



REPUBLIC OF ALBANIA
ELECTRONIC AND POSTAL COMMUNICATIONS AUTHORITY
MANAGING COUNCIL

No. _____ Prot.,

Tirana, on __.__.2025

DECISION

No. 21, dated 03.11.2025

On

“The determination of undertakings with Significant Market Power for call termination in their individual public fixed telephone networks and the imposition of regulatory measures”

The Managing Council (MC) of the Authority of Electronic and Postal Communications (AEPC), 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, pursuant to the procedure defined in Law no. 54/2024 “On electronic communications in the Republic of Albania”, the Internal Regulation on the Functioning of the Managing Council of AEPC, 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”, reviewed the matter concerning:

“The determination of undertakings with Significant Market Power for call termination in their individual public fixed telephone networks and the imposition of regulatory measures”

LEGAL BASIS:

Operators declared with FNT for call termination in their networks are listed in Annex 1 of this Decision. The obligations are the same for other active operators who will provide fixed telephony services for national call termination. Due to the very nature of the termination service, AKEP will consider with FNT any new entry into the fixed telephony market, regardless of whether or not it is currently included in the relevant list in Annex 1. All obligations regarding FNT will be considered for every active operator providing termination services on their network.

1. Articles 87 and the following of Chapter XIII, “Market Analysis and Significant Market Power”, and Chapter XIV, “Obligations for access imposed on undertakings 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 Decision no. 21, dated 7.12.2021, of the Managing Council of AEPC;
5. Decision no. 11, dated 27.08.2025, “Approval for public consultation of the document: Market analysis of fixed telephony – wholesale markets for call termination and call transit in public fixed telephone networks – Public Consultation”.

THE MANAGING COUNCIL:

After reviewing the written documentation composed as follows:

1. The formatted 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 call transit in public fixed telephone networks from fixed locations – Final Document”, which includes as Annex 2 the comments received during the public consultation from interested parties and AEPC’s position regarding these comments;

and after discussions held during the meeting on this matter, and referring to the above-mentioned legal basis,

FINDS:

1. The document “Market analysis of fixed telephony: wholesale markets for call termination and call transit in public fixed telephone networks – Final Document” reflects the work of the Directorate of Regulation and Market Supervision, and includes as Annex 2 the comments received during the public consultation from interested parties, as well as AEPC’s position on those comments.
2. The document “Market analysis of fixed telephony: wholesale markets for call termination and call transit in public fixed telephone networks from fixed locations – Final Document”:
 - a. Has been prepared following the completion of the 45-day public consultation period (from 28.08.2025 to 12.10.2025), and includes the comments of interested parties and AEPC’s responses (Annex 2 of the document);
 - b. From a procedural standpoint, is in compliance with the procedure defined in Law no. 54/2024 and in Regulation no. 9/2009 “On Market Analysis”;
 - c. From a legal standpoint, is in conformity with the legal provisions established for market analysis in Articles 87 and the following of Chapter XIII, “Market Analysis and Significant Market Power”, and Chapter XIV, “Obligations for access imposed on undertakings with Significant Market Power”, of Law no. 54/2024 “On Electronic Communications in the Republic of Albania”, as well as the list of markets defined in Regulation no. 9, dated 17.07.2009 “*On Market Analysis*”, as

amended, including the detailed definition of the relevant markets, the criteria for determining Significant Market Power (SMP), and the obligations prescribed for undertakings with SMP;

- d. Has taken into consideration the recommendations and directives of the European Commission and best regulatory practices in the Member States of the European Union, the principles of competition law, and the current market conditions in Albania;
- e. The definition of relevant markets and the analysis of competition within those markets, as well as the assessment of Significant Market Power (SMP) in the wholesale markets for call termination and call transit in public fixed telephone networks from fixed locations;
- f. The conclusion that One Albania sh.a. meets the criteria for having SMP in the market for call termination in individual fixed networks, including the rationale for the regulatory measures applicable to undertakings assessed as having SMP, as well as the scheme for the gradual reduction of fixed termination rates (FTR) in the individual networks of service providers (the glide path);
- g. The conclusion for the full deregulation of the wholesale market for call transit in public fixed telephone networks from fixed locations, as well as the withdrawal of regulatory measures for One Albania sh.a. in this market within a reasonable time frame.
- h. The imposition, modification, maintenance, and removal of SMP obligations is in accordance with the provisions of Article 92, Chapter XIV, "Obligations for access imposed on undertakings with Significant Market Power", paragraph 5 of Article 3 of the Regulation, and with AEPC's regulatory objectives 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 market position of the undertaking One Albania sh.a. in the relevant markets, according to the document "Market analysis of fixed telephony: wholesale markets for call termination and call transit in public fixed telephone networks – Final Document", the Managing Council of (AKEP).

DECIDES:

1. Based on the document "Market analysis of fixed telephony: wholesale markets for call termination and call transit in public fixed telephone networks – Final Document", approved by Decision no. 19, dated 03.11.2025, to determine:
 - **The undertakings listed in Annex 1 as undertakings with Significant Market Power (SMP) in the wholesale market for call termination in their individual public fixed telephone networks.**
2. The geographic area with SMP status in the wholesale market for call termination in the public fixed telephone network shall be defined as the area covered by the public fixed telephony service through the undertaking's network, and the full scope of

products/services of the relevant market shall be as defined in the Market Analysis Document approved by Decision no. 19, dated 03.11.2025.

