

ORGANIC STATUTE OF THE FEDERAL ECONOMIC COMPETITION COMMISSION

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CURRENT TEXT

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Title One

General Provisions

ARTICLE 1.- The purpose of this Statute is to establish the organic structure and bases of operation of the Federal Economic Competition Commission in order to comply with the purpose of the Federal Economic Competition Law.

ARTICLE 2.- In addition to the definitions contained in the Federal Economic Competition Law, for the purposes of the present Statute, shall be understood as:

- I. General Directorates: Operative General Directorates, of Coordination, of Administration, of Litigation Affairs and of Digital Markets;
Reformed section DOF 03-07-2020
- II. Operative General Directorates: the General Directorates of Investigation, the Coordination Office and the Technical General Directorates;
- III. Technical General Directorates: General Directorates of Legal Affairs, of Concentrations and of Economic Studies that will depend on and will be ascribed to the Technical Secretariat;
- IV. General Directorates of Investigation: the General Directorates of Market Intelligence, of Market Investigations, of Investigations of Absolute Monopolistic Practices and of Regulated Markets that will depend on and will be ascribed to the Investigative Authority;
- V. General Directorates of Coordination: the General Directorates of Competition Advocacy, of Planning and Evaluation, and of Social Communication, which will depend on the Planning, Liaison and International Affairs Unit;
Reformed section DOF 27-10-2017
- VI. Law: the Federal Economic Competition Law published in the Federal Official Gazette in May twenty-third, two thousand and fourteen or, if applicable, the one published in the Federal Official Gazette on December twenty-fourth, nineteen hundred ninety-two, including their reforms, correspondingly;
Reformed section DOF 27-10-2017
- VII. Chair: the President Commissioner of the Commission; and
- VIII. Technical Secretariat: the body in charge of the instruction and the procedures established in the Law, the Regulatory Provisions, the present Statute and other applicable regulatory provisions.

ARTICLE 3.- The Commission will issue the annual work calendar that shall be approved by the Board of Commissioners, at the proposal of the Chair, and shall be published in the Federal Official Gazette.

Title Two
Of the Organization and Powers of the Commission

ARTICLE 4.- For the exercise of its attributions and the handling of the matters within its competence, the Commission shall have the following bodies and administrative units:

- I. Board of Commissioners;
 - A. Executive Directors ascribed to the Commissioners;
Added letter DOF 03-07-2020
- II. Chair;
 - A. General Directorate of Administration;
 - a. Executive Director of Human Resources and Talent Management;
 - b. Executive Director of Budget and Finance;
 - c. Executive Director of Material Resources, Acquisitions and Services, and
 - d. Executive Director of Information and Communications Technologies.
Added paragraphs DOF 03-07-2020
 - B. Planning, Liaison and International Affairs Unit;
 - a. General Directorates of Coordination:
 - 1. Of Competition Advocacy;
 - 1.1 Executive Director of Regulatory Analysis and Collaboration with the Public Sector.
Numeral 1.1 added DOF-03-07-2020
 - 2. Of Planning and Evaluation;
Reformed numeral DOF-03-07-2020
 - 1.1 Executive Director of Planning and Evaluation.
Numeral 2.1 added DOF-03-07-2020
 - 3. Of Social Communication.
Added numeral DOF-03-07-2020
 - 1.1 Executive Director of Social Communication.

Numeral 3.1 added DOF 03-07-2020

- b. Executive Director of Coordination; and
- c. Executive Director of International Affairs.

Paragraphs b and c added DOF 03-07-2020

- C. Executive Director of the Chair.

Added letter DOF 03-07-2020

III. Investigative Authority;

A. General Directorates of Investigations:

a. Of Market Intelligence;

- 1. Executive Directors ascribed to the General Directorate of Market Intelligence.

Added numeral DOF 03-07-2020

b. Of Market Investigations;

- 1. Executive Directors ascribed to the General Directorate of Market Investigations.

Added numeral DOF 03-07-2020

c. Of Investigations in Absolute Monopolistic Practices;

Reformed paragraph DOF 03-07-2020

- 1. Executive Directors ascribed to the General Directorate of Investigations in Absolute Monopolistic Practices.

Added numeral DOF 03-07-2020

d. Of Regulated Markets.

- 1. Executive Directors ascribed to the General Directorate of Regulated Markets.

Added numeral DOF-03-07-2020

B. Coordination Office;

Reformed letter DOF 03-07-2020

a. Executive Directors of the Coordination Office.

Added paragraph DOF 03-07-2020

C. Executive Directors ascribed to the Head of the Investigative Authority.

Added letter DOF 03-07-2020

IV. Technical Secretariat;

A. Technical General Directorates:

a. Of Legal Affairs;

1. Executive Directors ascribed to the General Directorate of Legal Affairs.

Added numeral DOF 03-07-2020

b. Of Concentrations;

Reformed paragraph DOF 03-07-2020

1. Executive Directors ascribed to the General Directorate of Concentrations.

Added numeral DOF 03-07-2020

c. Of Economic Studies.

1. Executive Directors ascribed to the General Directorate of Economic Studies.

Added numeral DOF 03-07-2020

B. Executive Directors ascribed to the Technical Secretariat.

Added letter DOF 03-07-2020

V. General Directorate of Litigation Affairs;

- A. Executive Directors ascribed to the General Directorate of Litigation Affairs.

Added letter DOF 03-07-2020

VI. General Directorate of Digital Markets;

Reformed section DOF 27-10-2017 and DOF 03-07-2020

- A. Executive Director of Digital Markets.

Added letter DOF 03-07-2020

VII. Internal Control Body;

Reformed section DOF 27-10-2017 and DOF 03-07-2020

VIII. Transparency Unit;

Reformed section DOF 27-10-2017 and DOF 03-07-2020

IX. Transparency Committee;

Reformed section DOF 27-10-2017 and DOF 03-07-2020

X. The Qualifying Committees referred to in article 48 BIS of this Statute.

Reformed section DOF 11-07-2019 and DOF 03-07-2020

- XI. Delegations in the interior of the Mexican Republic, and

Added section DOF 11-07-2019 and reformed DOF 03-07-2020

- XII. The other bodies and administrative units determined by the Board of Commissioners, in accordance with the authorized budget and the organic structure that for such effects is approved.

Added section DOF 03-07-2020

The Chair, the Commissioners, the heads of the Technical Secretariat, of the Investigative Authority and of the Planning, Liaison and International Affairs Unit and the General Directors will be assisted by the corresponding Executive Directors in terms of this Statute and other necessary personnel, in accordance with the Budget assigned for the effective development of its attributions, avoiding duplication of functions. The Executive Directors referred to in this Statute may be assisted by the personnel necessary for the fulfillment of their functions in accordance with the assigned Budget.

Added paragraph DOF 03-07-2020 and reformed DOF 24-05-2021

Chapter I

Of the integration and attributions of the Board of Commissioners

ARTICLE 5.- The Board of Commissioners is the supreme decision-making body of the Commission and is composed of seven Commissioners including the Chair. The following attributions correspond to the Board of Commissioners:

- I. Guarantee the free market access and economic competition; prevent and combat monopolies, the monopolistic practices, the unlawful concentrations and other restrictions to the efficient functioning of the markets, and impose the sanctions derived from said conducts, in the terms of the Law;
- II. Order measures to eliminate barriers to competition and free market access; determine the existence of and regulate access to essential facilities, as well as to order the divestiture of assets, rights, social parts or stocks of economic agents in the proportions necessary to eliminate anticompetitive effects;
- III. Request the dismissal of the procedures that have been initiated in accordance with article 254 bis of the Federal Criminal Code in the cases where the Commission is either a complainant or a plaintiff; as well as in the appropriate cases, to grant pardon in the criminal proceedings to which the Commission is a party;

Reformed section DOF 27-10-2017

- IV. Create the bodies and administrative units necessary for its professional, efficient and effective performance, in accordance with its authorized budget;
- V. Order the suspension of acts or facts constituting a probable conduct prohibited by the Law and impose other interim measures, as well as determine surety for lifting of such measures;
- VI. Resolve on the matters within its competence and to sanction administratively the infringement to the Law;
- VII. Resolve on competition conditions, effective competition, existence of substantial market power in the relevant market or other questions related to

the process of free market access or economic competition referred to in the Law, as well as other legal and regulatory provisions;

- VIII.** Issue an opinion when it considers it pertinent, or at the request of the Federal Executive, by itself or through the Ministry, or at the request of a party, in respect of adjustments to programs and policies carried out by Public Authorities, when these may have effects contrary to the process of free market access and economic competition in accordance with the applicable legal provisions, without these opinions having binding effects. The opinions cited must be published on the website of the Commission and, at the discretion of the Commission, in the Federal Official Gazette;
- IX.** Issue an opinion when it considers it pertinent, or at the request of the Federal Executive, by itself or through the Ministry, or at the request of a party, regarding draft provisions, rules, agreements, circulars and other administrative acts of general nature intended to be issued by Public Authorities, when they may have effects contrary to the process of free market access and economic competition in accordance with the applicable legal provisions, without these opinions having binding effects. The opinions must be published on the website of the Commission and, at the discretion of the Commission, in the Federal Official Gazette;
- X.** Issue an opinion when it considers it pertinent, or at the request of the Federal Executive, by itself or through the Ministry, of one of the Chambers of the Congress of the Union or at the request of a party, on legislative bills and preliminary drafts of regulations and decrees regarding the aspects of free market access and economic competition, without these opinions having binding effects. The cited opinions must be published on the website of the Commission and, at the discretion of the Commission, in the Federal Official Gazette;
- XI.** Issue an opinion when it considers it pertinent, or at the request of the Federal Executive, by itself or through the Ministry, or of any of the Chambers of the Congress of the Union, regarding laws, regulations, agreements, circulars and administrative acts of general nature on the subject of free market access and economic competition, without these opinions having binding effects. The cited opinions must be published on the website of the Commission and, at the discretion of the Commission, in the Federal Official Gazette;
- XII.** Resolve on the requests for formal opinions on matters of free market access and economic competition that are formulated in accordance with articles 104 and 106, section V, of the Law;
- XIII.** Issue, in accordance with the procedures set forth by the Law, Regulatory Provisions, directives, guides, guidelines and technical criteria, as well as its Organic Statute, for the effective compliance of its attributions;
- XIV.** Approve the guidelines for the functioning of the Board of Commissioners;
- XV.** Issue an opinion when it considers it pertinent, or at the request of the Federal Executive, by itself or through the Ministry, or the Senators Chamber of the Congress of the Union on matters of free market access and economic competition when entering into international treaties, in terms of that provided in the Law of this matter;

- XVI.** Give an opinion on the incorporation of protective and promoting measures regarding free market access and economic competition in the processes of divestiture of public entities and assets, as well as in the procedures of bids, assignments, concessions, permits, licenses or analogous figures carried out by the Public Authorities, when it is determined by other Laws or the Federal Executive by means of agreements or decrees;
- XVII.** Promote, in coordination with Public Authorities, that their administrative acts observe the principles of free market access and economic competition;
- XVIII.** Carry out or order the elaboration of studies, research works and general reports in matters to free market access and economic competition;
- Reformed section DOF-17-10-2017*
- XIX.** Approve the annual work program and the quarterly reports of activities that must be presented to the Executive and Legislative Federal powers through the Chair;
- Reformed section DOF 27-10-2017*
- XX.** Evaluate the excuses presented by the Commissioners, the Head of the Investigative Authority or the Technical Secretary, as well as resolve the incidents of recusal that are promoted in the terms of the Regulatory Provisions;
- XXI.** Resolve the matters that are processed before the Commission in accordance with articles 78, 83, section VI, 90, sections V and VI, 94 sections III and VII, 95, 96, section X, 97, 98, section III, 99, 101, 103, second paragraph, 104 and 106 of the Law;
- XXII.** Resolve the proposal to close the procedures that the Investigative Authority proposes;
- XXIII.** Instruct the Technical Secretary to notify the statement of probable responsibility to the probable responsible;
- XXIV.** Resolve with respect to the conditions proposed by the economic agents involved in a concentration;
- XXV.** Hold oral hearings in terms of article 83 of the Law;
- XXVI.** Authorize the conduction of acts of ownership of immovable properties intended for the Commission or for the granting of powers for such purpose, at the request of the Chair;
- XXVII.** Resolve the incidents related to compliance and enforcement of the resolutions of the Commission, as well as any other incident under the terms of the Regulatory Provisions.
- XXVIII.** Authorize, at the request of any of the Commissioners, the exercise of collective actions in accordance with the applicable legislation;
- XXIX.** Approve the promotion of constitutional controversies, in terms of that provided for in paragraph I), of section I of article 105 of the Political Constitution of the United Mexican States;
- XXX.** Order to make of the knowledge of the Legal Counsel of the Federal Executive, through the General Directorate of Litigation Affairs, of acts or general regulations issued by a State, Mexico City or a Municipality or territorial

demarcations that may result contrary to that provide by, among others, articles 28 and 117, sections IV, V, VI and VII of the Political Constitution of the United Mexican States or that invade the powers of the Federation;

Reformed section DOF 27-10-2017

XXXI. Appoint or remove from their position the heads of the Technical Secretariat, of the Investigative Authority, of the General Directorate of Litigation Affairs and of the General Directorate of Digital Markets;

Reformed section 03-07-2020

XXXII. Approve, at the proposal of the Chair, the draft annual budget and its modifications;

XXXIII. Issue the General Provisions for the recruitment, selection and permanence of the personnel of the Commission;

XXXIV. Approve, at the proposal of the Chair, the establishment and territorial circumscription of the Delegations in the interior of the Mexican Republic; as well as to be knowledgeable of the appointments of heads that the Chair makes;

XXXV. Issue guidelines in matters of archival organization, as well as on transparency and access to information;

Reformed section DOF 27-10-2017

XXXVI. Be knowledgeable of the review and audit reports carried out by the Head of the Internal Control Body;

Reformed section DOF 27-10-2017

XXXVII. Approve committees or working groups with a consultative or resolutive nature, in which it will determine their integration, as well as, if applicable, their rules of operation and functioning;

Reformed section DOF 03-07-2020

XXXVIII. Interpret the Law, this Statute, the Regulatory Provisions; as well as directives, guides, guidelines and technical criteria referred to in the Law, or any other ordinance issued in accordance with its powers; and

Reformed section DOF 27-10-2017

XXXIX. The others that are set forth in the Political Constitution of the United Mexican States, the Law, this Statute, the Regulatory Provisions or other ordinances.

