

COFECE-013-2021

COFECE notifies a statement of probable responsibility for a trial-like procedure for a possible relative monopolistic practice in the market of access to the provision of the federal land passenger transportation service at the Mexico City airport

- *The Investigative Authority issued the statement of probable responsibility in which it indicates that there are elements to presume that the notified economic agent had carried out an anticompetitive conduct.*

Mexico City, April 27, 2021.- The Federal Economic Competition Commission (COFECE or Commission) notified an economic agent of a statement of probable responsibility for its probable responsibility in a relative monopolistic practice (or abuse of power) in the market of access to the provision of federal land passenger transportation service at the Mexico City airport (AICM) and related services. Thus the trial-like procedure is initiated so that the notified party can present its defense.

The federal land passenger transportation service with the AICM as origin or destination guarantees the connectivity of the passengers of this air terminal with bus terminals in the most important cities in the center of the country, such as Puebla, Querétaro, Toluca, Pachuca, Cuernavaca, among others. A possible lack of competition in the investigated market could have as an effect limiting the options of travelers, reflecting on higher fees and lower quality conditions in the transportation services between the airport and these terminals.

This investigation, under file number DE-013-2018, initiated on August 15, 2018 derived from a complaint and concluded on February 24, 2021. In this regard, the Investigative Authority indicated in its statement of probable responsibility that it became aware of facts that probably derived into a relative monopolistic practice, known as refusal to deal. That is, refusing to sell, commercialize or provide to determined persons goods or services available and normally offered to third parties.

With this notification of a statement of probable responsibility, the trial-like procedure stage initiates, in charge of the Technical Secretariat of this Commission, in which the probable responsible can argue in its favor and offer evidence related to the accusations made against it. Once these statements have been made, the evidence is submitted and the

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corresponding arguments are presented, the Board of Commissioners of COFECE will resolve in accordance with the law.

If the unlawful conduct is proven, fines could be imposed on the economic agent notified of its probable responsibility in accordance with the Federal Economic Competition Law that is applicable.

Read [What are relative monopolistic practices?](#) (in Spanish) and [What are and what is the purpose of notifications of probable responsibility?](#) (in Spanish)

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The Federal Economic Competition Commission is responsible for ensuring competition and free market access. In this way, it contributes to consumer welfare and the efficient functioning of the markets. Through its work, COFECE seeks better conditions for consumers, greater output and better services and a “level playing field” for companies.

