

**The CNMC fines Xfera Móviles, a subsidiary of Más Móvil, 1.5 million euros for executing an acquisition before notifying it.**

- The company bought Alma Telecom, which had its own geographic numbering to provide fixed call termination services.
- Companies are required by law to pre-notify their mergers to the CNMC if certain requirements are met.
- After analysis, the CNMC approved the acquisition in the first phase of the investigation.

**Madrid, 18 January 2023.**- The CNMC has fined Xfera Móviles S.A.U. 1.5 million euros for failing to notify the acquisition of Alma Telecom S.L., which had its own geographic numbering to provide fixed call termination services. ([SNC/DC/144/22](#))

Failure to give prior notification of this type of acquisition is known as *gun jumping* and constitutes a serious infringement according to Article 62.3.b) of the Spanish Competition Act.

The CNMC required ex officio notification of the acquisition on 29 March 2022. On 18 May 2022, the Council of the CNMC authorised the transaction in the first phase of the investigation without the need for remedies.

The CNMC found that Xfera Móviles acted negligently and noted that the company could have resorted to voluntary mechanisms beforehand if it had doubts as to whether the transaction should have been notified.

Therefore, the CNMC considers that Xfera Móviles' failure to notify the acquisition of sole control of Alma Telecom has been proven, imposing a fine of 1.5 million euros.

([SNC/DC/144/22](#))