



REPUBLIC OF ALBANIA
-THE COMPETITION AUTHORITY-
-THE COMPETITION COMMISSION-

D E C I S I O N

No. 74, Dated 11. 03. 2008

On

The launching of an In-Depth Investigation into the Hydrocarbures Market

No. 74 Prot.

Date 11.03.2008

The Competition Commission, on its meeting held on 11.03.2008, with the participation of:

- Mrs. Lindita Milo (Lati) Chairwoman
- Mr. Lush Përpali Deputy chairman
- Mrs. Servete Gruda Member
- Mr. Koço Broka Member

Discussed the following issue:

Subject: The opening of the procedure for in-depth investigation of undertakings holding significant market power into the Hydrocarbures Market.

Legal basis: Law No. 9121, dated 28.07.2003, titled “On Protection of Competition”, Article 24, letter “d”, Article 26 and Article 43.

Law No. 8485, dated 12.05.1999 “The Code of Administrative Procedures”, Article 47, point 2.

The Competition Commission, upon review of:

The Report on “In-Depth Investigation in the Energy Sector”, presented by the Secretariat of the Competition Authority,

NOTES THAT:

Upon conclusion of the general investigation into the Energy Sector, it is found that there is a higher than average concentration of wholesale market, which is controlled by some operators, as well as vertical integration of the latter. The price trends in this market do not correspond to respective price trends in international supply markets. The market may be characterized by a restricted competition, caused by the presence of undertakings with significant market power in the relevant market.

FOR THE ABOVE REASONS:

Pursuant to Article 24, letter “d”, and Article 43, paragraph 1, of Law No. 9121, dated 28.07.2003, titled “On the Protection of Competition”, and Article 47, paragraph 2 of Law No. 8485, dated 12.05.1999 “The Code of Administrative Procedures”, the Competition Commission,

DECIDED:

1. To start the procedure for in-depth investigation of undertakings holding significant market power into the Hydrocarbures Market.
2. The Secretary General of the Competition Authority is in charge with the implementation of the in-depth investigation proceeding.

This decision enters into effect immediately.

This decision was proclaimed in Tirana, today, on 11.03.2008.

THE COMPETITION COMMISSION

Lush Përpali
(_____)
Deputy Chairman

Servete Gruda
(_____)
Member

Koço Broka
(_____)
Member

Lindita Milo (Lati)
CHAIRWOMAN