

## **TO THE SPANISH NATIONAL SECURITIES MARKET COMMISSION**

In accordance with article 227 of Act 6/2023, of 17 March, on Securities Markets and Investment Services and other applicable legislation, Amber EquityCo, S.L.U. (the “**Offeror**”) hereby provides the following

### **OTHER RELEVANT INFORMATION**

23 April 2024

In relation to the voluntary and competing takeover offer for all the shares in Applus Services, S.A. (“**Applus**”) made by the Offeror, which was authorized by the Spanish National Securities Market Commission (the “**CNMV**”) on 22 March 2024 (the “**Offer**”), on 22 April 2024 ended the statutory deadline established under Regulation (EU) 2022/2560 of the European Parliament and of the Council of 14 December 2022 on foreign subsidies distorting the internal market resulting from the Offer. Therefore, the concentration has been tacitly authorized. Attached is a copy of the communication received from the European Commission on 22 April 2024.

Consequently, such condition has been fulfilled.

Therefore, the effectiveness of the Offer is only subject to its acceptance by at least 64,537,067 Applus shares (representing more than 50% of the share capital of Applus). The Offeror may waive this condition in accordance with the terms set out in the Offer prospectus.

Sincerely,

**Amber EquityCo, S.L.U.**

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Mr Alexander Metelkin

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Ms Linda Zhang

**Annex**

**Communication from the European Commission**



EUROPEAN COMMISSION  
DG Competition  
Foreign Subsidies

Brussels, 22 April 2024

Linklaters LLP

*Attn.*: Neil Hoolihan

*By e-mail*:  
[REDACTED]

**Subject: Case FS.100025 – I SQUARED CAPITAL / TDR CAPITAL / APPLUS –  
Closure of preliminary review**

Dear Sir,

We refer to your notification filed on 13 March 2024 regarding the case referenced above.

In accordance with Article 10(4) of Regulation (EU) 2022/2560 of the European Parliament and of the Council of 14 December 2022 on foreign subsidies distorting the internal market<sup>1</sup> (the 'Foreign Subsidies Regulation'), we hereby inform you that the European Commission considers, on the basis of the information available to it, that there are insufficient indications to initiate an in-depth investigation in the present case and has, therefore, closed its preliminary review. Please note that, for the purposes of Article 24(1) of the Foreign Subsidies Regulation, the period of 25 working days during which the concentration shall not be implemented expires today.

Yours faithfully,

*(e-signed)*

Simone RITZEK-SEIDL  
Case manager

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<sup>1</sup> OJ L 330, 23.12.2022, p. 1.