The Board of Commissioners cannot request specific information or intervene with respect to investigations that are underway, in terms of section V of article 28 of the Law.

Chapter II

Of the sessions of the Board of Commissioners and the turn of the files

ARTICLE 6.- The sessions of the Board of Commissioners will be carried out in accordance with article 18 of the Law; these will be valid with the attendance of at least four Commissioners, including the Chair. Matters will be decided by majority vote of those who may be knowledgeable of the corresponding matter, provided that at least three Commissioners vote. The Technical Secretary shall attest the sessions of the Board of Commissioners.

The sessions of the Board of Commissioners shall be held in the official premises of the Commission or through electronic means. The Board of Commissioners shall determine through guidelines the way in which Commissioners attend the session through electronic means.

ARTICLE 7.- The sessions of the Board of Commissioners may be ordinary or extraordinary. The ordinary sessions shall be held periodically, at least every two months.

Extraordinary sessions shall be those convened by the Chair when deemed necessary or at the request of any member of the Board of Commissioners.

ARTICLE 8.- In order to carry out ordinary sessions of the Board of Commissioners, it shall be convened with at least seventy-two hours in advance, the place, the date, time and its order of the day, as well as the documents necessary to resolve.

In the case of extraordinary sessions, it shall be convened with twenty-four hours of anticipation.

In exceptional cases, the sessions of the Board of Commissioners may be held without the need of a prior call and shall be valid as long as all Commissioners are present and they manifest their conformity to carry out the session.

ARTICLE 9.- It corresponds to the Chair to convene the sessions of the Board of Commissioners and to attach the corresponding draft order of the day.

Upon receipt of the call to an ordinary session, any member of the Board of Commissioners may request the Chair to include matters in the draft order of the day, up to forty-eight hours in advance of the time indicated for its holding, accompanying the request, when appropriate, with the documents necessary for its discussion.

In ordinary or extraordinary sessions, any member of the Board of Commissioners may request the inclusion of informative items that do not require prior examination of documents nor voting.

ARTICLE 10.- The Board of Commissioners may request the appearance of public officials of the Commission at the session to present an issue or detail the technical information of the matter under discussion, according to the corresponding order of the day.

The Technical Secretary shall take the minutes of the sessions of the Board of Commissioners, in which it will record a synthesis of the agreements or resolutions that have been approved by the Board of Commissioners; the minutes shall be registered in the book or the registry system determined by the Chair for this purpose.

The minute of each session shall be submitted to the approval of the Board at a subsequent session.

ARTICLE 11.- The Chair shall turn the matters over to the Rapporteur Commissioner, following the corresponding order, in accordance with the following:

- I. For trial-like procedures, of incidents, of formal opinions and those procedures

processed after the issuance of a preliminary opinion, once the agreement of integration of the file is issued.

- II. For opinions, once the reception agreement is issued or the documentation and missing information is deemed to have been submitted in terms of section III of article 98 of the Law; and
- III. In the cases of concentrations, once the matter is listed for resolution by the Board of Commissioners.

Reformed section DOF 27-10-2017

The Rapporteur Commissioner must present the draft resolution to the Board of Commissioners for its approval or modification, before the session of the Board of Commissioners; the Rapporteur Commissioner will incorporate into the draft resolution the modifications or corrections suggested by the Board of Commissioners. For such purposes, the Rapporteur Commissioner will have technical support of the Operative General Directorates, as corresponds.

Chapter III

Of the Chair of the Commission

ARTICLE 12.- The Chair shall preside over the Board of Commissioners, shall have the legal representation of the Commission and will have the following powers:

- I. Confer powers on behalf of the Commission;
- II. Issue the agreements for substitution and delegation of powers to the public officials that are ascribed to it, in the terms set forth by the Law and present Statute;
- III. Propose to the Board of Commissioners the conduction of acts of ownership over properties destined to the Commission or for the granting of powers for such effects;
- IV. Request the authorization of the Board of Commissioners to file constitutional controversies in terms of that provided by paragraph I), of section I of article 105 of the Political Constitution of the United Mexican States;
- V. Request the authorization of the Board of Commissioners to refer and request files to the Federal Telecommunications Institute, as well as to refer files to the Circuit Tribunal Specialized in matters of economic competition, broadcasting and telecommunications, in order to proceed under the terms of article 5 of the Law;
- VI. Request the authorization of the Board of Commissioners for the exercise of the collective actions in accordance with the applicable legislation;
- VII. Sign inter-institutional memorandums or agreements for the fulfillment of the purpose of the Law, and inform the Board of Commissioners about them;
- VIII. Approve the reports of activities that the General Directorate of Administration elaborates in compliance with its functions regarding the exercise and administration of the human, financial and material resources of the Commission;
- IX. Promote the study, dissemination and application of the principles of free market

access and economic competition, as well as to participate directly in national and international fora, meetings, events, conventions and congresses; or, if applicable, request the participation of the Commissioners, Heads of the Investigative Authority, the Technical Secretariat, the Planning, Liaison and International Affairs Unit or other public officials;

- X.** Direct the social communication policy of the Commission;
- XI.** Participate and coordinate with the competent agencies in the negotiation and discussion of international treaties or memorandums on matters related to economic competition;
- XII.** Render account to the Evaluation Committee of the vacancy of Commissioner, or to the Deputies Chamber of Congress of the Union of the vacancy of Head of the Internal Control Body;
Reformed section DOF 27-10-2017
- XIII.** Propose annually to the Board of Commissioners, for its approval, the preliminary draft budget of the Commission; submit to the Ministry of Finance the draft budget approved by the Board of Commissioners;
- XIV.** Submit, for approval of the Board of Commissioners, the draft annual work program and the draft quarterly activities reports;
Reformed section DOF 27-10-2017
- XV.** Submit before the Federal Executive and Legislative powers the annual work program and, on a quarterly basis, a report on the progress of the activities of the Commission;
- XVI.** Appear on an annual basis before the Senators Chamber of the Congress of the Union, in terms of article 93 of the Political Constitution of the United Mexican States;
- XVII.** Receive from the Head of the Internal Control Body, the reports of the reviews and audits that are conducted and inform the Board of Commissioners thereof;
Reformed section DOF 27-10-2017
- XVIII.** Appoint and remove the heads of the Delegations of the Commission in the interior of the Mexican Republic;
- XIX.** Implement annually the strategy and agenda of the Commission in matters of accountability;
- XX.** Propose to the Board of Commissioners draft general regulations, such as Regulatory Provisions, directives, guides, guidelines, technical criteria, in the matters indicated by the Law; as well as the organization manuals, procedures and regulations regarding the archival organization, transparency and access to public information;
Reformed section DOF 27-10-2017
- XXI.** Present to the Board of Commissioners the formal opinion requests that are formulated in the terms of article 106, section I of the Law;
- XXII.** Propose to the Board of Commissioners, for its approval, the policies in matters of the human, material and financial resources, of general services and of information technologies of the Commission, and report on their compliance;

- XXIII.** Appoint and remove the Heads of the Planning, Liaison and International Affairs Unit and the General Directorate for Administration;
- XXIV.** Appoint or approve the appointment, and if applicable remove, those working as public officials under its charge, in accordance with the applicable regulation;
- XXV.** Promote and coordinate the relations of the Commission with the different agencies and entities of the Federal Public Administration, of the States, of the Mexico City, of the municipalities, or of any other public or private bodies, in relation to the fulfillment of the purpose of the Law;

Reformed section DOF 27-10-2017

- XXVI.** Request the support of foreign authorities in the procedures brought before the Commission;
- XXVII.** Request the support of the public force or of other federal, state, Mexico City, municipal or of the territorial demarcations authorities when necessary for the effective performance of the powers of the Commission;

Reformed section DOF 27-10-2017

- XXVIII.** Convene the sessions of the Board of Commissioners;
- XXIX.** Conduct the sessions of the Board of Commissioners;
- XXX.** Execute the agreements and resolutions adopted by the Board of Commissioners;
- XXXI.** Turn the files to the Rapporteur Commissioner;
- XXXII.** Order, in the terms of the Regulatory Provisions, the publication of documents in the Federal Official Gazette or in any other dissemination mean of the Commission;
- XXXIII.** Submit to the consideration of the Board of Commissioners any matter within the competence of the Commission;
- XXXIV.** Request from the public officials of the Commission the information and data necessary for the due exercise of its functions; and
- XXXV.** The other attributions of the administrative units ascribed to it, as well as those conferred by the Law, the Regulatory Provisions, this Statute and other applicable regulatory provisions.

ARTICLE 12 BIS.- Corresponds to the Executive Director of the Chair:

- I.** Coordinate the agenda of the Chair, schedule its meetings, commissions, participations, courses, conferences, among others, as well as prepare or review the corresponding materials to carry out the promotion and dissemination of the benefits of economic competition and free market access and of the works of the Commission;
- II.** Plan, schedule, coordinate and follow up the work meetings, both internal and external, with the bodies and administrative units of the Commission or with any other public or private bodies;
- III.** Assist the Chair in administrative and logistics activities between the different areas of the Commission in order to comply with the goals established in the Strategic Plan, Annual Work Plan and the Quarterly Reports of the Commission;

- IV. Represent the Chair in meetings, committees and working groups;
- V. Coordinate the meetings requested by economic agents with the Commissioners;
- VI. Support and coordinate, in assistance of the General Directorate of Administration, trainings, seminars and events with the personnel of the Commission;
- VII. Request reports to the bodies and administrative units of the Commission about specific projects or matters commissioned by the Chair, and
- VIII. The other functions that are entrusted or delegated by the Chair.

Added article DOF 03-07-2020

ARTICLE 13.- The Chair may delegate, through an agreement, its powers in the public officials of the Commission ascribed to it in accordance with the respective delegation agreement.

Likewise, the Chair may delegate to the Technical Secretariat the attributions set forth in sections VI, XXVIII and XXX of article 12 of present ordinance.

In no case the Chair may delegate the powers referred to in sections I to IV, VIII, X, XII to XVII, XXI, XXIII, XXIV, XXIX and XXXI of the cited article.

Chapter IV

Of the Commissioners

ARTICLE 14.- To contribute to the exercise of the attributions that the Law and this Statute confer to the Board of Commissioners, corresponds to the Commissioners:

- I. Participate in the sessions of the Board of Commissioners and in its deliberations with the right to voice and vote;
- II. Submit to the consideration of the Board of Commissioners, in their capacity as Rapporteur Commissioner, the draft resolutions of the matters that are turned to them, for their approval or modification, in the terms provided by the Law and the present Statute;
- III. Request the Chair the incorporation or removal of matters in the order of the day;
- IV. Submit to the consideration of the Board of Commissioners the elaboration of Regulatory Provisions, draft directives, guides, guidelines and technical criteria and inform about matters that may be the subject of constitutional controversies;
- V. Propose to the Board of Commissioners, when it is considered necessary, the issuance of opinions, as well as the conduction of studies, research works and general reports referred to in section XXIII of article 12 of the Law;
- VI. Request, for the proper performance of their functions, the collaboration and information of the administrative units of the Commission, in the terms of the applicable regulations;
- VII. Appoint and remove the personnel ascribed to their office and freely determinate their organic structure, in accordance with the budgetary availability and the corresponding administrative regulations;

- VIII.** Participate in dissemination events, conventions and congresses in matters of economic competition and free market access when entrusted for such purposes by the Chair, or when invited by academic, institutional, or social organizations, national or foreign;
- IX.** Sign the resolutions issued by the Board of Commissioners in which they participate;
- X.** Request the Board of Commissioners to assess their recusal;
- XI.** Subscribe and send their written vote in case of absence in accordance with the second paragraph of article 18 of the Law;
- XII.** Receive economic agents or persons legally authorized by them in the interviews referred to in article 25 of the Law; and
- XIII.** The others granted by the Law, the present Statute, the Regulatory Provisions, and other applicable regulation.

The Commissioners may not intervene in ongoing investigations.

ARTICLE 14 BIS.- Corresponds to the Executive Directors ascribed to the Commissioners:

- I.** Propose to the Commissioner solutions or strategies to address the issues on which a vote must be issued;
- II.** Analyze the proposals of creation or modification of regulations, directives, guides, guidelines and technical criteria in matters of economic competition, and submit the conclusion of said analysis to the Commissioner;
- III.** Support the Commissioner in the revision of the resolutions or agreements of the matters of the Board of Commissioners and where the Commissioner is Rapporteur;
- IV.** Collaborate in the analysis of studies, research works, opinions, reports and statements in matters of free market access and economic competition, among others and, if applicable, incorporate the position of the Commissioner;
- V.** Request, at the Commissioner's request, the collaboration and information of the administrative units of the Commission and, if applicable, collaborate with said units in the analysis of the issues, as well as in proposed resolutions, with the exception of the ongoing investigations;
- VI.** Support the Commissioner in the review of reports, guidelines and other documents related to human resources, quarterly and annual programs, for the approval of the Board of Commissioners;
- VII.** Organize the technical personnel in charge of the Commissioner and plan the distribution of tasks as required by the Commissioner;
- VIII.** Elaborate the documents required for the deliberation of the Commissioner;
- IX.** Supervise and integrate the answers that must be given in matters of transparency of information in charge of the Commissioner; and
- X.** The other that are entrusted to them by the Commissioner to which they are ascribed.

