



REPUBLIC OF ALBANIA
ELECTRONIC AND POSTAL COMMUNICATIONS AUTHORITY
MANAGING COUNCIL

No. _____ Prot.,

Tirana, __.__.2025

DECISION

No. 20, dated 03.11.2025

On

“Designation of the enterprise One Albania Sh.a. as having Significant Market Power (SMP), the imposition of regulatory measures for the termination service, the removal of SMP status, as well as regulatory measures in the market for the transit of calls in the fixed network.”

The Board of Directors (BD) of the Authority of Electronic and Postal Communications (AKEP), with the participation of:

Mr. Gentian Sala, Chairman
Ms. Edlira Dvorani, Member
Mr. Lorenc Bako, Member
Mr. Bleron Dokle, Member
Mr. Armer Juka, Member

and Secretary Ms. Xhilda Hoxha, in the meeting held on 03.11.2025, in accordance with the procedure established by Law No. 54/2024 “On Electronic Communications in the Republic of Albania,” the Internal Rules of Procedure of the AKEP Board of Directors, approved by Decision No. 7, dated 16.2.2017, as well as Law No. 8480, dated 27.05.1999 “On the Functioning of Collegial Bodies of State Administration and Public Entities,” examined the matter with the objective:

“Designation of the enterprise One Albania Sh.a. as having Significant Market Power and the imposition of regulatory measures for the termination service, the removal of SMP status, as well as regulatory measures in the market for the transit of calls in the fixed network.”

LEGAL BASIS:

1. Articles 87 and following of Chapter XIII “Market Analysis and Significant Market Power,” Chapter XIV, “Obligations for Access to Enterprises with Significant Market Power,” of Law No. 54/2024 “On Electronic Communications in the Republic of Albania”;
2. Law No. 44/2015, “Code of Administrative Procedures in the Republic of Albania” (Law No. 44/2015);

3. Regulation No. 9, dated 17.07.2009 “On Market Analysis,” as amended;
4. Regulation on Public Consultation Procedures, approved by the decision of the AKEP Board of Directors No. 21, dated 07.12.2021;
5. Decision No. 11, dated 27.08.2025, “On the approval for public consultation of the document: Market Analysis of Fixed Telephony: wholesale markets for call termination and transit in public fixed telephone networks – Public Consultation.”

THE MANAGING COUNCIL:

From the examination of the submitted materials consisting of:

1. The drafted and reasoned draft decision;
2. The accompanying report of the draft decision;
3. The document: “Market Analysis of Fixed Telephony: wholesale markets for call termination and transit in public fixed telephone networks from fixed locations – Final Document,” which includes Annex 2: comments from stakeholders during public consultation and AKEP’s response to the comments;

as well as from discussions during the meeting on the matter, and with reference to the above-mentioned legal basis,

FINDS:

The document “Market Analysis of Fixed Telephony: wholesale markets for call termination and transit in public fixed telephone networks – Final Document” reflects the work of the Regulatory and Market Oversight Directorate, and contains Annex 2, which includes comments from stakeholders during the public consultation and AKEP’s responses to these comments.

1. The document “Market Analysis of Fixed Telephony: wholesale markets for call termination and transit in public fixed telephone networks from fixed locations – Final Document”:
 - a. Was prepared following the public consultation carried out over a 45-day period, from 28.08.2025 to 12.10.2025, and contains the comments from stakeholders and AKEP’s position on the comments (Annex 2 of the document);
 - b. From the perspective of procedural compliance, it is in accordance with the procedure established in Law No. 54/2024 and Regulation No. 9/2009 on Market Analysis;
 - c. From the perspective of legality, it complies with the legal provisions established for market analysis in Articles 87 et seq. of Chapter XIII, “Market Analysis and Significant Market Power,” Chapter XIV, “Obligations for Access to Enterprises with Significant Market Power,” of Law No. 54/2024 “On Electronic Communications in the Republic of Albania,” as well as the list of markets specified in Regulation No. 9, dated 17.07.2009 “On Market Analysis,” as amended, including the detailed definitions of the relevant markets, criteria for determining Significant Market Power (SMP), and the obligations provided for SMP operators;

- d. It has taken into account the recommendations and directives of the European Commission and the best regulatory practices in European Union countries, the principles of competition law, and the current market conditions in Albania;
- e. It defines the relevant markets and analyzes competition within these markets, and assesses the Significant Market Power (SMP) in the wholesale markets for call termination and transit in public fixed telephone networks from fixed locations analyzed.
- f. The conclusion that the enterprise One Albania sh.a. meets the criteria for Significant Market Power (SMP) in the market for call termination in individual fixed networks, including the reasoning for the regulatory measures for the enterprise assessed with SMP, as well as the scheme for reducing fixed termination rates in the individual networks of the service providers, the glide path (FTR).
- g. The conclusion for the full de-regulation of the wholesale market for call transit in public fixed telephone networks, as well as the withdrawal of regulatory obligations for the enterprise One Albania sh.a. in this market within a reasonable timeframe.
- h. The establishment, modification, maintenance, and removal of SMP obligations are in accordance with the provisions of Article 92, Chapter XIV “Obligations for Access to Enterprises with Significant Market Power,” with point 5 of Article 3 of the Regulation, and with the regulatory objectives of AKEP as defined in Article 5 of Law No. 54/2024.

FOR THESE REASONS:

Pursuant to points 1 of Articles 14 and 15 of Law No. 54/2024 “On Electronic Communications in the Republic of Albania,” based on the assessment of the position in the relevant markets of the enterprise One Albania sh.a., according to the document “Market Analysis of Fixed Telephony: wholesale markets for call termination and transit in public fixed telephone networks – Final Document,” the Board of Directors of AKEP.

