

## PRESS RELEASE

### **The CNMC includes Ferrovial Servicios in the disciplinary proceedings initiated against several companies that maintain and operate the national highway network**

- In 2019, the CNMC opened an investigation into some of the main companies in the sector for potential anti-trust practices.
- These practices affect the tenders issued by the Ministry of Development to contract services for the National Highway Network.

**Madrid, 30 December 2020** - The CNMC has included Ferrovial Servicios in the companies being investigated under case [S/0013/19 CONSERVACIÓN CARRETERAS](#). On 15 July 2019, the CNMC initiated disciplinary proceedings against several companies for potential anti-competitive practices in the tenders for contracting maintenance and operation services of the National Highway Network issued by the Ministry of Development.

Said case included some of the main companies in the sector: Acciona Mantenimiento de Infraestructuras, S.A. and its parent company Acciona, S.A., Aceinsa Movilidad, S.A., Alvac, S.A., Api Movilidad, S.A. and its parent company ACS, Actividades de Construcción y Servicios, S.A., Asfaltos y Construcciones Elsan, S.A. and its parent company Obrascon Huarte Lain, S.A., Audeca, S.L.U. and its parent company Elecnor, S.A., Elsamex, S.A.U., Ferroser Infraestructuras, S.A. and its parent company Ferrovial, S.A., Innovia Coptalia, S.A. and its parent company Copcisa Corp, S.L., Mantenimiento de Infraestructuras, S.A. and its parent company Fomento de Construcciones y Contratas, S.A., S.A. de Obras y Servicios Copasa, Senalizaciones Villar, S.A. y Sacyr Conservación, S.A.U. and its parent company Sacyr, S.A.

In view of the documentation in the case and that obtained during the investigation, including the information collected in the inspections conducted at the headquarters of some of the companies, the CNMC has agreed to extend the proceedings to include Ferrovial Servicios, S.A., for a possible violation of Law 15/2007 of 3 July, the Anti-Trust Law, and of Article 101 of the Treaty on the Functioning of the European Union.

The expansion of this action does not prejudice the final result of the investigation, and the maximum period of 18 months from the date of the initial ruling to investigate and decide this case by the CNMC remains in force.

The investigation of cartels is one of the CNMC's top priorities, given the particular seriousness of their consequences for consumers and for the proper operation of the markets. To this end, the CNMC has, among other instruments, a [Leniency Programme](#), through which companies that are part of a cartel can receive immunity

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from fines and relief from the prohibition to receive public sector contracts as a result of being sanctioned for distorting competition, as long as they provide evidence that allows the CNMC to identify the cartel.

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