Chapter V

Of the Investigative Authority and the Technical Secretariat

ARTICLE 15.- The Investigative Authority and the Technical Secretariat, in accordance with that established in this Statute, will be supported for the exercise of their functions by the corresponding Operative General Directorates and will be assisted by the necessary personnel, in accordance with the budgetary availability and the corresponding administrative regulations, for the effective development of their attributions.

Reformed Article DOF 27-10-2017, DOF 03-07-2020 and DOF 24-05-2021

First Section

Of the Investigative Authority

ARTICLE 16.- The Investigative Authority is in charge of initiating, substantiating, turning, coordinating and supervising the investigations established in the Law and is a party in the trial-like procedure.

The Investigative Authority must provide the Chair and the Board of Commissioners with the information necessary to carry out the annual work programs, activity reports and other information required for the effective fulfillment of the purpose of the Commission without in any case revealing the strategy or lines of investigation of the ongoing investigations.

ARTICLE 17.- Corresponds to the Head of the Investigative Authority:

Reformed paragraph DOF 27-10-2017

- I.** Receive, admit to process, deem as not filed, or dismiss for notorious inadmissibility the complaints or requests brought before the Commission;
- II.** Initiate ex officio, or per request of the Executive, or upon request from a party, the investigations, turn to the General Directorates of Investigation the matters within their competence and issue the corresponding statements; as well as concluding the investigations;
- III.** Direct and coordinate the General Directorates of Investigation for the integration of the files, within the scope of their competence;
- IV.** Supervise the due process of the procedures followed before it, taking care of the uniformity of criteria and that these are not suspended or interrupted, providing what is necessary for their due regularization and conclusion;
- V.** Order the accumulation or separation of the files that it processes, as well as ordering the opening of new investigations for diverse and autonomous facts to those initially investigated, as is most appropriate for the prompt and expedite processing of the issues;
- VI.** Gather the means of conviction that are necessary, formulate preventions, call to declare those related to the matters, perform on-site inspections or on-site searches, grant extensions, as well as to carry out any proceeding that it deems necessary when so provided by the Law, this Statute, the Regulatory Provisions and other ordinances;
- VII.** Apply the enforcement measures in accordance with the Law and verify their

fulfilment;

- VIII.** Request the Board of Commissioners to issue interim measures, in terms of section IX, article 12 and article 135 of the Law;
- IX.** Enable non-working days and hours when necessary for the proper performance of its investigation functions;
- X.** Extend the timeframes in the procedures that are within the scope of its attributions when so provided by the Law, this Statute and the Regulatory Provisions;
- XI.** Commission the public officials on its charge to carry out the processing of proceedings;
- XII.** Request the support of the public force or other federal, state, Mexico City, municipal or territorial demarcations authorities, in aid of the activities corresponding to their attributions;
Reformed section DOF 27-10-2017
- XIII.** Request opinions, information and documentation from any national or foreign authority;
Reformed section DOF 27-10-2017
- XIV.** Issue certified copies or perform collations of documents or information that are in its records, related to the files under its charge;
- XV.** Issue certified copies or perform collations of documents or information to incorporate to the files;
- XVI.** Issue the statement of probable responsibility, as well as the preliminary opinions referred to in articles 94 and 96 in the Law;
- XVII.** Propose to the Board of Commissioners the closure of the files in the terms of articles 78, 94 and 96 of the Law;
- XVIII.** Propose to the Board of Commissioners the resolution of the procedure provided for in article 97 of the Law;
- XIX.** Process the procedure provided for in article 101 of the Law;
- XX.** Propose to the Board of Commissioners the early termination of the procedures under its charge, in terms of that provided in articles 100 and 101 of the Law and issue the decision for reinstating the corresponding procedure;
- XXI.** Process the procedure referred to in article 103 of the Law;
- XXII.** Propose to the Board of Commissioners the corresponding analyses for ordering measures to eliminate barriers to competition and free market access;
- XXIII.** Send to the Technical Secretariat the corresponding files, at the appropriate procedural moment in the terms of the Law and the Regulatory Provisions;
- XXIV.** Ensuring and promote the collaboration of who brought the complaint that initiated the investigation, in accordance with the provisions of article 82 of the Law.
- XXV.** Attend and be a party in the submission of evidence, provide its position required by the Technical Secretariat, in terms of section II of article 83 of the Law, submit

its closing written arguments in terms of section V, as well as participate, if deemed necessary, in the oral hearing referred to in the penultimate paragraph, both of the same article;

- XXVI.** Elaborate, integrate and send to the Technical Secretariat the extracts of the agreements that must be notified by list of the matters within its competence;
- XXVII.** Order the publication in the Federal Official Gazette of those documents issued in the exercise of its attributions when so provided by the Law, the Regulatory Provisions or other applicable ordinances;
- XXVIII.** Lodge complaints and criminal complaints before the Office of the Attorney-General regarding probable criminal behaviors that have been brought to its attention in the performance of its functions, as well as to contribute during the course of the investigations resulting from such complaints or claims;
- XXIX.** Inform the Board of Commissioners about matters that may be the subject of constitutional controversies and contribute within its scope of competence with the General Directorate of Litigation Affairs;
- XXX.** Provide the information compelled by any judicial or administrative authority, as well as by the Board of Commissioners, in the latter case except for ongoing investigations;
- XXXI.** Propose to the Chair the holding of coordination and collaboration basis with other national or international, public or private agencies, entities, institutions or organizations, in order to facilitate the handling of the matters conferred to them;
- XXXII.** Identify, in accordance with that provided in the Law, as well as classify, in accordance with the applicable regulation on transparency and access to public information, the information and documents that it has received or obtained in the exercise of its attributions;

Reformed section DOF 27-10-2017

- XXXIII.** Order the conduction of comprehensive technical forensic analyses of digital information and identify the existence of relevant information in accordance with the analyses carried out and elaborate technical reports, derived from the obtained results;
- XXXIV.** Compile, systematize and standardize information on markets, on specific acts of economic agents and on the information compiled by the General Directorates of Investigation of the Commission for its strategic use;
- XXXV.** Propose to the Board of Commissioners draft general regulations, such as Regulatory Provisions, directives, guides, guidelines, technical criteria, in the matters indicated by the Law, as well as the organization manuals, procedures and regulations regarding the archival organization, transparency and access to public information;

Reformed section DOF 27-10-2017

- XXXVI.** Collaborate with the Planning, Liaison, and International Affairs Unit in the elaboration of the draft quarterly activities reports of the Commission, as well as in the annual work program and the special reports that are required;

Reformed section DOF 27-10-2017

XXXVII. Comply with, within the scope of its attributions, the agreements made by the committees and working groups to monitor the institutional projects;

Reformed section DOF 27-10-2017 and DOF 03-07-2020

XXXVIII. Contribute to the evaluations and studies carried out by the Commission;

XXXIX. Appoint or approve the appointment and, if applicable, determine the removal of those working as public officials under its charge, in accordance with the applicable regulation;

XL. Commission and delegate its attributions to the public officials under its charge;

XLI. Issue the agreement of the conclusion of the investigations;

XLII. Present to the Board of Commissioners its annual work program and the quarterly compliance reports;

XLIII. Notify the statement of probable responsibility to the Office of the Attorney, when it deems it appropriate, in terms of article 77 of the Law;

XLIV. Order the execution of on-site searches;

XLV. Issue the agreement by which applicants are notified of the benefit of reduction of sanctions established in article 103 of the Law if the information provided is sufficient, the order of their application and the percentage of the reduction of the fine that could be applicable;

XLVI. Request the authorization of the Board of Commissioners to refer and request files to the Federal Telecommunications Institute;

XLVII. Attest the acts in which it intervenes;

XLVIII. Participate in national or international public events by agreement of the Chair;

XLIX. Contribute with the General Directorate of Litigation Affairs in the legal defense of the resolutions and determinations of the Commission, as well as any other matter in which the Commission has an interest;

XLIX BIS. Issue the certified copies regarding the files corresponding to the investigations that it processes or had processed when they are required by the Federal Judicial power;

Added section DOF 27-10-2017

L. Enforce and comply with the Law, its Regulatory Provisions and this Statute; and

LI. The other attributions of the administrative units ascribed to it, as well as those conferred by the Political Constitution of the United Mexican States, the Law, this Statute, the Regulatory Provisions and other ordinances;

The powers set forth in sections I to V, VIII, X, XVI to XVIII, XX, XXII, XXIII, XXVIII, XXIX, XXXI, XXXV, XXXVI and XXXIX to XLVII of this article are non-delegable.

Reformed paragraph DOF 27-10-2017 and DOF 03-07-2020

ARTICLE 17 BIS.- Corresponds to the Executive Directors ascribed to the Head of the Investigative Authority:

I. Assist in the handling and substantiation of the procedures in charge of the Investigative Authority;

- II.** Propose the structure and content of the agreements, official letters, statements, opinions, consultations, preliminary drafts and any pertinent action for the proceeding and resolution of the matters under the charge of the Investigative Authority;
- III.** Issue agreements, grant extensions and formulate preventions related to the designation or revocation of authorized and addresses to hear and receive notifications, with the issuance of certified copies, as well as for the return of documents, of the issues processed by the Head of the Investigative Authority, for which it may apply the pertinent enforcement measures;
- IV.** Determine the structure and content of the extracts of the agreements and resolutions to be published the lists of the Commission on matters processed by the Investigative Authority;
- V.** Issue certified copies or perform collations of documents or information to incorporate them to the files, as well as of the official records in the archive of the Commission;
- VI.** Issue certified copies of the files corresponding to the procedures or investigations under process or that were processed by the Head of the Investigative Authority when required by the Federal Judicial power;
- VII.** Collaborate with the General Directorate of Litigation Affairs in the legal defense of the matters assigned to it, as well of those under its knowledge;
- VIII.** Collaborate in the monitoring, before the corresponding authorities, of the execution and the collection of the fines imposed as enforcement measures by the Head of the Investigative Authority or the General Directorates of Investigation;
- IX.** Assist the Head of the Investigative Authority in its Transparency Committee functions and supervise, in terms of the applicable provisions, the correct management in the identification and classification of information in the procedures and files under its responsibility;
- X.** Supervise and coordinate the financial, material and human resources, infrastructure and technological solutions needs of the Investigative Authority and the areas ascribed to this Unit;
- XI.** Supervise and instruct the preparation and implementation Annual Work Plan of the Investigative Authority;
- XII.** Assist the Head of the Investigative Authority in the turning, coordination, and follow up of the matters referred to the General Directorates of Investigation;
- XIII.** Periodically plan and design studies and analyses that provide tools for the continuous improvement of the actions of the Investigative Authority;
- XIV.** Request to the Federal Official Gazette the publication of extracts or agreements, when so established in the applicable regulation;
- XV.** Serve as a liaison between the Investigative Authority and the other Units and areas of the Commission;
- XVI.** Sign the actions that are within its competence in the matters assigned to them; ensuring at all times the consistency of criteria and the application of the applicable regulation;

- XVII.** Serve as a liaison between the Investigative Authority and the competition authorities in other jurisdictions in matters related to investigations, and;
- XVIII.** The other attributions that are entrusted or conferred to them by the Head of the Investigative Authority.

Added article DOF 03-07-2020

Second Section Of the Technical Secretariat

ARTICLE 18.- The Technical Secretariat will hierarchically depend from the Board of Commissioners and will be in charge of the substantiation of the procedures established in the Law, the Regulatory Provisions, the present Statute and other applicable regulatory provisions.

The Head of the Technical Secretariat will be impeded from being knowledgeable of the matters in which it has a direct or indirect interest, considering the criteria established by article 24 of the Law.

ARTICLE 19.- The Technical Secretary is the Head of the Technical Secretariat. It will be appointed and removed by the Board of Commissioners by a qualified majority and must fulfill the following requirements:

- I.** To be a Mexican citizen in full enjoyment of civil and political rights;
 - II.** Be over thirty years of age;
 - III.** Hold a bachelor's or postgraduate degree in the areas of law, economics, engineering, administration, accounting, or similar subjects related to the purpose of the Law;
 - IV.** Having worked for at least five years, in professional, public service or academic matters related to the purpose of the Law;
 - V.** Not having been Secretary of State, Attorney General of the Republic, Senator, Federal or Local Deputy, leader of a political party or association, governor of any state or Head of Government of Mexico City, during the year prior to appointment; and
- Reformed section DOF 27-10-2017*
- VI.** Not having held any position in the companies that have been subject to any of the procedures established in the Law, during the last three years prior to appointment.