DECIDES:

1. Based on the document “Market Analysis of Fixed Telephony: wholesale markets for call termination and transit in public fixed telephone networks – Final Document,” approved by VKD No. 19, dated 03.11.2025, to determine:
 - 1.1 One Albania sh.a. as an enterprise with Significant Market Power (SMP) in the wholesale market for call termination in the public fixed telephone network.*
 - 1.2 Full de-regulation of the wholesale market for call transit in fixed telephone networks, removal of SMP status, and withdrawal of regulatory obligations for the enterprise One Albania sh.a.*
2. The geographic area with SMP status in the wholesale market for call termination in the public fixed telephone network is national, i.e., the territory of the Republic of Albania, and the full scope of products/services in the relevant market is according to the provisions of the Market Analysis Document approved by VKD No. 19, dated 03.11.2025.

3. The enterprise One Albania sh.a., designated as having SMP in the wholesale market for call termination in the public fixed telephone network, is obliged to comply with the relevant obligations as follows, but not limited to:

- 3.1 Transparency obligation (Article 93);
- 3.2 Non-discrimination obligation (Article 95);
- 3.3 Obligation for access to and use of specific network elements and associated facilities (Article 98);
- 3.4 Termination tariffs (Article 100).

4. The above obligations in point 3 include, among others:

4.1 Non-Discrimination Obligation

- a. One Albania sh.a. is required to apply equal conditions to other operators providing equivalent services and to offer them services and information of the same quality as it provides to its own services, subsidiaries, or partners.
- b. One Albania sh.a. must publish the Reference Offer for Access and Interconnection (RAIO) and make updates according to the provisions of the Market Analysis document.

4.2 Access Agreements

- a. One Albania sh.a. is required to provide an offer for network access no later than 15 days from receiving the access request. Written agreements must be filed with AKEP within 15 days and made available for inspection by entities requesting access.
- b. One Albania sh.a., in publishing the Reference Offer, must include Key Performance Indicators (KPIs) and service levels (SLAs).

4.3 Transparency Obligation

One Albania sh.a. is required to publish information regarding:

- a. Financial data;
- b. Technical specifications and network characteristics;
- c. Terms and conditions of use;
- d. Tariffs, including possible discounts.

4.4 Obligation for Access and Interconnection and Shared Use of Network Facilities For call termination in the fixed network, One Albania sh.a. must:

- a. Provide third parties access to specific network elements and/or facilities, allowing, among other things, carrier selection and/or pre-selection and/or resale of the subscriber line;
- b. Not withdraw access to facilities once granted;
- c. Negotiate in good faith with entities requesting access;

- d. Provide open access to technical interfaces, protocols, or other relevant technologies necessary for service interoperability or virtual network services;
- e. Offer co-location or other forms of shared use, including buildings, cable ducts, poles, and towers;
- f. Create the necessary conditions to ensure end-to-end service interoperability, including facilities for intelligent network services;
- g. Provide access to functional support systems or similar IT systems (software) required to ensure fair competition in service provision;
- h. Interconnect networks or network facilities.

The above obligations refer only to enabling the termination of national calls in the One Albania fixed network and are enforceable according to the technical and economic capabilities of One Albania sh.a.

4.5 Obligation to Regulate the Termination Tariff in the Fixed Network

One Albania sh.a. must apply the reduction of the termination service tariff in the public fixed telephone network of One Albania according to the table (glide-path):

Table: Reduction of Interconnection Tariffs in the One Albania Fixed Network

	Currently	01.03.2026	01.09.2026	01.03.2027
One Albania (Local/Single)	0.7	0.3	0.15	0.07

Note: Tariffs are in Lek without VAT.

5. One Albania Sh.a., as an undertaking with Significant Market Power (SMP), is subject to the obligations set by AKEP under Article 92 of Law No. 54/2024, the Access and Interconnection Regulation, and the detailed descriptions above, including: providing an access offer to the applicant within the deadlines; submitting related agreements (MI) to AKEP on time; publishing and updating the Reference Interconnection Offer (RIO); publishing Service Level Agreements (SLA) and Key Performance Indicators (KPI) for interconnection; and regulating the termination tariffs in the fixed network according to the reduction scheme above.
6. One Albania Sh.a., regarding the SMP status for the transit of calls in the public fixed telephone network, in reference to point 1 (1.2) above, shall have its SMP status and regulatory obligations, established by Decision No. 22, dated 30.03.2018, on “Determining One Albania Sh.a. (formerly Albtelecom Sh.a.) as an undertaking with Significant Market Power and imposing regulatory obligations for termination and transit services in the public fixed telephone network,” **removed**. The effective date for implementation shall not be earlier than six months from the adoption of this decision.
7. The validity of the SMP status in the relevant markets for One Albania shall remain in effect until a new decision is issued by AKEP based on a market analysis conducted in accordance with Law 54/2024.

8. The document “Fixed Telephony Market Analysis: Wholesale Markets for Call Termination and Transit in Public Fixed Telephone Networks – Final Document” is attached to this decision and forms an integral part thereof.
9. Decision No. 22, dated 30.03.2018, on “Determining One Albania Sh.a. (formerly Albtelecom Sh.a.) as an undertaking with Significant Market Power and imposing regulatory obligations for termination and transit services in the public fixed telephone network,” is hereby repealed.
10. This decision shall be published on AKEP’s website: www.akep.al

This decision enters into force on the date of its adoption.

Chairman	Member	Member	Member	Member
Gentian Sala	Edlira Dvorani	Lorenc Bako	Bleron Dokle	Armer Juka