenwashing

The negotiators of the European Parliament and the Council reached a provisional political agreement on the proposal for an EU Directive aimed at empowering consumers through adequate information on the durability and reparability of products and to combat the practice of erroneous claims of sustainability (so-called greenwashing). The proposal will amend the Unfair Commercial Practices Directive and the Consumer Rights Directive. The provisional agreement now needs to be endorsed and formally adopted by the European Parliament and the Council. The text of the agreement will be available soon.

[EC proposal for a Directive](#)

## EU-US Data Privacy Framework

Commission Implementing Decision of 10 July 2023 pursuant to Regulation (EU) 2016/679 of the European Parliament and of the Council on the adequate level of protection of personal data under the EU-US Data Privacy Framework has been published in the EU Official Journal.

[Commission Implementing Decision \(EU\) 2023/1795](#)

## Generalized Scheme of Preferences

The International Trade Committee of the European Parliament voted in favor of the proposed regulation to extend for a further 4 years the current Generalized Scheme of Preferences (GSP), due to expire at the end of 2023. The plenary is expected to endorse the text at the beginning of October. If not adopted in time, all imports under GSP would revert to standard most favored nation treatment.

## Dual-use Items

The EC released a proposed updated version of the list of dual-use items, which will amend Regulation (EU) 2021/1821. The European Parliament and the Council have now two months to propose amendments before it enters into force.

[Commission delegated regulation](#)

## State Aid

The EC intends to set up a forum, the so-called Joint European Forum for Important Projects of Common European Interest (JEF-IPCEI), with experts from Member States and the Commission services in addition to representatives of businesses and academia with the aim to improve the selection and implementation of the IPCEI. A first meeting is scheduled for October.

[EC dedicated page](#)

## Gigabit Infrastructure Act

The Industry Committee of the European Parliament in charge of the file adopted its report on the Gigabit infrastructure Act, which aims to reduce the cost and simplify the administrative procedures for granting permits. The report will have to be confirmed by the European Parliament in plenary and it then become the basis for negotiations with the Council on a final version of the law. The adopted text will be available soon.

## **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**

### **Renewable Energy**

The European Court of Auditors published a special report where it analyses whether offshore renewable energy is being developed sustainably in the EU.

[ECA special report](#)

## **Decision**

### **EC Decision of 22 September – Intel Corporation Manufacture of computers and peripheral equipment**

The EC decided to re-impose a fine on Intel for anticompetitive practices in the market for computer chips.

[Case information](#)

### **EC Decision of 21 September – PORR Bau / IGO Technologies / Sanitär-Elementbau Plumbing, heat and air-conditioning installation**

The EC approved the acquisition of joint control of Sanitär-Elementbau GmbH by PORR Bau GmbH and IGO Technologies GmbH.

[Case information](#)

### **EC Decision of 21 September – Diehl Defence GmbH & Co. KG / Diehl Stiftung & Co. KG / SwissP Defence AG / RUAG International Holding AG Manufacture of weapons and ammunition**

The EC fined defence company Diehl for participating in a cartel concerning the sale of military hand grenades together with its rival RUAG.

[Case information](#)

## **EC Decision of 20 September – Nidec Motor Corporation / Embraer / JV**

### **Manufacture of electric motors, generators and transformers**

The EC approved the creation of a joint venture by Nidec Motor Corporation (“NMC”) and Embraer Aircraft Holding Inc. (“Embraer”).

[Case information](#)

## **EC Decision of 20 September – Apollo Management / BC Partners / Petsmart**

### **Retail sale of flowers, plants, seeds, fertilisers, pet animals and pet food; veterinary activities**

The EC approved the acquisition of joint control of PetSmart LLC by Apollo Management L.P. and BC Partners LLC.

[Case information](#)

## **EC Decision of 20 September – Brookfield / OTPP / Compass Data processing, hosting and related activities**

The EC approved the acquisition of joint control of Compass Holdco LLC by Brookfield Corporation and Ontario Teachers’ Pension Plan Board (“OTPP”).

[Case information](#)

## **EC Decision of 19 September – Reliance / Brookfield / Digital Realty / JV**

### **Information service activities**

The EC approved the acquisition of joint control of BAM DLR Data Centre Services Private Limited, BAM DLR Mumbai Private Limited, BAM DLR Chennai Private Limited, BAM DLR Network Services Private Limited and BAM DLR Kolkata Private Limited by Reliance Industries Limited, Brookfield Corporation and Digital Realty Trust Inc.