3. The undertaking designated as having Significant Market Power (SMP) in the wholesale market for call termination in the public fixed telephone network shall be required to implement the corresponding obligations as set out below, but not limited to:

- 3.1 Obligation of Transparency (Article 93);

- 3.2 Obligation of Non-Discrimination (Article 95);

- 3.3 Obligation to provide Access to and use of specific network elements and associated facilities (Article 98);

- 3.4 Termination Rate (Article 100).

4. The above-mentioned obligations in point 3 shall include, inter alia:

4.1 Obligation of Non-Discrimination

- a. The undertaking designated as having SMP in the wholesale market for call termination in its own public fixed telephone network shall apply equivalent conditions in equivalent circumstances to other undertakings providing equivalent services and shall provide other undertakings with services and information under the same conditions and of the same quality as those provided for its own services, subsidiaries, or partners.

- b. The undertaking designated as having SMP is prohibited from applying different termination rates for incoming national calls to its network for different originating national operators (fixed or mobile), under equivalent conditions and circumstances.

4.2 Obligation of Transparency

The transparency obligation includes the publication by the undertaking of the termination rate applied in its network, as well as the address of the interconnection point with that network.

4.3 Obligation to provide Access and Interconnection, and Shared Use of Network Facilities

For the purpose of call termination in the fixed network, the undertaking shall:

- a) Offer third parties access to specific network elements and/or associated facilities, allowing, inter alia, carrier selection and/or pre-selection and/or subscriber line resale offers;
- 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 essential 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) Ensure the necessary conditions for end-to-end service interoperability, including facilities for intelligent network services;
- g) Provide access to operational support systems or equivalent software systems necessary to ensure fair competition in the provision of services;
- h) Interconnect networks or network facilities.

The above obligations apply solely to the facilitation of national call termination in the fixed network and shall be implemented in accordance with the technical and economic capabilities of the undertaking.

4.4 Obligation for Regulation of the Fixed Call Termination Rate, The undertaking shall implement the reduction of the termination service rate in the public fixed telephone network according to the following table (*glide path*):

Table: Reduction of Interconnection Rates in the Fixed Networks of Alternative Operators

Local/Single Transit	Currently	01.03.2026	01.09.2026	01.03.2027
	0.7	0.3	0.15	0.07

Note: Rates are in Albanian Lek (ALL), excluding VAT.

5. The undertaking designated as having Significant Market Power (SMP) shall also comply with any additional obligations and specifications established by AEPC, as required by market conditions, in relation to its SMP status in the respective markets.

6. The above obligations shall equally apply to any other active undertaking that provides fixed telephony services for the termination of national calls. Given the inherent nature of the termination service, AEPC shall consider as having SMP any new entrant in the fixed telephony market, regardless of whether or not it is included at this stage in the respective list in Annex 1. The termination service is and remains a monopoly within the network of the service provider. All SMP-related obligations shall therefore be deemed applicable to any active undertaking providing call termination services within its own network.

7. The validity period of the SMP status of the undertaking in the respective markets shall remain in effect until the issuance of another decision by AEPC, based on a market analysis conducted pursuant to Law no. 54/2024.

8. The document “Market analysis of fixed telephony: wholesale markets for call termination and call transit in public fixed telephone networks - Final Document” is attached to this Decision and forms an integral part thereof.

9. Decision no. 24, dated 30.03.2018, “Determination of undertakings with Significant Market Power for call termination in their individual public fixed telephone networks and the imposition of regulatory measures”, is hereby repealed.

10. This Decision shall be published on the official website of AKEP: www.akep.al .

This Decision enters into force on the date of its approval.

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

Annex 1. List of fixed public telephone network operators with FNT status in call termination

The table below presents the list of operators that provide fixed public networks and are equipped with fixed geographic numbering for subscribers, updated as of 10.06.2025. The list of OA3 operators that provide fixed telephony services.

Nr.	“Alternative Operator”
1	Vodafone Albania sh.a (f)
2	Abissnet sh.a.
3	Albon sh.p.k
4	Asc sh.a
5	Digicom sh.p.k
6	Ej & Bi sh.p.k
7	Mobix telecom sh.p.k
8	Enet sh.p.k
9	FBD sh.p.k
10	Info Telecom sh.p.k
11	Mc Networking sh.p.k
12	Metis Communications sh.p.k
13	Mobitel Communications sh.p.k
14	Neofone sh.a
15	Nisatel sh.p.k
16	One Albania sh.a (f)
17	Pegasus Communications sh.p.k
18	Professional Technologies sh.p.k
19	Sabatel sh.p.k
20	Safecomm sh.p.k
21	Selcom sh.p.k
22	Sintel sh.p.k
23	Tele.Co&Constractions sh.p.k
24	VoipAlbano sh.p.k
25	Telekom-Ko sh.p.k
26	Tibo Communications sh.p.k
27	Ultranet sh.p.k
28	Voskopi sh.p.
29	Albanian Fiber Telecommunications” sh.p.k

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¹ 3. The obligations are the same for any other active operator that will provide fixed telephony services for national call termination. Due to the nature of the termination service itself, AKEP will consider as SMP any new entrant in the fixed telephony market, regardless of whether or not it is currently included in the corresponding list in Annex 1. All SMP obligations will apply to any active operator providing termination services in its own network.