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Focus on Merger Control in the Balkans

Kosovo



A new Competition Act entered into force in Kosovo in summer 2022. The most important change introduced by the new Competition Act is the change of the merger control threshold. A concentration that involves parties that in aggregate achieve worldwide turnover of EUR 20 million and with at least one party achieving EUR 1 million turnover in the Kosovan market now triggers a filing obligation in Kosovo. The local presence of a party to the concentration is no longer an element of the merger control thresholds.

There was no change in the second, local merger control threshold. Namely, a concentration that involves at least two transaction parties achieving a turnover of EUR 3 million in the Kosovan market triggers a filing obligation in Kosovo.

Merger control thresholds in Kosovo based on the new Competition Act

Threshold 1

EUR 20 million: *Aggregate worldwide turnover of the transaction parties*

AND

EUR 1 million: *Kosovan turnover of at least one party*

OR

Threshold 2

EUR 3 million: *Kosovan turnover of at least two transaction parties.*



It could be assumed that under the new Kosovan merger control regime, more foreign-to-foreign mergers, including mergers where only one party to the concentration meets the turnover thresholds, will trigger a filing obligation in Kosovo.

We will keep you informed of upcoming changes in Kosovo's merger control regime, including the new bylaws that are under preparation and that should provide new guidance on the content of merger notifications in Kosovo.



For more information, please contact:



Olga Šipka
Special Counsel

olga.sipka@kinstellar.com

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