ARTICLE 20.- Corresponds to the Technical Secretary:

Reformed paragraph DOF 27-10-2017

- I.** Appoint and remove the heads of the Technical General Directorates;
- II.** Attest the acts in which it intervenes;
- III.** Notify the statement of probable responsibility to the alleged responsible or, if applicable, order the notification of the closing of the file, when the Board of Commissioners so decrees;

- IV.** Process until its integration the trial-like procedures established in article 83 of the Law;
 - V.** Process the procedures related to the notification of concentrations provided for in articles 90 and 92 of the Law;
 - VI.** Communicate the notifying economic agents in a concentration the possible risks to the process of competition and free market access in order for them to present conditions that allow their correction;
 - VII.** Process the procedures of articles 94 and 96 of the Law, once the corresponding preliminary opinion has been issued and notified;
 - VIII.** Process the procedure referred to in articles 98 and 99 of the Law;
 - IX.** Process the procedure of article 106 of the Law;
 - X.** Process the incidents related to the compliance and enforcement of the resolutions of the Commission, as well as any other incident in the terms of the Regulatory Provisions;
 - XI.** Turn to the Technical General Directorates the matters within their competence and issue statements about them;
- Reformed section DOF 27-10-2017*
- XII.** Direct and coordinate the Technical General Directorates for the integration of the files, within the scope of their competence;
 - XIII.** Supervise the due process of the procedures processed before it, taking care of the uniformity of criteria and that these are not suspended or interrupted, providing what is necessary for their proper regularization and conclusion;
 - XIV.** Order the accumulation or separation of the files that it processes;
 - XV.** Gather the necessary means of conviction, formulate preventions, call to declare those related to the matters within its competence, perform inspections and on-site searches, grant extensions, as well as to carry out any proceeding that it deems necessary when so provided by the Law, this Statute, the Regulatory Provisions and other ordinances;
 - XVI.** Apply the enforcement measures provided for in article 126 of the Law in exercise of its attributions;
 - XVII.** Enable non-working days and hours for the practice of proceedings and notifications when there is a cause that justifies it;
 - XVIII.** Extend the timeframes in the procedures that are within the scope of its attributions when so provided by the Law, this Statute and the Regulatory Provisions;
 - XIX.** Commission the public officials under its charge;
 - XX.** Request the support of the public force or from other federal, state, Mexico City, municipal or territorial demarcations authorities in assistance of its powers;
- Reformed section DOF 27-10-2017*
- XXI.** Request to any national or foreign authority opinions, information, and documentation required to support the procedures of its competence;

- XXII.** Issue certified copies or perform collations of documents or information to incorporate them to the files, as well as of the official records in the archives of the Commission;
- XXIII.** Require, in terms of article 69 of the Federal Tax Code, to the Fiscal Authority, the necessary information for the calculation of the fines referred in the Law;
- XXIV.** Submit complaints and claims before the competent authorities;
Reformed section DOF-27-10-2017
- XXV.** Inform the Board of Commissioners about matters that may be the subject of constitutional controversies and contribute within its scope of competence with the General Directorate of Litigation Affairs;
- XXVI.** Attend the sessions of the Board of Commissioners, as well as attest them;
- XXVII.** Provide account for and draft up the minutes of the sessions of the Board of Commissioners and of the votes of the Commissioners;
- XXVIII.** Keep the record book or registration system of the minutes of the Board of Commissioners;
- XXIX.** Prepare the public versions of the stenographic versions of the sessions of the Board of Commissioners to submit them to the approval of the Transparency Committee;
Reformed section DOF 27-10-2017
- XXIX BIS.** Request the publication on the website of the public versions of the sessions and resolutions of the Board of Commissioners;
Added section DOF 27-10-2017
- XXX.** Issue certified copies of the resolutions and decisions of the Board of Commissioners;
- XXX BIS.** Issue certified copies of the files corresponding to the procedures it processes or had processed when required by the Federal Judicial power;
Added section DOF 27-10-2017
- XXXI.** Propose to the Board of Commissioners the draft opinions referred to in article 12, sections XII, XIII, XIV, XV, XVI, XVIII and XIX of the Law;
- XXXII.** Propose to the Board of Commissioners draft general regulations, such as Regulatory Provisions, directives, guides, guidelines, technical criteria, in the matters indicated by the Law; as well as the organization manuals, procedures and regulations regarding the archival organization, transparency and access to public information; as well as coordinate and process their public consultation;
Reformed section DOF 27-10-2017
- XXXII BIS.** Be the instance in charge of enforcing what is established in Chapter I of Title Three of the General Law of Regulatory Improvement related to the National Registry of Regulations, Formalities and Services;
Added section DOF 03-07-2020
- XXXIII.** Identify, in accordance with that provided in the Law, as well as classify, in accordance with the applicable regulation on transparency and access to public information, the information and documents that they have received or obtained

in the exercise of their attributions;

Reformed section DOF 27-10-2017

- XXXIV.** Elaborate, integrate and publish the notification list of the processing agreements that will be displayed to the public on the premises of the Commission and on its website;
- XXXV.** Order the publication in the Federal Official Gazette of the documents required in accordance with the Law, this Statute, the Regulatory Provisions and other ordinances;
- XXXVI.** Propose to the Chair the conclusion of bases for concertation and collaboration with other public or private agencies, entities, institutions or organizations, in order to facilitate the handling of the matters conferred to them;
- XXXVII.** Request to the General Directorates under its charge the study of drafts and regulatory proposals, legislative bills, acts of authority, laws, regulations, agreements, decrees, Mexican Official Standards and other provisions of general observance in matters of free market access and economic competition;
- XXXVIII.** Coordinate the works of the Technical General Directorates for the elaboration of draft opinions and submit them to the consideration of the Board of Commissioners;

Reformed section DOF 27-10-2017

- XXXIX.** Collaborate with the Planning, Liaison, and International Affairs Unit in the elaboration of the draft quarterly activities reports of the Commission, as well as in the annual work program and the special reports that are required;

Reformed section DOF 27-10-2017

- XL.** Be in charge of the operation and control of the Filing Office of the Commission;
- XLI.** Take custody of the archiving of the physical and electronic files of the documents and information obtained in the exercise of the powers of the Commission and follow the corresponding regulation regarding the archival matters and safekeeping of information;
- XLII.** Have under its charge a registry of the powers of legal representatives and authorized persons in the terms of the applicable provisions;
- XLIII.** Comply, within the scope of its attributions, with the agreements taken by the committees and working groups to monitor the institutional projects;

Reformed section DOF 27-10-2017 and DOF 03-07-2020

- XLIV.** Appoint or approve the appointment and, if applicable determine the removal, of those working as public officials under its charge, in accordance with the applicable regulation;
- XLV.** Delegate the powers to the public officials under its charge;
- XLVI.** Issue general orientations in matters related to free market access and economic competition brought in accordance with article 110 of the Law;
- XLVII.** Extend the terms for the processing or resolution of a concentration;
- XLVIII.** Extend the validity of a resolution in matters of concentrations;

- XLIX.** Inform the Chair about the matters included or concluded for the appointment of the Rapporteur Commissioner;
- L.** Reply to or dismiss the requests and motions that do not have a specific processing established in the Law;
- LI.** Order the execution of on-site searchers in the procedures under its charge that require it;
- LII.** Present to the Board of Commissioners its annual work program and the quarterly compliance reports;
- LIII.** Request the authorization of the Board of Commissioners to refer and request files to the Federal Telecommunications Institute;
- LIV.** Contribute with the General Directorate of Litigation Affairs in the legal defense of the resolutions and determinations of the Commission, as well as any other matter in which the Commission has an interest;
- LV.** Coordinate and supervise the systematization of the resolutions of the Commission; and
- LVI.** The other attributions of the administrative unit ascribed to it, as well as those conferred by the Political Constitution of the United Mexican States, the Law, this Statute, the Regulatory Provisions and other applicable ordinances;

The powers set forth in sections I, II, XI to XIV, XVIII, XIX, XXI, XXIII to XXVII, XXXI to XXXII bis, XXXVI to XL and XLIV to LIII of this article are non-delegable.

Reformed paragraph DOF 03-07-2020

ARTICLE 20 BIS.- Corresponds to the Executive Directors ascribed to the Technical Secretariat:

- I.** Assist in the handling and substantiation of the procedures in charge of the Technical Secretary;
- II.** Propose the structure and content of the agreements, official letters, statements, opinions, consultations, preliminary draft resolutions, and any pertinent action for the processing and resolution of the matters in charge of the Technical Secretary;
- III.** Issue agreements, grant extensions and formulate preventions related to the designation or revocation of authorized and addresses to hear and receive notifications, with the issuance of certified copies, as well as for the return of documents, of the issues processed by the Technical Secretary, for which it may apply the pertinent enforcement measures;
- IV.** Determine the structure and content of the extracts of the agreements and resolutions that will be published in the lists of the Commission on matters processed by the Technical Secretary;
- V.** Supervise, if applicable, the elaboration of the public, reserved and confidential versions of the actions and motions that are part of each of the procedures processed by the Technical Secretary;
- VI.** Issue certified copies or perform collations of documents or information to incorporate them to the files, as well as of the official records in the archive of the Commission;

- VII.** Issue certified copies of the resolutions and decisions of the Board of Commissioners;
- VIII.** Issue certified copies of the files corresponding to the procedures that the Technical Secretary processes or had processed when required by the Federal Judicial power;
- IX.** Assist the Technical Secretary in formulating proposals to the Board of Commissioners of the draft opinions referred to in article 12, sections XII, XIII, XIV, XV, XVI, XVIII and XIX of the Law;
- X.** Substitute the Technical Secretary in the Transparency Committee of the Commission and in the Committees or Working Groups of the Commission;
- XI.** Serve as a liaison between the Technical Secretariat and the other Units and areas of the Commission;
- XII.** Request to the Federal Official Gazette the publication of the extracts, agreements or resolutions of the Commission when they have been ordered by the Board of Commissioners or the Technical Secretary, when so established in the applicable regulation;
- XIII.** Supervise and coordinate the financial, material and human resources, infrastructure and technological solutions needs of the Technical Secretariat and the areas ascribed to this Unit;
- XIV.** Supervise and instruct the preparation and implementation of the Annual Work Plan of the Technical Secretariat;
- XV.** Sign the actions that are within its competence in the matters assigned to them; ensuring at all times the uniformity of criteria and the application of the applicable regulation;
- XVI.** Collaborate with the General Directorate of Litigation Affairs in the legal defense of the matters assigned to it, as well of those under its knowledge;
- XVII.** The other attributions that are entrusted or conferred to them by the Technical Secretary.

Added article DOF 03-07-2020

Chapter VI

Of the Planning, Liaison, and International Affairs Unit

ARTICLE 21. The Planning, Liaison, and International Affairs Unit will hierarchically depend from the Chair and will be in charge of the promotion of economic competition policy at the national and international level as well as its dissemination; in addition to carrying out the planning of the Commission, proposing institutional goals and carrying out its monitoring.

Reformed paragraph DOF 24-05-2021

Likewise, it will be in charge of the coordination and supervision of the Delegations to be established outside Mexico City.

Reformed paragraph DOF 27-10-2017

The Planning, Liaison, and International Affairs Unit will be in charge of the Head of the Planning, Liaison, and International Affairs Unit, who will be supported for the exercise of its powers by the General Directorates of Coordination, the Executive Directors that correspond in terms of this Statute and other necessary personnel.

Reformed paragraph DOF 24-05-2021

ARTICLE 22.- Corresponds to the Planning, Liaison, and International Affairs Unit, in addition to the attributions of the administrative units ascribed to it:

- I. Appoint and remove the heads of the General Directorates of Coordination;
- II. Direct and coordinate the General Directorates of Coordination within the scope of its competence;
- III. Supervise the due process of the matters under its responsibility, ensuring uniformity of criteria;
- IV. Coordinate the programs and prepare the information, dissemination, support and internal and external communication materials of the Commission, as well as translating into Spanish the materials drafted by agencies or agents, for informational and dissemination purposes;

Reformed section DOF 03-07-2020

- V. Request studies that evaluate the performance of the powers granted to the Commission;

Reformed section DOF 27-10-2017

- VI. Integrate the studies and reports necessary for the dissemination reports of the Chair of the Commission about the application and evaluation of the economic competition policy;

Reformed section DOF 27-10-2017

- VII. Present the institutional mechanisms to evaluate compliance with the annual work programs and other institutional strategic planning documents;

Reformed section DOF 27-10-2017

- VIII. Define, coordinate and supervise the hiring of consultancies for the execution of specialized studies in matters of economic competition and free market access;

- IX. Assist the Chair in the establishment of cooperation ties and mechanisms between the Commission and public or private, national or foreign institutions in matters of economic competition and free market access;

- X. Support the Chair in the coordination of the policy and programs in matters of social communication of the Commission;

- XI. Plan and supervise the edition and distribution of the quarterly activities reports of the Commission, the annual work program, the special publications and other documents determined by the Chair for the promotion of economic competition policy;

Reformed section DOF 27-10-2017

- XII. Design the strategy and coordinate the participation of the Commission in matters of international negotiation and cooperation on economic competition and free market access;

Reformed section DOF 27-10-2017

XIII. Coordinate and support the holding or participation of the Commission in conferences, congresses and seminars related to economic competition and free market access, national or international, as well as the participation of the public officials of the Commission in these events;

XIV. Comply, within the scope of its attributions, with the agreements taken by the committees and working groups monitoring institutional projects;

Reformed section DOF 27-10-2017 and DOF 03-07-2020

XV. Carry out studies about the policies and legislations of other countries in matters of economic competition and free market access, as well as to advise on these matters to the bodies and administrative units of the Commission that require it;

XVI. Coordinate the relationship of the Commission with the competent authorities, respect to the mechanisms for the execution and monitoring of sanctions; as well as define the cooperation ties and mechanisms with said authorities;

XVII. Program and coordinate the mechanisms of information, dissemination and promotion of economic competition at the national and international level;

XVIII. Publish on the website of the Commission the agreements, guidelines, directives, technical criteria, resolutions, or any other document that must be published in accordance with the Law, the Regulatory Provisions, this Statute and other applicable provisions;

Reformed section DOF 27-10-2017

XIX. Design and establish the institutional strategy that facilitates risk management and prevention; as well as to assist the Chair in the reception and analysis of the reports related to the reviews and audits and other reports related with institutional performance that the Head of the Internal Control Body delivers to it, and those matters related to observations and reports from the Federal Superior Audit Office or from other external auditors;

Reformed section DOF 27-10-2017

XX. Contribute with the Technical Secretariat in the elaboration of draft studies or research works and general reports on matters of free market access and economic competition;

Reformed section DOF 27-10-2017

XXI. Propose to the Chair the strategy and agenda of the Commission in matters of accountability, which facilitates the external evaluation of the activities of the Commission;

Reformed section DOF 27-10-2017

XXII. Coordinate and supervise the policy and programs in matters of regional coordination between the Delegations and the Commission, as well as establishing the necessary measures for the best attention of regional issues;

XXIII. Inform the Chair about the performance of the Delegations outside Mexico City;

XXIV. Form, maintain, guard and increase the biblio-hemerographic archive of the Commission;

XXV. Coordinate and supervise the preparation and publication of statistics,

indicators and information that facilitate the evaluation of the performance of the Commission;

XXV BIS. Propose to the Chair the preliminary draft annual work program and the preliminary draft quarterly reports of activities;

Added section DOF 27-10-2017

XXVI BIS 1. Conduct the relations of the Commission at the international level and serve as a liaison between the Commission and international agencies or authorities in the field;

Added section DOF 27-10-2017

XXV BIS 2. Assist the Chair in the coordination of the subscription of interinstitutional memorandums or agreements for the fulfillment of the purpose of the Law;

Added section DOF 27-10-2017

XXV BIS 3. Participate in interinstitutional groups, with the purpose of promoting and protecting the process of economic competition and free market access in the markets;

Added section DOF 27-10-2017

XXVI. Appoint or approve the appointment and, if applicable, determine the removal of those working as public officials under its charge, in accordance with the applicable regulation; and

XXVII. The others that are conferred or entrusted to it by the Chair, and those noted by the Law, this Statute, the Regulatory Provisions or other ordinances.

