

The CNMC opens infringement proceedings against the HM Hospital Group for carrying out a merger without notification

- The group acquired exclusive control of the healthcare business of the Hospital General de la Santísima Trinidad (Salamanca) without notifying the operation.
- The enforcement of competition law requires such operations to be notified to the CNMC prior to their execution if certain thresholds are exceeded.
- This practice, known as 'gun jumping', can be sanctioned as a serious infringement.

Madrid, 2 June 2025. The Spanish National Markets and Competition Commission (CNMC) has initiated disciplinary proceedings against Profesionales de la Medicina y de la Empresa, S.A., the parent company of the HM Group, and its subsidiary, Hospital de Salamanca S.L., for carrying out a merger operation without prior notification ([SNC/DC/090/25](#)).

Specifically, in December 2024, Hospital de Salamanca S.L. acquired exclusive control of the Hospital General de la Santísima Trinidad in Salamanca. The operation exceeded the market share threshold established in the [enforcement of competition law \(LDC\)](#). However, it was not notified to the CNMC prior to execution, as required by Article 9.1 of the LDC.

This practice, known in competition law jargon as gun jumping, constitutes a breach of the [enforcement of competition law](#), as companies are required to notify the CNMC of merger operations before executing them when they exceed certain revenue or market share thresholds.

The initiation of this investigation does not prejudice its final outcome. The CNMC will now have a time limit of three months to investigate and adopt a decision on the case.

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- [SNC/DC/090/25](#)
- [CNMC Blog](#) (21/04/2022): Gun jumping: when rushing is a bad idea in merger notifications