

WFW ADVISES ENERVIE ON FIRST-OF-ITS-KIND GERMAN MUNICIPAL ENERGY AND WATER SUPPLY OUTSOURCING AGREEMENT

24 NOVEMBER 2022 • PRESS



Watson Farley & Williams (“WFW”) has advised Enervie Group (“Enervie”) on its outsourcing agreement with the German municipalities of Plettenberg and Werdohl in the North-Rhine Westphalia region to manage their gas and water supply for an initial term of 10 years on a fixed lease income basis. Structured as an operating lease model the agreement was signed in November. Enervie is expected to take charge of operations in early 2023.

Enervie subsidiaries Mark-E (supply) and Enervie vernetzt (distribution grid operator) will work directly with local utility companies Stadtwerke Plettenberg and Stadtwerke Werdohl on a long-term basis as part of the agreement, with ownership remaining with the latter who will continue to finance all relevant physical assets which will be managed by Enervie vernetzt as grid operator. Existing customer relationships and most employees will be transferred to Enervie vernetzt in relation to the grid operations and to Mark-E regarding the supply activities.

The new operating lease model maximises efficiency, especially as regards sustainable and reliable grid operations, and ensures consumers will benefit both from Enervie’s extensive experience in ensuring fair prices for their customers and the wide range of services they offer. Given its size and extensive experience in sector, Enervie is also well placed to manage crises and respond promptly to the ever-changing conditions in the energy markets.

Founded in 2006 and headquartered in Hagen, North-Rhine Westphalia, Enervie is an energy supplier specialising in energy production, distribution, trading and sales services.

The multidisciplinary WFW Germany team that advised Enervie was led by Dusseldorf Energy Partner and Office Head Thorsten Volz and Managing Associate Britta Wißmann. They were supported by Senior Associate Inès Stefen. Tax expertise was provided by Partner Verena Scheibe and Managing Associate Verena Weider and employment law expertise by Partner Andreas Wiegrefe and Managing Associate Nora Fleischhauer, all in Hamburg. Partner Christine Bader supported in relation to Merger Control and Associate Sebastian Hamm on regulatory matters. Munich Partner Felix Siebler and Hamburg Associate Jonathan Möller advised on the public law aspects of the agreements.

WATSON FARLEY & WILLIAMS

Thorsten commented: “This new lease model, which is currently unique in the German energy markets, contributes significantly to securing reliable affordable energy and water supplies for Plettenberg and Werdohl. We are delighted to have been able assist our long-standing client Enervie in structuring and implementing this innovative new model that could serve as a template for other agreements with municipalities across Germany going forward”.

RELATED CONTACTS



DR THORSTEN VOLZ
PARTNER • DÜSSELDORF

T: +49 211 540 970 10

TVolz@wfw.com



BRITTA WISSMANN
PARTNER • DÜSSELDORF

T: +49 211 540 970 14

bwissmann@wfw.com



INÈS STEFEN
MANAGING ASSOCIATE
• DÜSSELDORF

T: +49 211 540 970 17

istefen@wfw.com



VERENA SCHEIBE
PARTNER • GERMANY

T: HAMBURG: +49 40 800
084 416 / MUNICH: +49 89
237 08 60

vscheibe@wfw.com



VERENA WEIDER
MANAGING ASSOCIATE
• GERMANY

T: +49 40 800 084 313

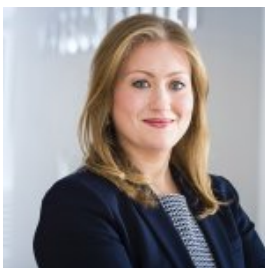
vweider@wfw.com



**DR ANDREAS
WIEGREFFE**
PARTNER • GERMANY

T: +49 40 800 084 485
M: +49 151 440 48 648

awiegreffe@wfw.com



NORA FLEISCHHAUER
MANAGING ASSOCIATE
• HAMBURG

T: +49 40 800 084 474

nfleischhauer@wfw.com



DR CHRISTINE BADER
PARTNER • HAMBURG

T: +49 40 800 084 458

cbader@wfw.com



DR FELIX SIEBLER LL.M.
PARTNER • GERMANY

T: +49 89 237 086 155

fsiebler@wfw.com

MEDIA ENQUIRIES



WILL SALOMONE

T: +44 20 3036 9847

media@wfw.com

DISCLAIMER

Watson Farley & Williams is a sector specialist international law firm with a focus on the energy, infrastructure and transport sectors. With offices in Athens, Bangkok, Dubai, Dusseldorf, Frankfurt, Hamburg, Hanoi, Hong Kong, London, Madrid, Milan, Munich, New York, Paris, Rome, Seoul, Singapore, Sydney and Tokyo our 700+ lawyers work as integrated teams to provide practical, commercially focussed advice to our clients around the world.

All references to 'Watson Farley & Williams', 'WFW' and 'the firm' in this document mean Watson Farley & Williams LLP and/or its affiliated entities. Any reference to a 'partner' means a member of Watson Farley & Williams LLP, or a member, partner, employee or consultant with equivalent standing and qualification in WFW Affiliated Entities. A list of members of Watson Farley & Williams LLP and their professional qualifications is open to inspection on request.

Watson Farley & Williams LLP is a limited liability partnership registered in England and Wales with registered number OC312252. It is authorised and regulated by the Solicitors Regulation Authority and its members are solicitors or registered foreign lawyers.

The information provided in this publication (the "Information") is for general and illustrative purposes only and it is not intended to provide advice whether that advice is financial, legal, accounting, tax or any other type of advice, and should not be relied upon in that regard. While every reasonable effort is made to ensure that the Information provided is accurate at the time of publication, no representation or warranty, express or implied, is made as to the accuracy, timeliness, completeness, validity or currency of the Information and WFW assume no responsibility to you or any third party for the consequences of any errors or omissions. To the maximum extent permitted by law, WFW shall not be liable for indirect or consequential loss or damage, including without limitation any loss or damage whatsoever arising from any use of this publication or the Information.

This publication constitutes attorney advertising.