



REPUBLIKA E SHQIPËRISË
ELECTRONIC AND POSTAL COMMUNICATIONS AUTHORITY
STEERING COUNCIL

No. _____ prot.

Tirana, __.__.2026

DECISION

No.7, dated 13.03.2026

ON

“APPROVAL OF THE DOCUMENT: ‘MARKET ANALYSIS REGULATION’”

The Steering Council (SC) of the Electronic and Postal Communications Authority (AKEP), composed of:

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

and with the Secretary, Ms. Dania Nallbani, in the meeting held on 13 March 2026, in accordance with the procedure established by 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 Steering Council Decision No. 7, dated 16.02.2017, as amended, reviewed the matter with the following subject:

- “Approval of the document ‘Market Analysis Regulation’”

LEGAL BASIS:

1. Point 1 of Article 89, as well as the provisions of Chapters XIII, XIV, and XV of Law no. 54/2024, “On Electronic Communications in the Republic of Albania”;
2. Regulation on Public Consultation Procedures, approved by Steering Council Decision No. 21, dated 07.12.2021.

THE STEERING COUNCIL:

After reviewing the written materials consisting of:

1. Final document “Draft Market Analysis Regulation”;
2. Comments from interested parties and AKEP’s positions;
3. Formatted and reasoned draft decision;
4. Explanatory report accompanying the draft decision;

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

NOTES:

1. The Steering Council of AKEP, by Decision No. 27, dated 14.11.2025, has approved for public consultation the document “Draft Regulation ‘On Market Analysis’.”
2. The public consultation process for the document, together with Annex I, lasted 30 days, from 17.11.2025 to 16.12.2025. At the conclusion of the process, AKEP received comments from interested parties, specifically:
 - By letter no. 1030, dated 26.11.2025, comments from the Competition Authority (CA); and
 - By letter no. 2499, dated 16.12.2025, comments from the enterprise “One Albania” sh.a.
3. After reviewing and evaluating the received comments, AKEP finds that these comments do not require changes to the Draft Regulation “Market Analysis Regulation”, and the final document is approved maintaining the content, structure, and methodology of the version consulted with the interested parties.
4. The document “Draft Regulation ‘Market Analysis Regulation’” is approved by AKEP based on the provisions of Law no. 54/2024 “On Electronic Communications in the Republic of Albania”, specifically:
 - Article 89, point 1, which grants AKEP the competence to carry out market analysis and approve the corresponding regulatory acts;
 - Articles 87, 88, 90, and 92, which regulate the definition of relevant markets, assessment of Significant Market Power (SMP), and the imposition, modification, or removal of regulatory obligations;
 - Law no. 9121, dated 28.07.2003 “On Competition Protection”, as amended;
 - European Commission Recommendation (EU) 2020/2245 on relevant markets susceptible to ex-ante regulation;
 - European Commission Guidelines for market analysis and SMP assessment (C/2018/2374), as well as BEREC best practices.
5. The final AKEP document, “Draft Regulation ‘Market Analysis Regulation’”, contains:
 - Detailed procedures for market and SMP assessment, ensuring fair and transparent supervision by AKEP;
 - Mechanisms for public consultation, approval of regulatory measures, market review, and monitoring, in line with national legislation and international commitments;
 - A list of markets subject to ex-ante interventions and procedures for their identification, in accordance with Law no. 54/2024;
 - Provisions on obligations of operators with SMP, corresponding regulatory measures, and ex-ante intervention mechanisms, aiming at a more competitive market and protection of end-user interests;
 - Annex I, containing “Guidelines for the process of market analysis, market identification, and SMP assessment in the electronic communications sector”, prepared in reference to Law no. 54/2024 and the European Commission Guidelines on market analysis. This guideline serves as a methodological reference for all analysis processes conducted by AKEP;
 - Compliance with Chapters XIII, XIV, and XV of Law no. 54/2024 regarding legality.

FOR THESE REASONS:

In accordance with point 1 of Article 14 and point 1 of Article 15 of Law no. 54/2024 “On Electronic Communications in the Republic of Albania”, the Steering Council of AKEP

DECIDED:

1. To approve the document “Market Analysis Regulation” as attached;
2. This Decision and the document “Market Analysis Regulation” shall be published on AKEP’s website, www.akep.al;
3. Regulation no. 9, dated 17.07.2009 “On Market Analysis”, approved by Steering Council Decision no. 747, dated 17.07.2009, as amended, is repealed;
4. The Regulatory and Market Supervision Directorate is tasked with monitoring and implementing this decision.

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

Chairman

Member

Member

Member

Member

Gentian Sala

Armer Juka

Bleron Dokle

Edlira Dvorani

Lorenc Bako