REPUBLIKA E SHQIPËRISË

ELECTRONIC AND POSTAL COMMUNICATIONS AUTHORITY
STEERING COUNCIL

No. _____ Prot. Tirana, ____2026

DECISION

No. 24, dated 29.10.2026

ON

THE EXTENSION OF THE VALIDITY PERIOD OF THE INDIVIDUAL AUTHORISATION GRANTED TO "VODAFONE ALBANIA" SH.A. FOR THE USE OF FREQUENCIES IN THE 2100 MHz BAND (SPECTRUM AMOUNT OF 2 × 5 MHz (FDD))

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

Z.	**Gentian Sala**	**Chairman**
Znj.	**Edlira Dvorani**	**Member**
Z.	**Armer Juka**	**Member**
Z.	**Bleron Dokle**	**Member**
Znj.	**Diana Dervishi**	**Member**

and Ms. Dania Nallbani, acting as Secretary, at its meeting held on 29.10.2026, in accordance with the procedure established by Law No. 54/2024 "On Electronic Communications in the Republic of Albania", Law No. 8480, dated 27.05.1999, "On the Functioning of Collegial Bodies of State Administration and Public Entities", and the Internal Regulation on the Organisation and Functioning of the Electronic and Postal Communications Authority (AKEP), approved by AKEP Steering Council Decision No. 11, dated 31.03.2026, upon the proposal of the Directorate of Administration and Management of Scarce Resources, examined the matter concerning:

- The extension of the validity period of the Individual Authorization granted to "Vodafone Albania" sh.a. for the use of frequencies in the 2100 MHz band (spectrum amount of 2 × 5 MHz (FDD)).

LEGAL BASIS:

1. Articles 67 and 68 of Law No. 44/2015, "Code of Administrative Procedures of the Republic of Albania";

2. Point 2, Chapter IV, of Council of Ministers Decision No. 496, dated 22.07.2014, "On the Approval of the Rules and Procedures for the Renewal of Individual Authorizations for the Use of Frequencies Assigned through Competitive Procedures".

THE STEERING COUNCIL:

Having examined the documentary file consisting of:

1. The duly prepared and reasoned Draft Decision;
2. The Explanatory Report accompanying the Draft Decision;

and taking into consideration the discussions held during the meeting concerning the matter, as well as the above-mentioned legal basis,

NOTES THAT:

1. By Decision No. 4, dated 25.05.2023, the AKEP Steering Council approved "The Granting of Individual Authorizations to Vodafone Albania sh.a. for the Use of Frequencies in the 900 MHz, 1800 MHz and 2100 MHz Bands, Following Their Redistribution, with the Aim of Ensuring the Efficient Use of These Frequencies", as amended by Decision No. 11, dated 12.10.2023. Pursuant to this Decision, the undertaking "Vodafone Albania" sh.a. holds an Individual Authorization for the use of frequencies in the 2100 MHz band, covering the spectrum amount subject to this assessment, with a validity period expiring on 30.10.2026.

2. By letter Ref. No. LEA/053/LR, dated 29.06.2026, the undertaking "Vodafone Albania" sh.a. submitted to AKEP its "Preliminary Expression of Interest in Participating in the 2100 MHz Band Auction and Renewing the 2 × 5 MHz Spectrum Expiring in October 2026". Subsequently, by letter Ref. No. CEO/033/LR, dated 31.07.2026, registered with AKEP under No. 1689 Prot., dated 31.07.2026, the undertaking "Vodafone Albania" sh.a. submitted an "Application for the Renewal of Spectrum Usage Rights in the 2100 MHz Band (Spectrum Amount of 2 × 5 MHz, FDD)". The application was accompanied by detailed information on compliance with the conditions for the use of the 2100 MHz frequency band under the Individual Authorization and in accordance with the General Authorization, as well as a proposal concerning the minimum reference price for the renewal of the authorization.