[Case information](#)

## **EC Decision of 18 September – EF Exclusive Cars / FG Automobil Holding / FG Exclusive Cars JV**

### **Retail trade and wholesale trade of motor vehicle parts and accessories; maintenance and repair of motor vehicles**

The EC approved the creation of a joint venture by Emil Frey Exclusive Cars GmbH (“EF Exclusive Cars”) and Feser, Graf & Co. Automobil Holding GmbH (“FG Automobil Holding”).

[Case information](#)

## **EC Decision of 18 September – Baosteel / Saudi Aramco / PIF / JV**

## **Manufacture of basic iron and steel and of ferro-alloys**

The EC approved the creation of a joint venture by Baoshan Iron & Steel Co. Ltd. (“Baosteel”), Saudi Arabian Oil Company (“Saudi Aramco”) and Public Investment Fund (“PIF”).

[Case information](#)

## **EC Decision of 15 September – Mubadala / Fortress Management / FIG Financial service activities**

The EC approved the acquisition of joint control of Fortress Investment Group (“FIG”) by Mubadala Capital and Fortress Management.

[Case information](#)

# **From the OJEU**

## **Non-opposition to concentrations**

Non-opposition to the notified concentration Mubadala / Nationale-Nederlanden / Healthcare Activos Management / Hay / Haisa Entities / SQA – Case M.10606 has been published.

[Document 2023/C 334/02](#) – [Case information](#)

Non-opposition to the notified concentration Novofleet / Shareholders of Andamur / Road – Case M.11134 has been published.

[Document 2023/C 332/01](#) – [Case information](#)

Non-opposition to the notified concentration Stellantis / Michelin / Forvia / Symbio – Case M.11106 has been published.

[Document 2023/C 328/01](#) – [Case information](#)

## **Prior notification of concentrations**

Prior notification of the concentration Farfetch / Richemont / Ynap – Case M.10926 has been published.

[Document 2023/C 334/08](#) – [Case information](#)

Prior notification of the concentration Hitachi Rail / Thales GTS – Case M.10507 has been published.

[Document 2023/C 334/07](#) – [Case information](#)

Prior notification of the concentration Pfizer / Seagen – Case M.11177 has been published.

[Document 2023/C 334/06](#) – [Case information](#)

Prior notification of the concentration Goldman Sachs / Charlesbank Capital Partners / World Insurance Associates – Case M.11281 has been published.

[Document 2023/C 334/05](#) – [Case information](#)

Prior notification of the concentration Brookfield / Cameco / Westinghouse – Case M.10988 has been published.

[Document 2023/C 332/08](#) – [Case information](#)

Prior notification of the concentration One Rock Capital Partners / Constantia – Case M.11257 has been published.

[Document 2023/C 332/07](#) – [Case information](#)

Prior notification of the concentration KKR / The Fuchs Family Foundation / OHB – Case M.11270 has been published.

[Document 2023/C 332/06](#) – [Case information](#)

Prior notification of the concentration Liberty / ISD Dunaferri – Case M.11216 has been published.

[Document 2023/C 330/03](#) – [Case information](#)

Prior notification of the concentration Deutsche Bank / Munich Re / Weltec Holding JV – Case M.11265 has been published.

[Document 2023/C 330/02](#) – [Case information](#)

Prior notification of the concentration EDF / Credit Mutuel / Ile-de-France building – Case M.11239 has been published.

[Document 2023/C 328/07](#) – [Case information](#)

## Brussels intern

### Product Liability Directive

The responsible Committees of the European Parliament are expected to vote on the report on the proposal for a new directive on liability of defective products, which aims to adapt the current EU framework on product liability to the requirements of the digital age and the circular economy on 9 October.

### Packaging and Packaging Waste

The Environment Committee of the European Parliament shall adopt its report on the proposal to review the Packaging and Packaging Waste Regulation on 24 October. The plenary is scheduled to confirm the vote in mid-November.

### EU-China Digital Dialogue

At the second High-level Digital Dialogue meeting between the EU and China, the two parties signed an action plan on the safety of products sold online.

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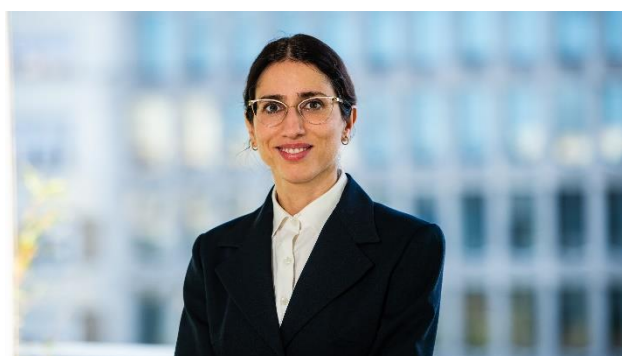
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