



REPUBLIC OF ALBANIA
ELECTRONIC AND POSTAL COMMUNICATIONS AUTHORITY
MANAGING COUNCIL

No. _____ Prot.,

Tirana, on __. __. 2025

DECISION

No. 27, dated 14.11.2025

ON

**THE APPROVAL FOR PUBLIC CONSULTATION OF THE DOCUMENT:
“MARKET ANALYSIS REGULATION”**

The Steering Council (SC) of the Electronic and Postal Communications Authority (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 14 November 2025, pursuant to the procedures set out in Law No. 54/2024 “On electronic communications in the Republic of Albania,” and the Internal Regulation “On the Functioning of the Steering Council of the Electronic and Postal Communications Authority,” approved by Decision No. 7, dated 16.02.2017 of the AKEP Steering Council, as well as Law No. 8480, dated 27.05.1999 “On the functioning of collegial bodies of state administration and public entities,” upon the proposal of the Directorate of Markets and Regulatory Measures, reviewed the matter concerning:

“Approval for Public Consultation of the Document – ‘Market Analysis Regulation’”

LEGAL BASIS:

1. In implementation of Articles 12, 13, 44 and 89 (point 1), as well as in accordance with the provisions of Chapters XIII, XIV and XV of Law No. 54/2024 “On electronic communications in the Republic of Albania”;
2. Law No. 44/2015, “Code of Administrative Procedures of the Republic of Albania”;
3. Regulation on Public Consultation Procedures, approved by Decision No. 21, dated 7.12.2021 of the AKEP Steering Council.

THE MANAGING COUNCIL:

Based on the review of the written material composed of:

1. Document: Draft “Market Analysis Regulation”;
2. The formatted and reasoned draft decision;
3. The accompanying explanatory report of the draft decision;

as well as the discussions held during the meeting and referring to the above-mentioned legal basis,

FINDS:

1. AKEP, in implementation of the current legal framework for electronic communications, considers it necessary to prepare the document “Market Analysis Regulation,” adapting it to the requirements and principles of Law No. 54/2024, with the aim of ensuring compliance, transparency, and regulatory effectiveness in the electronic communications market. The regulation has been prepared in accordance with the changes introduced by the new law and the need to create a more predictable environment for market operators.
2. The document for public consultation aims to address the rules impacting the development of the electronic communications sector, with the objective of creating a competitive and protected environment for all market actors. The regulation contains detailed procedures for the assessment of markets and significant market power, ensuring fair and transparent oversight by AKEP, as well as mechanisms for public consultation, approval of regulatory measures, review, and monitoring of markets, in accordance with national legislation and international commitments.
3. The document defines the list of markets subject to ex-ante intervention and the procedures for identifying them, in line with Law No. 54/2024. It includes provisions on the obligations of operators with significant market power, corresponding regulatory measures, and ex-ante intervention mechanisms, aimed at fostering a more competitive market and protecting the interests of end-users.
4. The document for public consultation, “Guideline on the process of market analysis, market definition and assessment of significant market power (SMP) in the electronic communications sector,” has been prepared with reference to Law No. 54/2024 and in accordance with the European Commission’s Market Analysis Guidelines. This guideline will serve as a methodological reference for all analysis processes carried out by AKEP.
5. In reference to Article 44 of Law No. 54/2024 “On electronic communications in the Republic of Albania” and in accordance with the “Regulation on Public Consultation Procedures,” approved by Decision No. 21, dated 7.12.2021 of the AKEP Steering Council, AKEP deems it reasonable to publish for public consultation the administrative draft act “Market Analysis Regulation.” The publication of this document represents an important step toward involving all interested stakeholders and ensuring that the new regulation reflects the actual needs of market oversight.
6. After the completion of the public consultation process with interested parties and the inclusion of comments and contributions received during this process, AKEP will proceed

with the decision-making for the approval of the final regulatory act “Market Analysis Regulation.”

FOR THESE REASONS:

Pursuant to point 1 of Articles 14 and 15 of Law No. 54/2024 “On electronic communications in the Republic of Albania,” the AKEP Steering Council;

DECIDES:

1. To approve the publication for Public Consultation of the document “Market Analysis Regulation,” as per the attached document.
2. The Public Consultation procedure shall be conducted for a period of 30 days from the date of publication of the document on AKEP’s website.
3. This Decision and the Public Consultation Document “Market Analysis Regulation” shall be published on AKEP’s website: www.akep.al.
4. The Directorate of Regulation and Market Supervision is tasked with following and implementing this decision.

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