ARTICLE 22 BIS.- Corresponds to the Executive Director of Coordination:

I. Conduct the execution of special projects that require the contribution of the personnel ascribed to the Planning, Liaison, and International Affairs Unit, as well as other areas or administrative units of the Commission;

II. Represent and if applicable substitute the Head of the Planning, Liaison, and International Affairs Unit before the Transparency Committee of the Commission;

III. Propose to the head of the Unit, work materials, notes and presentations that serve as support to carry out the development of its faculties;

IV. Serve as a liaison of the Unit with other bodies or administrative units of the Commission to coordinate and address administrative requirements that correspond to the Planning, Liaison, and International Affairs Unit, as well as to propose the implementation of improvement programs for the proper integration of the personnel ascribed to said Unit;

V. Review the documents that are subject to the signature of the Head of the Planning, Liaison, and International Affairs Unit;

VI. Collaborate with the Head of the Planning, Liaison, and International Affairs Unit, in the review of the regulatory provisions, guides and guidelines, among other legal instruments that must be issued by the Board of Commissioners, and

VII. The others that are entrusted by the Chair or the Head of the Planning, Liaison, and International Affairs Unit.

ARTICLE 22 TER. Corresponds to the Executive Director of International Affairs:

- I.** Conduct the cooperation mechanisms with public and private institutions at the international level in matters of economic competition and free market access, establishing the necessary ties to coordinate the participation of the Commission in international negotiation and cooperation matters;
- II.** Supervise and ensure the elaboration and translation of materials, briefs and reports required to strengthen the dissemination of competition policy, as well as the activities of the Commission at the international level;
- III.** Supervise and ensure the international cooperation of the Commission with foreign public or private institutions;
- IV.** Support and coordinate the participation of the public officials of the Commission in conferences, participations, exchanges, congresses and seminars of international nature;
- V.** Organize forums, congresses, events and meetings with international counterparts about economic competition;
- VI.** Participate with competition authorities and international experts in working groups on matters under the competence of the Commission;
- VII.** Supervise and ensure the follow up of international consultations presented by foreign public or private persons or institutions;
- VIII.** Supervise and ensure the attention of international consultations presented by the officials of the Commission;
- IX.** Program and coordinate the mechanisms for the outreach and dissemination of international information;
- X.** Define and coordinate the strategy and activities to prepare and disseminate the information, support, communication and dissemination materials at the international level, and;
- XI.** The others that are entrusted by the Chair or the Head of the Planning, Liaison, and International Affairs Unit.

Chapter VII
General Provisions
Of the General Directorates

ARTICLE 23.- Each General Directorate shall be in charge of a General Director, who will be assisted for the effective and efficient exercise of its powers by Executive Directors and the other personnel that is authorized to it.

ARTICLE 24.- Corresponds to the General Directorates:

- I.** Respond directly about the performance of their functions and the exercise of their attributions before the Board of Commissioners, the Chair, the Investigative Authority, the Technical Secretariat or the Planning, Liaison, and International Affairs Unit, as appropriate to its ascription;
- II.** Advise and technically support the Commissioners within the scope of their respective powers;
- III.** Plan, program, organize, direct, control and evaluate the performance of the work entrusted to the public officials under their charge;
- IV.** Exercise the powers delegated to them in accordance with the Law, the present Statute and the Regulatory Provisions;
- V.** Receive and process, until their conclusion or integration, the matters turned to them;
- VI.** Apply the internal regulation and adhere in the procedures within their competence the uniformity of criteria;
- VII.** Coordinate the exercise of its attributions with other General Directorates or units of the Commission when so required by the proper functioning thereof;
- VIII.** Sign the actions that are within their competence;
- IX.** Issue official letters of assignment for the public officials under its charge to attend events or carry out proceedings;
- X.** Issue the processing agreements of the procedures under its charge; as well as those required for the processing of proceedings;
- XI.** Elaborate, integrate and send to the Technical Secretariat or the Investigative Authority, as the case may be, the extracts of the agreements that must be notified by list;
- XII.** Order and, if applicable, elaborate the translation of documents;
- XIII.** Elaborate the draft organization and procedures manuals within their competence with the support of the General Directorate of Administration;
- XIV.** Collaborate, with the other General Directorates, for its subsequent submission to the Board of Commissioners, the Chair, the Investigative Authority, the Technical Secretariat or the Planning, Liaison, and International Affairs Unit, as appropriate to its ascription, in the proposal of directives, guides, technical criteria, guidelines and other required normative instruments required for the functioning of the Commission on the topics of their respective competences;
- XV.** Issue certified copies of the official records that form part of the files under its charge and perform collations of documents or information to incorporate them

into the files;

- XVI.** Elaborate the progress reports and the documentary evidence of the actions under its charge, established in the current Annual Work Program and other institutional planning documents;

Reformed section DOF 27-10-2017

- XVII.** Collaborate with the Board of Commissioners, the Chair, the Investigative Authority, the Technical Secretariat or the Planning, Liaison, and International Affairs Unit, as appropriate to its ascription, for the compliance of the obligations established in the regulation of transparency and access to public information;

Reformed section DOF 27-10-2017

- XVIII.** Appoint the public officials who will be under its charge, with the approval of the head of the administrative body or unit of its ascription in accordance with the applicable regulation;

- XIX.** Propose to the head of the administrative body or unit the admission, promotion and leave of the personnel under its charge;

- XX.** Assist the Board of Commissioners and the Chair in the elaboration of the annual work program and the quarterly activities reports that must be presented to the Federal Executive and Legislative powers by the Chair;

Reformed section DOF 27-10-2017

- XXI.** Identify, in accordance with that provided in the Law, as well as classify, in accordance with the applicable regulation on transparency and access to public information, the information and documents that have been received or obtained in the exercise of its attributions;

Reformed section DOF 27-10-2017

- XXI BIS.** Contribute with the General Directorate of Social Communication in the management of the contents of the website of the Commission;

Added section DOF 27-10-2017

- XXII.** Apply the cooperation mechanisms and coordinate joint actions with public institutions or authorities, national or foreign, and request information from them when the nature and effective processing of the issues under its charge so require; and

- XXIII.** The others conferred by the Law, this Statute, the General Provisions and other applicable ordinances.

First Section

Operative General Directorates

ARTICLE 25.- Corresponds to the Operative General Directorates:

- I. Formulate statements, opinions, reports and consultations on the matters that correspond to them;
 - II. Carry out all the necessary proceedings for the due processing of the matters under their charge, including those of requiring and collecting information, documentation or any other evidentiary elements, formulate preventions, perform on-site inspections or dawn raids, as well as call to declare those related to the matters in question to provide statements;
 - III. Impose the corresponding enforcement measures, which shall be informed to the Investigative Authority or the Technical Secretariat, according to their ascription;
 - IV. Grant extensions in terms of that provided by the Law, within the scope of their attributions;
 - V. Request the Investigative Authority or the Technical Secretariat, as appropriate to their ascription, to extend the timeframes of the procedures;
 - VI. Agree on the admissibility and processing of evidentiary elements or other means of conviction offered within the procedure of their competence;
 - VII. Integrate the file to be sent to the Investigative Authority or the Technical Secretariat, as appropriate to their ascription;
 - VIII. Commission one or several of the public officials of their ascription, as appropriate, to carry out the performance of the ordered procedures;
 - IX. Request the support of the public force or from other federal, state, Mexico City, municipal or territorial demarcations authorities when necessary for the effective performance of the powers of the Commission;
- Reformed section DOF 27-10-2017*
- X. Dictate the necessary measures to legally conduct the procedure; and
 - XI. The others conferred by the Law, this Statute, the General Provisions and other applicable ordinances.

ARTICLE 25 BIS.- Corresponds to the Executive Directors ascribed to the Operative General Directorates:

- I. Assist in the handling and substantiating of the procedures assigned to them;
- II. Propose the structure and content of the agreements, official letters, statements, opinions, consultations resolutions, and any pertinent action for the processing of the matters in charge of the Director General, the Technical Secretariat or the Investigative Authority, according to their ascription;
- III. Issue agreements, grant extensions and formulate preventions related to the designation or revocation of authorized and addresses to hear and receive notifications, with the issuance of certified copies, as well as for the return of documents; of the issues assigned to them, for which it may apply the pertinent enforcement measures;
- IV. Issue certified copies of the official records that form part of the files in charge of

the General Directorate, the Technical Secretariat or the Investigative Authority assigned to them, and perform collations of documents or information when the return of documentation has been ordered in the matters assigned to them;

- V. Sign the actions that are within its competence in the matters assigned to them, ensuring at all times the consistency of criteria and the application of the applicable regulation;
- VI. Determine the structure and content of the extracts of the agreements and resolutions that will be published in the lists of the Commission on matters assigned to them;
- VII. Supervise the elaboration of the public, reserved and confidential versions of the actions and motions that are part of each of the procedures assigned to them and that correspond to the stage they have processed;
- VIII. Assist the Director General in in the coordination and development of meetings with other authorities and with the representatives of the economic agents, regarding the procedures assigned to them;
- IX. Plan and propose the elaboration or modification of guides, guidelines, manuals and criteria that contribute to the analysis and public understanding of the procedures under the responsibility of the General Directorate of their ascription, upon request from its Head, the Technical Secretary or the Investigative Authority, correspondingly;
- X. Collaborate with the Planning, Liaison, and International Affairs Unit, upon request, for the elaboration of materials that allow the participation of the Commission in international fora on economic competition regarding the matters in charge of the General Directorate of their ascription;
- XI. Collaborate with other administrative bodies and units of the Commission in the elaboration of reports and in the legal defense of the matters assigned to them, as well as those of which they have known, when requested, and
- XII. The others that are entrusted to them by the Director General, the Technical Secretary, the Investigative Authority, according to their ascription.

Added article DOF 03-07-2020

Of the General Directorates of Investigation

ARTICLE 26.- Corresponds to the General Directorates of Investigation, except for the General Directorate of Market Intelligence:

- I. Process the matters and investigations referred, delegated or entrusted to them by the Investigative Authority;
 - II. Elaborate and submit to the consideration of the Investigative Authority the draft statements of probable responsibility and preliminary opinions or, if applicable, the draft closure statement;
- Reformed section DOF 27-10-2017*
- III. Process the evidence and proceedings referred to in section III and IV of article 83 of the Law;
 - IV. Attend oral hearings and present arguments, as well as processing the

notification referred to in article 83, section II of the Law;

V. Propose to the Investigative Authority the interim measures necessary in terms of the Law and the Regulatory Provisions;

V BIS. With the assistance of the General Directorate of Market Intelligence, search and obtain means of conviction through the forensic analysis of information obtained in the processing of investigation, for which they may commission the public officials under their charge;

Added section DOF 03-07-2020

VI. Ensure and encourage the collaboration of the complainant in the trial-like procedure, in the applicable cases; and

Reformed section DOF 27-10-2017

VII. The others that are delegated or entrusted by the Head of the Investigative Authority and those indicated in the Law, this Statute, the Regulatory Provisions or other applicable ordinances.

ARTICLE 26 BIS.- Corresponds to the Executive Directors ascribed to the General Directorates of Investigation, except for the General Directorate of Market Intelligence:

I. Propose to the Director General of their ascription the strategies to be followed in the procedures under their charge;

II. Collaborate in the analysis of the information necessary for the Investigative Authority to have the sufficient elements to initiate the investigations corresponding to the General Directorate of their ascription;

III. Coordinate and supervise the collection and analysis of the means of conviction in the investigation procedures in charge of the General Directorate of their ascription;

IV. Assist in the elaboration of the orders of on-site searches that are issued in the investigation procedures in charge of the General Directorate of their ascription;

V. Coordinate and supervise the elaboration and issuance of draft closure proposals, statements of probable responsibility, preliminary opinions or opinion statements, as appropriate, in the investigation procedures in charge of the General Directorate of their ascription;

VI. Coordinate the homogenization and standardization of criteria of the General Directorate to which they are ascribed;

VII. Coordinate the implementation of drafts to improve the management of the General Directorate to which they are ascribed, and

VIII. The other attributions that are entrusted or delegated by Director General of their ascription or by the Head of the Investigative Authority.

