



REPUBLIC OF ALBANIA
-COMPETITION AUTHORITY-
Competition Commission

D E C I S I O N

No. 27, Dated 12. 12. 2005

On

Imposing a fine on Albanian Mobile Communication sh.a.

Pursuant to Article 24, letter “d”, Article 73, paragraph 1, letter “a”, and Article 80 of the Law No. 9121, dated 28.07.2003, titled “On Protection of Competition”, the Competition Commission, at its meeting on 10.12.2005, reviewed the request made by the Secretariat of the Competition Commission to impose a fine on Albanian Mobile Communication sh.a. in relation to the investigation procedure opened by the Competition Authority into the Mobile Telecommunication Sector.

Upon review of the documentation, the Competition Commission,

NOTED THAT:

- Upon decision of the Competition Authority, No. 21 dated 11.10.2005, was launched an Investigation into Albanian Mobile Communication sh.a. and Vodafone sh.a.;
- Through Note Verbal No. 349, dated 25.10.2005, signed by the Secretary General, the two companies were required to provide information to the Competition Authority within fifteen days from the receipt of the note. The requirement was based on the fact that these two companies were under investigation pursuant to Article 13 of Law No. 9121, dated 28.07.2003, titled “On Protection of Competition”, and the “Code of Administrative Procedures”.
- Upon Decision No .26, dated 02.12.2005 of the Competition Commission, Albanian Mobile Communication sh.a. was granted additional time to provide for the information required and submit it to the Competition Authority.
- To this day, the Competition Authority has not received the requested information by Albanian Mobile Communication sh.a.

FOR THE ABOVE REASONS:

Pursuant to Article 24, letter “d”, Article 73, paragraph 1, letter “a”, and Article 80 of the Law No. 9121, dated 28.07.2003, titled “On Protection of

Competition”, and the Note Verbal No. 349, dated 25.10.2005, signed by the Secretary General, and upon proposal of the Secretariat, the Competition Commission,

DECIDED:

1. To impose a fine on Albanian Mobile Communication sh.a., in relation to the above. The amount of fine shall be equal to 1% of the company’s annual turnover of the year 2004.
2. The Tax and Duties Police is in charge to implement this decision.

This decision enters into effect immediately.

This decision was proclaimed today, on 12.12.2005, in Tirana.

THE COMPETITION COMMISSION

**Franc Zhupa
Shkenza**
(_____)
Member

Raimond Cimbi
(_____)
Member

Teuta
(_____)
Member

Lush PËRPALI

DEPUTY CHAIRMAN