3. Pursuant to Articles 69 and 70 of Law No. 54/2024 "On Electronic Communications in the Republic of Albania", Article 191(8) of Law No. 54/2024, which provides that: "The secondary legislation adopted pursuant to Law No. 9918, dated 19.05.2008, 'On Electronic Communications in the Republic of Albania', as amended, shall remain in force after the entry into force of this Law, insofar as it does not conflict with its provisions, until the adoption of secondary legislation implementing this Law", and

Council of Ministers Decision No. 496, dated 22.07.2014, "On the Approval of the Rules and Procedures for the Renewal of Individual Authorizations for the Use of Frequencies Assigned through Competitive Procedures", the Chairman of AKEP issued Order No. 184, dated 16.09.2026, "On the Establishment of the Working Group for the Assessment of Compliance by the Undertaking 'Vodafone Albania' sh.a. with All Conditions for the Use of Frequencies in the 2100 MHz Band, for a Spectrum Amount of 2 × 5 MHz (FDD)".

4. In implementation of Order No. 184, dated 16.09.2026, the Working Group, in accordance with the procedure established in Chapter II of Council of Ministers Decision No. 496/2014, and based on the information and documentation collected for this purpose, assessed compliance with all conditions for the use of frequencies in the 2100 MHz band under the Individual Authorization and the General Authorization, as well as the conditions and elements specified in Council of Ministers Decision No. 496/2014.At the conclusion of this process, the Working Group prepared the Summary Assessment Report on Compliance by the Undertaking "Vodafone Albania" sh.a. with All Conditions for the Use of Frequencies in the 2100 MHz Band (2 × 5 MHz, FDD), accompanied by a proposal concerning the minimum reference price for the renewal of the Individual Authorization.

5. The Working Group prepared the Summary Assessment Report on Compliance by the Undertaking "Vodafone Albania" sh.a. with All Conditions for the Use of Frequencies in the 2100 MHz Band, accompanied by a proposal concerning the minimum reference price for the renewal of the Individual Authorization (registered under No. 1689/2 Prot., dated 23.09.2026).

6. In accordance with Articles 67 and 68 of the Code of Administrative Procedures and pursuant to Point 2 of Chapter IV of the above-mentioned Council of Ministers Decision No. 496/2014, AKEP is empowered to extend the validity period of the frequency usage rights held by the undertaking "Vodafone Albania" sh.a., taking into consideration that:

- Failure to take certain measures would cause irreparable harm to the public interest and to the legitimate rights and interests of the parties, in the context of the full achievement of the regulatory objectives set out in Article 12 of Law No. 54/2024;
- The prerequisites established by Law No. 44/2015 for the discretionary exercise of public authority are met, allowing the adoption of an interim decision extending the validity period of the Individual Authorization held by the undertaking "Vodafone Albania" sh.a. until the completion of the negotiation procedure.

7. Article 67 of Law No. 44/2015, entitled "Interim Decisions", is applicable at all stages of an administrative procedure, and the decision whether or not to adopt such a measure falls entirely within the discretion of the competent public authority. Furthermore, Council of Ministers Decision No. 496, dated 22.07.2014, "On the Approval of the Rules and Procedures for the Renewal of Individual Authorisations

for the Use of Frequencies Assigned through Competitive Procedures", expressly recognises, in Chapter IV, AKEP's authority to adopt interim decisions under the conditions and circumstances provided for therein.

FOR THESE REASONS:

Pursuant to Article 14(1) and Article 15(1) of Law No. 54/2024 "On Electronic Communications in the Republic of Albania", and Law No. 8480, dated 27.05.1999, "On the Functioning of Collegial Bodies of State Administration and Public Entities", the AKEP Steering Council,

DECIDES:

1. To approve the extension of the validity period of the Individual Authorization granted to the undertaking "Vodafone Albania" sh.a. for the use of frequencies in the 2100 MHz band (spectrum amount of 2 × 5 MHz (FDD)), approved by Steering Council Decision No. 4, dated 25.05.2023, as amended, until receipt of the official notification from the Ministry of Infrastructure and Energy confirming the completion of the negotiation procedure with the undertaking "Vodafone Albania" sh.a.

2. To notify the Ministry of Infrastructure and Energy and the undertaking "Vodafone Albania" sh.a. of this Decision.

3. This Decision shall be published on the official website of AKEP.

This Decision shall enter into force immediately.

Chairman	Member	Member	Member	Member
Gentian Sala	**Edlira Dvorani**	**Armer Juka**	**Bleron Dokle**	**Diana Dervishi**