Added article DOF 03-07-2020

ARTICLE 27.- Corresponds to the Coordination Office:

I. Support and provide economic and legal advice to the Investigative Authority;

and contribute with the General Directorates of Investigation;

- II.** Propose to the Investigative Authority guidelines on the uniformity of criteria in the performance of the General Directorates of Investigation;
- III.** Support the Investigative Authority to supervise the enforcement of the Law, the Regulatory Provisions and present Statute; and
- IV.** Other powers conferred or entrusted by the Investigative Authority, as well as those conferred by the Law, this Statute, the Regulatory Provisions or other applicable ordinances.

ARTICLE 27 BIS.- Corresponds to the Executive Directors of the Coordination Office:

- I.** Propose the strategies, as well as the legal and economic criteria for the processing of the functions entrusted to the head of the Coordination Office;
- II.** Assist in the review of the substantiation and motivation of the actions of the head of the Investigative Authority, the General Directorates of Investigation and the head of the Coordination Office;
- III.** Propose to the head of the Coordination Office the strategy to be followed during the intervention of the Investigative Authority or the General Directorates of Investigation in the procedures established in article 83 of the law and in the various amparo proceedings to which they are party;
- IV.** Propose to the head of the Coordination Office the mechanisms and policies for the enforcement and interpretation of the regulations in matters of economic competition and free market access, as well as the related to organization manuals, procedures and regulations regarding files, identification and classification of information, transparency and access to public government information, among others;
- V.** Assist in the determination and elaboration of criteria in relevant legal and economic aspects that appear as a result of the actions of the head of the Investigative Authority and the General Directorates of Investigation;
- VI.** Coordinate the support provided to the head of the Investigative Authority and the General Directorates of Investigation in the application of the regulatory framework regarding transparency and access to public information and identification and classification of information, as well as coordinate and supervise the correct application of the regulations and principles regarding transparency, identification and classification of information in the procedures and files in charge of the Investigative Authority;
- VII.** Monitor the execution and the collection of the fines imposed as enforcement measures by the head of the Investigative Authority or the General Directorates of Investigation; and
- VIII.** The other attributions that are entrusted or delegated by the head of the Coordination Office or by the Investigative Authority.

Added article DOF 03-07-2020

ARTICLE 28.- Corresponds to the Head of the General Directorate of Investigations in Absolute Monopolistic Practices, in addition to the powers and responsibilities set forth in

the preceding article 26 to:

- I. Process the investigations for absolute monopolistic practices; and
- II. Process the procedure corresponding to the benefit of reduction of the amount of fines referred to in article 103 of the Law.

Reformed section DOF 03-07-2020

ARTICLE 28 BIS.- In addition to the provisions established in the preceding article 26 BIS, corresponds to the Executive Directors ascribed to the General Directorate of Investigations in Absolute Monopolistic Practices to:

- I. Collaborate in the design and implementation of the policies for the efficient functioning of the procedure corresponding to the immunity and sanctions reduction program provided for in article 103 of the Law; and
- II. Assist in the evaluation of the information provided through the immunity and sanctions reduction program.

Added article DOF 03-07-2020

ARTICLE 29.- Corresponds to the General Directorate of Market Investigations, in addition to the powers and set forth in the preceding article 26, to carry out and process the investigations for relative monopolistic practices or unlawful concentrations.

ARTICLE 29 BIS.- In addition to the provisions established in the preceding article 26 BIS, corresponds to the Executive Directors ascribed to the General Directorate of Market Investigations to:

- I. Collaborate in the design and implementation of the policies for the efficient functioning of the exemption and sanctions reduction procedure established in articles 100 to 102 of the Law; and
- II. Assist in the evaluation of the information provided within the procedure referred to in the previous section.

Added article DOF 03-07-2020

ARTICLE 30.- Corresponds to the General Directorate of Regulated Markets, in addition to the powers set forth in the preceding article 26, to carry out and process the investigations referred to in articles 94, 96 and 97 of the Law.

ARTICLE 30 BIS.- In addition to the established in the preceding article 26 BIS, corresponds to the Executive Directors ascribed to the General Directorate of Regulated Markets to assist in the proposal of corrective measures deemed necessary to remove the restrictions to the efficient operation of the market, as well as in the elaboration of non-binding technical opinions referred to in article 94 of the Law.

Added article DOF 03-07-2020

ARTICLE 31.- Corresponds to the General Directorate of Market Intelligence:

- I. Collaborate with the General Directorates of Investigation in the investigations derived from the exercise of its attributions and issue the corresponding reports;
- II. Provide to the General Directorates of Investigation and to the Coordination Office, technical advice for the performance of the investigation functions of the Commission;

Reformed section DOF 27-10-2017

III. Receive, compile, systematize and standardize information, documentation or any other element about the markets, about specific acts of economic agents, and of the information compiled by the different areas of the Commission;

Reformed section DOF 27-10-2017

IV. Provide information of strategic nature for the development of lines of inquiry of possible anticompetitive practices;

V. Perform forensic analyses of digital information;

Reformed section DOF 27-10-2017

VI. Collaborate with the General Directorate of Administration in the elaboration of policies, ordinances and guidelines regarding the protection of digital information, access to and safeguarding of the premises of the Commission, as well as in the implementation of trust control systems for the personnel of the Commission;

Reformed section DOF 27-10-2017

VII. Assist in the search for, preservation and collection of indications, necessary elements of conviction or evidence for the processing of the procedures contained in the Law;

VIII. Cooperate and collaborate, through the Investigative Authority, with the different bodies and administrative units of the Commission as well as with the competent authorities that request it;

IX. Elaborate specialized technical reports;

X. Evaluate and resolve any technical aspect that may arise during the development of the activities of the General Directorates of Investigation; and

XI. The others that are delegated or entrusted to it by the Investigative Authority, as well as those indicated by the Law, this Statute, the Regulatory Provisions or other applicable ordinances.

ARTICLE 31 BIS.- Corresponds to the Executive Directors ascribed to the General Directorate of Market Intelligence:

I. Assist the Director General of Market Intelligence in obtaining information of strategic nature for the development of lines of inquiry of probable anticompetitive conducts;

II. Coordinate, monitor and process the corresponding documentation for the forensic activities of digital information;

III. Assist the Director General of Market Intelligence in the implementation of procedures, protocols, policies and guidelines for the proper preservation and safekeeping of indications, elements of conviction or evidence stored on digital media obtained during the processing of the different procedures of the Commission;

IV. Elaborate proposals and recommendations of policies, ordinances and guidelines concerning the security of institutional information and the access and safeguarding of the premises of the Commission;

V. Supervise the activities of collecting and analysis of strategic market information and specific acts performed by economic agents;

- VI.** Propose to the Director General of Market Intelligence recommendations to establish actions and measures that contribute to the forecast of threats and risk mitigation in investigation procedures;
- VII.** Assist in the resolution of technical aspects that may arise during the development of the activities of the head of the Investigative Authority or of the General Directorates of Investigation, and
- VIII.** The other attributions that are entrusted or delegated by the Director General of Market Intelligence or by the Head of the Investigative Authority.

Added article DOF 03-07-2020

Of the Technical General Directorates

ARTICLE 32.- Corresponds to the General Directorate of Legal Affairs:

- I.** Collaborate with the Board of Commissioners and the other Technical General Directorates in the study of regulatory preliminary drafts and drafts, as well as legislative proposals, acts of authority, laws, rules, agreements, decrees, official Mexican standards and other provisions of general observance in matters of free market access and economic competition, when required by the Technical Secretariat, and present the results of its study;
 - II.** Propose to the Technical Secretary the interpretation and general criteria for the application of the legal provisions applicable to the Commission;
 - III.** Process the handling of the procedures that are turned to it by the Technical Secretary, including those established by articles 83, 94, 96 and 106 of the Law;
 - IV.** Provide legal advice to the bodies and administrative units of the Commission, with the exception of the Investigative Authority regarding ongoing investigations;
 - V.** Assist in the verification of the compliance of the resolutions of the Commission as well as to process incidents;
 - VI.** Assist the Technical Secretariat in the verification of the application of enforcement measures that are imposed by the Technical General Directorates;
 - VII.** Assist the Technical Secretariat in matters of transparency and access to public information;
- Reformed section DOF 27-10-2017*
- VIII.** Assist in the execution of resolutions issued by the Board of Commissioners;
 - IX.** Coordinate and conduct the oral hearings; and
 - X.** The others that are delegated or entrusted by the Technical Secretary, as well as those conferred by the Law, this Statute, the Regulatory Provisions or other applicable ordinances.

ARTICLE 32 BIS.- Corresponds to the Executive Directors ascribed to the General Directorate of Legal Affairs:

- I.** Propose to the Director General the strategies that shall be implemented in the

- processing of the procedures in charge of the General Directorate of Legal Affairs;
- II.** Propose to the Director General the mechanisms to make the processing of matters in charge of the General Directorate of Legal Affairs more efficient;
 - III.** Assist in the establishment of criteria in legal aspects that arise derived from the processing of the procedures in charge of the Director General of Legal Affairs and the acts that they shall issue;
 - IV.** Attend on behalf of the Director General of Legal Affairs to the Committees or Working Groups of the Commission in which it participates;
 - V.** Collaborate with the Board of Commissioners in the elaboration of the engrossment of the resolutions corresponding to the matters assigned to it;
 - VI.** Analyze the information that is presented in compliance with the imposed conditions or proposed commitments on the procedures in charge of the General Directorate that have been assigned to them;
 - VII.** Propose mechanisms and policies for the application and interpretation of the regulations regarding economic competition and free market access;
 - VIII.** Propose in coordination with the areas of the Federal Economic Competition Commission draft guidelines for internal operations and technical criteria, when they have been assigned to them;
 - IX.** Collaborate with the Planning, Liaison, and International Affairs Unit in the drafting and review of memorandums to be concluded by the Federal Economic Competition Commission and treaties on matters of competition policy and regulation, when requested;
 - X.** Study the written proposals of measures presented by the economic agents and authorities in terms of section VII of article 94 of the Law, which have been assigned to them, as well as submit the corresponding analysis to the Director General of Legal Affairs;
 - XI.** Propose to the Director General and the Technical Secretary, criteria for sectoral regulation; asymmetric regulation; elimination of barriers to competition and free market access; access to essential facilities, and divestiture of assets, rights, partnership interest or shares, when applicable.
 - XII.** Coordinate and review the official letters related with the execution and collection of fines, as well as to address the information requirements made by the corresponding tax authorities;
 - XIII.** Coordinate and supervise the preparation of memoranda, official letters, and other necessary documents to be sent to the respective tax authorities, in order to comply with the requirements of said authorities, in accordance with the agreement on administrative collaboration in the collection of fines;
 - XIV.** Review the reports sent by the Tax Administration Service regarding the state of the collection of fines imposed by the Technical Secretariat, the Technical General Directorates or the Board of Commissioners, and inform their counterparts of the corresponding information in order to monitor the execution of the fines imposed by the Commission; and

- XV.** The others entrusted by the Director General or the ones indicated by the Law, this Statute, the Regulatory Provisions or other applicable ordinances.

Added article DOF 03-07-2020

ARTICLE 33.- Corresponds to the General Directorate of Economic Studies:

- I.** Assist the Technical Secretariat in the elaboration of economic or market analyses and studies, research works and general reports that are within its competence;
- II.** Assist the Technical Secretariat in the elaboration of the technical-economic opinions in matters of economic competition and free market access to be presented to the administrative or judicial authorities;
- III.** Advise the different bodies and administrative units of the Commission in matters of economic analysis, except the Investigative Authority regarding ongoing investigations;
- IV.** Contribute along with other Technical General Directorates in the elaboration of opinions on regulatory drafts and projects, as well as legislative initiatives, acts of authority, of the current institutional framework, of laws, rules, agreements, decrees, official Mexican standards and other provisions of general observance, when the Technical Secretariat so requests and submit the results of its study;
- V.** Elaborate, by instruction of the Technical Secretary, proposals of opinions on competition and free market access;

Reformed section DOF 27-10-2017

- VI.** Study the corresponding markets of the regulated economic sectors;
- VII.** Analyze and propose opening, promotion and protection to competition measures and elaborate proposals on the aspects of competition and free market access of policies, plans, public administration programs, as well as administrative acts, in said sectors;
- VIII.** Support the Chair and the Technical Secretary in addressing matters covered in the interinstitutional coordination instances related to regulated markets;
- IX.** Elaborate proposals and opinions on regulated markets and submit them to the Technical Secretariat; and
- X.** The others that are delegated or entrusted by the Technical Secretary, as well as those indicated by the Law, this Statute, the Regulatory Provisions or other applicable ordinances.

ARTICLE 33 BIS.- Corresponds to the Executive Directors ascribed to the General Directorate of Economic Studies:

- I.** Conduct and supervise the analysis of the manifestations on economic aspects made that are made by economic agents to statements of probable responsibility and preliminary opinions, in accordance with the instructions of the Technical Secretary or the Director General of Economic Studies;
- II.** Provide elements of economic analysis for the decision-making of the Commissioners, in accordance with the instructions of the Technical Secretary or the Director General of Economic Studies;

- III. Propose to the Director General of Economic Studies arguments based on economic analysis, the review of the literature and international cases on economic competition for the fulfillment of their functions;
- IV. Plan and conduct the economic analysis and of quantitative and qualitative information of the opinions, sectoral and market studies carried out by the General Directorate of Economic Studies, as well as of other matters assigned by the Technical Secretary or the Director General of Economic Studies;
- V. Act as an expert witness, in the matters requested by the General Directorate of Litigation Affairs and that are within its area of expertise;
- VI. Represent the Technical Secretary or the Director General of Economic Studies in workshops, seminars, meetings, fora and conventions on economic competition and sectoral regulation;
- VII. Elaborate guidelines, approaches, technical models and methodological criteria for the Director General of Economic Studies or for other areas of the Commission;
- VIII. Propose to the Director General of Economic Studies improvements to their internal procedures;
- IX. Propose the elaboration of analyses, economic or market studies, research works and general reports to the General Directorate of Economic Studies;
- X. Generate proposals for coordination between the Technical General Directorates for improving the addressing of trial-like procedures and the analysis of concentrations, and
- XI. The others that are delegated or entrusted to them by the Technical Secretary or the Director General of Economic Studies.

Added article DOF 03-07-2020

ARTICLE 34.- Corresponds to the General Directorate of Concentrations:

- I. Analyze and decide on the matters regarding concentrations that are turned to it to by the Technical Secretary;
- II. Propose conditions under which concentrations should be approved and contribute with their verification, as well as the objection to the execution of a concentration;
- III. Study and propose the incorporation of protective and promotional measures in matters of economic competition in divestiture procedures of public entities and assets, as well as in procedures of the allocation of concessions and permits carried out by agencies and entities of the federal public administration;
- IV. Study and decide on the requests for opinion regarding concessions and permits presented by applicants, conveners or bidders, in accordance with the applicable regulatory provisions;
- V. Study and decide on the notifications presented by those interested in acquiring public entities or assets under a divestiture process;
- VI. Propose to the Technical Secretary the conditions under which the operations referred to in the preceding sections III, IV and V should be approved;

- VII.** Other matters conferred to the Commission other administrative provisions applicable to the processes of concessions, permits and divestiture of public entities or assets, and which process or handling does not correspond to other body or administrative unit of the Commission;
- VIII.** Collaborate with the other Technical General Directorates in the elaboration of opinions on preliminary drafts and draft regulations, as well as legislative initiatives, acts of authority, of the current institutional framework, of laws, rules, agreements, decrees, official Mexican standards and other provisions of general observance, when the Technical Secretariat so requests, and submit the results of its study;
- IX.** Keep the record of the authorizations or observations made by the Commission in matters of concentrations, in accordance with the applicable regulations, and
- X.** The others that are delegated or entrusted to it by the Technical Secretary, as well as those indicated by the Law, this Statute, the Regulatory Provisions or other applicable ordinances.

ARTICLE 34 BIS.- Corresponds to the Executive Directors ascribed to the General Directorate of Concentrations:

- I.** Verify that the information presented by economic agents complies with the requirements of the Law and its Regulatory Provisions, in the procedures for concentrations, opinions on the documentation of public bidding processes, for the evaluation of participants in said procedures and the cession of concessions, permits, contracts and similar matters or the sale of assets of companies who hold this titles;
- II.** Propose, for approval of the Director General, the theory of the case of the matters assigned to them;
- III.** Agree with the convenors of the tenders, the activities, dates and timeframes of the timelines of these processes, in order for those interested in participating to request and obtain in due time the opinion, authorization or resolution of the Commission regarding the awarding of the object of the tender;
- IV.** Attend to and provide guidance to economic agents and regulatory entities on the procedures of the General Directorate of Concentrations, as well as on the relation between economic competition and sectoral regulation;
- V.** Collaborate with the Rapporteur Commissioner in the elaboration of draft resolutions;
- VI.** Act as an expert witness, prior appointment from the Technical Secretary or from the Director General of Concentrations, on matters requested by the General Directorate of Litigation Affairs related to concentrations and tenders and which are within its area of expertise; and
- VII.** The others that are entrusted or delegated to them by the Technical Secretary or the Director General of Concentrations.

Added article DOF 03-07-2020

Second Section Of the General Directorate of Litigation Affairs

ARTICLE 35.- The General Directorate of Litigation Affairs shall be responsible for the legal defense of the resolutions and determinations of the Commission, as well as of any other matter in which the Commission has an interest. It will depend directly from the Board of Commissioners to who it will report about the procedures under its charge.

ARTICLE 36.- Corresponds to the General Directorate of Litigation Affairs:

- I.** Represent the Commission, as well as any of its bodies, administrative units or public officials in all kinds of judicial proceedings, including amparo trials, administrative, contentious-administrative, civil, criminal and labor procedures in which they are involved with respect to their functions, as well any other type of matter in which the Commission has an interest; exercise, among others, the actions, exceptions and defenses that compete to the Commission; formulate written lawsuits or replies to them in all types of judicial or contentious-administrative procedures, offer evidence, formulate arguments and lodge any means of appeal that proceed before tribunals and authorities; and, in general, attend to the processing of the referred trials and procedures;
Reformed section DOF 27-10-2017
- II.** Support the Chair in the lodging of constitutional controversies, in terms of that provided by paragraph I), of section I of article 105 of the Political Constitution of the United Mexican States, and represent the Commission in their processing;
- III.** Support in the referral and request of files to the Federal Telecommunications Institute, as well as in the submission of files to the Federal Circuit Tribunal Specialized in matters of economic competition, broadcasting and telecommunications, in order to proceed under the terms of article 5 of the Law;
Reformed section DOF 27-10-2017
- IV.** Make the Legal Counsel of the Federal Executive knowledgeable, with prior authorization of the Board of Commissioners, the general acts or regulations issued by the States, Mexico City, municipalities or territorial demarcations that may prove contrary to that provided, among others, by articles 28 and 117, sections IV, V, VI and VII of the Political Constitution of the United Mexican States or that invade the faculties of the Federation;
Reformed section DOF 27-10-2017
- V.** Represent the Commission, prior authorization of the Board of Commissioners, in the collective actions in accordance with the Fifth Book of the Federal Code of Civil Procedures;
- VI.** Elaborate the previous reports and with justification, as well as the means of appeal that result necessary during the processing of amparo trials in which any body, administrative unit or public official of the Commission is identified as the responsible authority; intervene in the amparo trials when the Commission has the nature of third interested party and, in general intervene in the substantiation of any type of trials and means of appeal before the bodies that comprise the Federal Judicial power;
- VII.** Contribute with other General Directorates, to the analysis of preliminary drafts and draft regulations, as well as legislative initiatives, acts of authority, draft legislative initiatives or decrees, as well as rules, agreements, official Mexican

standards and other provisions of general observance in matters of economic competition and free market access;

- VIII.** Formulate, lodge and ratify complaints or criminal complaints before the competent Public Prosecutor regarding facts that could constitute offences, excepting with that provided in article 254 bis of the Federal Criminal Code, as well as contributing in the course of the investigation and in criminal proceedings;

Reformed section DOF 27-10-2017

- VIII BIS.** Participate in the Alternative Mechanisms for the Settlement of Disputes in criminal matters, on behalf of the Commission, and conclude compensation agreements, with prior approval of the administrative body or unit involved in the conflict in question;

Added section DOF 27-10-2017

- IX.** Advise the different bodies and administrative units of the Commission that request it, issuing legal opinions regarding litigation issues arising from the functioning of the Commission;

- X.** Issue an opinion on labor matters regarding personnel, including practices and the drawing up of records and administrative minutes, as well as on discharges and other applicable sanctions regarding personnel;

- XI.** Support the General Directorate of Administration in the legal aspects requested to them;

- XI BIS** Act or appoint the official who will act within the criminal procedures in which the Commission is a part, as a legal counsel to it, or any of its bodies, administrative units or public officials in compliance with their functions.

Added section DOF 27-10-2017

- XI BIS 1.** Delegate, through agreement, its powers to public officials of its ascription;

Added section DOF 03-07-2020

- XI BIS 2.** Comply, within the scope of its attributions, with the agreements reached by the committees and groups for the monitoring of institutional projects;

Added section DOF 03-07-2020

- XII.** Indicate the legal foundations and requirements to which the agreements and contracts subscribed by the Commission must be subjected, rule on them and keep their record; and

- XIII.** The others that are delegated or entrusted to by the Board of Commissioners or the Chair, as well as those indicated by the Law, this Statute, the Regulatory Provisions or other applicable ordinances.

ARTICLE 36 BIS.- Corresponds to the Executive Directors ascribed to the General Directorate of Litigation Affairs:

- XIV.** Assist the Director General of Litigation Affairs in the due attention, processing, substantiation, monitoring, defense strategy and appropriate and efficient procedural handling of litigation required to protect the interests and assets of the Commission, in the constitutional controversies, amparo proceedings, administrative, contentious-administrative, civil, commercial, leasing, criminal,

labor proceedings, or any other matter in which the Commission has an interest and that is assigned to it, regardless of the matter, instance, location or administrative, jurisdictional or not jurisdictional, contentious or non-contentious body;

- XV.** Propose the structure and content of any written lawsuit, reply, complaint, criminal complaint, report, opinion, processing, offering of evidence, formulation of arguments, means of appeal, recourses, incidents or any other pertinent action for the correct handling of the process and due defense of the matters that have been assigned to them to protect the interests and assets of the Commission before any type of administrative or jurisdictional authority, contentious or non-contentious;
- XVI.** Assist, process and if applicable assert declarations, appeals or actions in defense of the Commission, the administrative units or of public officials that integrate it, in any type of proceeding or hearing that derives from an administrative or jurisdictional procedure, contentious or non-contentious;
- XVII.** Accompany the public officials who are part of the different administrative units of the Commission before any authority or private party, when it corresponds to them the addressing or processing of substantive legal acts, procedural or of any other nature related with its duties and which correspond to the litigation area;
- XVIII.** Report in a timely, efficient and exhaustive manner to the Director General of Litigation Affairs the status of the matters under their charge;
- XIX.** Act as liaison before the administrative units of the Commission, or before any other authority, on the matters under its charge or for the processes assigned to them;
- XX.** Exercise the powers of legal representation in labor or any other matter granted to them by the President Commissioner or the Board of Commissioners, and be accountable for this in a timely way;
- XXI.** Collaborate in the advice that the Director General of Litigation Affairs provides to the administrative units of the Commission, in the various legal aspects that they require it, within the scope of its attributions;
- XXII.** Serve, when appointed to, as legal advisor in the criminal proceedings in which the Commission, its bodies, administrative units or any of its public officials are a party by reason of their functions;
- XXIII.** Periodically manifest to the Director General of Litigation Affairs about the effectiveness of the internal procedures for addressing the matters under their charge, and if applicable, coordinate the implementation of the improvement proposals approved by the Director General of Litigation Affairs for boosting productivity, efficiency, effectiveness, and quality of the work conducted, as well as the proper exercise of the duties of the personnel ascribed to the General Directorate of Litigation Affairs;
- XXIV.** Assist in the processing and substantiation of the administrative procedures in charge of the Director General of Litigation Affairs, and sign the actions required to comply in time and form with the requirements for these and for the contracting and operability that correspond to the General Directorate of Litigation Affairs in its internal and external interactions, including that of

representing the General Directorate in the working groups, committees or trusts of the Commission, as a substitute;

- XXV.** Carry out the commissions or corresponding representation in the judicial, cooperation and academic fields in the events in which the General Directorate of Litigation Affairs is invited;
- XXVI.** Coordinate the homogenization and standardization of criteria of the General Directorate of Litigation Affairs, either by promoting the creation of internal criteria or the implementation of the criteria established by the Director General of Litigation Affairs or those derived from the resolutions of the Federal Judicial power;
- XXVII.** Supervise and instruct the preparation and implementation of the Annual Work Plan of the General Directorate of Litigation Affairs; and
- XXVIII.** The others that are entrusted or delegated by the General Directorate of Litigation Affairs and the others determined by the applicable regulations on the matters under its charge, and those issued by the Commission.

The Executive Directors ascribed to the General Directorate of Litigation Affairs may replace the Director General of Litigation Affairs without the need for an appointment agreement, indistinctly and without a specific order of precedence for the appropriate and efficient attention of the matters under their charge.

Added article DOF 03-07-2020

Second Section BIS

Of the General Directorate of Digital Markets

Added section DOF 03-07-2020

ARTICLE 36 TER.- The General Directorate of Digital Markets shall be responsible of analyzing the development of digital markets and their implications in matters of economic competition and free market access. It will depend directly from the Board of Commissioners, to which it will respond of the procedures under its charge.

Added article DOF 03-07-2020

ARTICLE 36 TER 1.- Corresponds to the General Directorate of Digital Markets:

- I.** Study and monitor the functioning, development, competitive dynamics and other relevant aspects on free market access and competition in digital markets;
- II.** Generate and standardize the knowledge about digital markets and the best international practices within the Commission;
- III.** Provide technical support to Director General of Concentrations in the analysis of concentrations involving digital markets or Economic Agents operating in them;
- IV.** Provide technical support to the Investigative Authority with technical analyses and inputs that it requests;
- V.** Collaborate with the Planning, Liaison, and International Affairs Unit in the elaboration of analysis, dissemination and promotion of competition documents related to digital markets, as well as in the organization of national and

international seminars, congresses, workshops and conferences on economic competition and free market access related to digital markets;

- VI.** Analyze and develop regulation proposals for digital markets that have as a purpose promoting and protecting competition and free market access;
- VII.** Provide technical support to the competent areas of the Commission in the elaboration of opinions on preliminary drafts and draft regulations, legislative initiatives, acts of authority, laws, rules, agreements, decrees, official Mexican standards, and other provisions of general observance that have as their purpose protect or promote economic competition and free market access in the digital markets; and
- VIII.** The others that are entrusted by the Board of Commissioners.

Added article DOF 03-07-2020

ARTICLE 36 TER 2.- Corresponds to the Executive Director of Digital Markets:

- IX.** Coordinate the elaboration of analysis documents about the functioning and development of digital markets in Mexico;
- X.** Supervise the elaboration of materials, briefs and reports, as well as the conduction of workshops, conferences or other activities, aimed at disseminating and standardizing the knowledge on the functioning and development of digital markets within the Commission;
- XI.** Coordinate the collaboration between the General Directorate of Digital Markets and the General Directorate of Concentrations in the analysis of concentrations involving companies operating in digital markets;
- XII.** Coordinate the collaboration between the General Directorate of Digital Markets and the Investigative Authority for the elaboration of analyzes and studies that support the actions of said Authority when it requests it;
- XIII.** Coordinate the collaboration between the General Directorate of Digital Markets and the Planning, Liaison, and International Affairs Unit in the elaboration of analysis, dissemination and promotion of competition documents related to digital markets;
- XIV.** Coordinate the technical support to the competent areas of the Commission in the elaboration of opinions on preliminary drafts and draft regulations, legislative initiatives, acts of authority, laws, rules, agreements, decrees, official Mexican standards, and other provisions of general compliance on matters of economic competition and free market access that are related to digital markets; and
- XV.** The others that are entrusted by the Board of Commissioners or the Director General of Digital Markets.

Added article DOF 03-07-2020

Third Section Of the General Directorate of Administration

ARTICLE 37.- The General Directorate of Administration will hierarchically depend from the Chair; will be responsible of the exercise of the budget assigned by the Chamber of Deputies

of the Congress of the Union; and will establish and apply the technical and administrative measures on matters of talent management, human, financial, material and information and communication technologies resources.

Reformed article DOF 27-10-2017

ARTICLE 38.- Corresponds to the General Directorate of Administration:

- I.** Elaborate the preliminary draft of the annual budget of the Commission, as well as the appropriate budgetary modifications, to be proposed to the Chair;
 - II.** Authorize and coordinate the exercise of the assigned budget, as well as to monitor its compliance in accordance with the applicable regulation and budgetary criteria ensuring the efficiency of expenditure;
 - III.** Establish the procedures for the evaluation of the costs and utilization of the budgetary resources of the Commission;
 - IV.** Appear before the Board of Commissioners, when required by the President Commissioner;
 - V.** Render reports to the Chair when required on the actions and activities carried out in compliance with the functions entrusted in this Statute and other applicable legal provisions;
 - VI.** Issue the policies, bases, and guidelines in matters of acquisitions, leases and services for the obtention of material, financial, information technologies and general services resources; as well as the bases to which the conventions and contracts to be concluded will be subject;
 - VII.** Formulate the bases, review the requirements and subscribe the agreements, conventions and contracts entered by the Commission, including those related to acquisitions and leases of movable and immovable assets, services of any nature and public works and their modifications; as well as the other acts of administration as provided for in the applicable legal and administrative provisions that result from the exercise of its functions;
 - VIII.** Carry out the contracting that the Commission requires in matters of Insurance in accordance to the guidelines that are issued in this matter;
 - IX.** Perform the notifications that must be done to bidders, suppliers, or contractors, in the exercise of their attributions;
 - X.** Comply with the general regulations and other internal provisions issued by the Board of Commissioners, in matters of human, material, financial, general services and information technologies resources of the Commission;
 - XI.** Make the payments derived from the exercise of the current expenditure budget in a punctual and effective manner;
 - XII.** Provide the payments and benefits to public officials; as well as to resolve on the issuance or suspension of payments, the application of discounts and legal deductions, as well as those authorized or ordered by judicial order or by a competent administrative authority, the application of discounts and deductions and, if applicable, the recovery of amounts corresponding to unpaid wages;
- Reformed section DOF 27-10-2017*
- XIII.** Provide the material, information and communications technologies resources

for the optimal performance of the administrative units;

Reformed section DOS 27-10-2020

- XIV.** Provide the information technologies, communications and security of information systems that the Commission requires for its functioning; as well as, proposing improvements and updates to the technological infrastructure and/or operative processes of the Commission;

Reformed section DOF 27-10-2017

- XV.** Regulate and supervise the accounting records of the financial and budgetary operations in the accounting system maintained for that purpose;

- XVI.** Keep the systems of information technologies, communications and information security management of the Commission up to date;

Reformed section DOF 27-10-2017

- XVII.** Take custody of the original documentation derived from administrative operations and from contracts and agreements carried out in the performance of its functions;

- XVIII.** Comply, within the scope of its attributions, with the agreements taken by the institutional committees and working groups for the monitoring of institutional projects;

Reformed section DOF 27-10-2017 and DOF 03-07-2020

- XVIII BIS.** Issue provisions, policies, bases, and internal guidelines, as legal representative in administrative matters, to guarantee observance of the Official Mexican Standards applicable to the Commission;

Added section DOF 03-07-2020

- XIX.** Attend, disseminate and operate matters related to the training programs for the public officials of the Commission, as well as to promote their participation in cultural, sports and recreational activities and implement the internal communication system;

- XX.** Issue the official letters and certificates of appointment of the personnel of the Commission, the movements of personnel, identification credentials and the matters of termination of the effects of the appointment, in accordance with the applicable legal provisions; as well as issue and, if applicable, certify the records related to the occupation or position they occupy or have occupied, salaries and other inherent activities in accordance with the procedures and regulations adopted for these effects;

Reformed section DOF 27-10-2017

- XXI.** Manage the recruitment, selection and permanence mechanisms of the personnel, social service and internships, as well as the stimulus and rewards established in accordance with the applicable procedures and regulations;

- XXII.** Execute the administrative sanctions to which the personnel of the Commission may be subject, in accordance with the procedures and regulations established for these effects;

- XXIII.** Authorize and subscribe the contracts for the provision of fee-based professional services, in accordance with the procedures and regulations established for

these effects;

- XXIV.** Execute the administrative programs for the control, operation, maintenance, surveillance, civil protection and security of the movable property, premises and infrastructure of the Commission;
- XXV.** Comply with fiscal obligations in accordance with the applicable legal provisions and inform when the President requires such compliance;
- XXVI.** Serve, with prior delegation of the Chair, as the legal representative of the Commission in matters pertaining to the performance of its functions;

Reformed section DOF 27-10-2017

- XXVII.** Analyze and approve the modification proposals to the organic and occupational structure of the administrative bodies and units of the Commission, in accordance with the applicable provisions;

Reformed section DOF 27-10-2017

- XXVIII.** Comply with the provisions to be issued for the better performance of its functions;
- XXIX.** Issue administrative management provisions, applicable to the Commission and its personnel;
- XXX.** Provide office furniture, supplies and equipment to the public officials of the Commission;
- XXXI.** Manage the mail, catering, printing and transportation services, if applicable;
- XXXII.** Propose and supervise the administrative procedures that expedite and facilitate the regional attention of the matters within its competence;
- XXXIII.** Be knowledgeable of and control the entry, promotion, removal and leave of absence of the public officials of the Commission, as well as the implementation of trust control systems, in accordance with the provisions of the applicable regulations;
- XXXIII BIS.** Carry out all kinds of administrative minutes in which facts or acts of the public officials of the Commission are recorded for the corresponding legal effects, as well as on the dismissals of said public officials;

Added section DOF 27-10-2017

- XXXIV.** Issue internal operative provisions, as well as the institutional organization manual, according to the organizational structure approved by the Board of Commissioners; and
- XXXV.** The others that are delegated or entrusted by the Chair, indicated by the Law, this Statute, the Regulatory Provisions or other applicable ordinances.

ARTICLE 38 BIS.- Corresponds to the Executive Director of Human Resources and Talent Management:

- I.** Authorize by means of a signature the actions that are within its competence;
- II.** Coordinate the elaboration and updating of policies, regulations, systems and procedures for the management of the human resources of the Commission;
- III.** Direct the personnel under its charge, on the monitoring of the activities to be

executed, with the purpose of having accurate and appropriate information in each process of human resources;

- IV.** Coordinate the participation of its areas in the processes of acquisition of goods, products or services in matter of human resources;
- V.** Participate and contribute with the necessary information in the various committees or working groups, where there is interference in matter of human resources;
- VI.** Provide guidance, in coordination with the General Directorate of Litigation Affairs, to the administrative units of the Commission, in labor matters and participate in the drafting of minutes for breach of labor obligations incurred by the personnel, factual findings, accident at work records and administrative records;
- VII.** Coordinate and authorize the responses to transparency and audit requests in charge of the General Directorate of Administration;
- VIII.** Manage the management of the human resources of the Commission, propose policies, guidelines and strategies in this matter, in a comprehensive manner and based on the best practices and in line with the current applicable regulation;
- IX.** Coordinate the integration, validation and updating of the organic and occupational structure, as well as the job profile catalogue, in accordance with the agreements issued by the Board of Commissioners;
- X.** Authorize the management and use of resources in matter of the budget for personal services, as well as managing the positions of the various administrative units that comprise the Commission, in order to provide sufficient personnel for the operation of its processes;
- XI.** Supervise the exercise of expenditure on personal services in order to generate the rational use of human resources and services provided, in accordance with the programming of the chapter;
- XII.** Validate, for the authorization of the Director General of Administration, the official letters and certificates of appointment of the personnel of the Commission, the movements of personnel and the matters related to the termination of the appointment;
- XIII.** Validate, for authorization or certification of the General Directorate of Administration, the records related to the occupation or position they occupy or have occupied, salaries and other inherent activities;
- XIV.** Manage the authorization and occupation of the temporarily retained professional services providers, interns, social service providers and professional internships;
- XV.** Contribute with the General Directorate of Competition Advocacy in the projects for the promotion of competition that require it;
- XVI.** Elaborate and control the identification badges of the personnel of the Commission;
- XVII.** Ensure the updating, safeguarding and proper integration of the personnel's file;
- XVIII.** Authorize the issuance of the personnel payroll in its various types of hiring,

validate its correct calculation and guarantee compliance with fiscal commitments, legal and operative deadlines for its timely and appropriate execution;

- XIX.** Authorize the issuance or suspension of payment, the application of discounts and legal retentions, as well as those authorized or ordered by judicial mandate or by competent administrative authority and, if applicable, the recovery of amounts corresponding to unpaid wages;
- XX.** Coordinate the necessary actions for the granting of benefits to the public officials of the Commission;
- XXI.** Manage the processes related to promotions, national or international scholarships, licenses in their several modalities, permits and work incapacities of the public officials of the Commission;
- XXII.** Propose and supervise the recruitment and selection processes to fill the positions of the organic structure authorized to the Commission;
- XXIII.** Propose and supervise the application of performance assessment and job recognition programs through the management of awards, incentives, bonuses and rewards to the personnel of the Commission;
- XXIV.** Validate the annual training program, supervise its contracting and operation, monitor the coverage of courses and ensure maximum use of the assigned budget;
- XXV.** Define and report, at different levels of implementation, the metrics of the use of the Annual Training Program;
- XXVI.** Supervise and manage the development and implementation of professionalization systems in order to promote the development of public officials;
- XXVII.** Coordinate the actions in matter of gender equality within the structure, processes and values that support the organizational culture of the Commission;
- XXVIII.** Implement the strategies and actions necessary to strengthen the work environment and culture of the Commission, with the purpose of maintaining spaces of productivity, human development and equality for the female and male public officials;
- XXIX.** The others that are entrusted or delegated by the Chair or the Director General of Administration.

Added article DOF 03-07-2020

ARTICLE 38 BIS 1.- Corresponds to the Executive Director of Budget and Finance:

- I.** Elaborate and update the proposals of the policies, regulations and other provisions in financial and budgetary matters pursuing the efficiency of the expenditure in accordance with the criteria of rationality, honesty and transparency;
- II.** Authorize, by means of a signature, the actions that are within its competence;
- III.** Assist in the provision of payments and benefits to the public officials of the Commission, as well as the fulfilment of the commitments to third parties arising from the registered occupational structure;

- IV. Issue and authorize the requests for budgetary sufficiency required by the Administrative Units through authorized personnel, in order to ensure that these have the elements necessary to carry out the processes of contracting and acquiring of the goods or services requested;
- V. Define, evaluate and present the budget planning proposals for each fiscal year by identifying the needs of the responsible Administrative Units, in order to integrate the Preliminary Draft Budget of the Commission;
- VI. Evaluate and if applicable approve the internal budgetary adjustments in accordance with the General Policies on Programming, Budgeting, Approval, Exercise, Control and Evaluation of Public Expenditure of the Commission;
- VII. Validate the accounting records of financial and budgetary operations in the integral system implemented for this purpose;
- VIII. Authorize the necessary periodic reports regarding the status of the exercise of budgetary and financial spending of the Commission, in order to meet the internal and external requirements before the corresponding audit authorities;
- IX. Propose to the Director General of Administration the budgetary authorization of multiannual contracts that provide the best conditions to the Commission;
- X. Support the periodic approval of the requests for resources registered in the Integral System of Financial Administration for the timely administration of resources authorized to the Commission;
- XI. Monitor the recovery, appropriate and correct implementation of surplus income resources;
- XII. Authorize the registration of the investment portfolio scheduled for each fiscal year;
- XIII. Authorize the corresponding budgetary opinions, in accordance with the modifications to the organic structure of the Commission;
- XIV. Attend the requirements of the audit authorities in current budgetary and accounting matters, as well as authorize the requests for information, audits and those instructed by the General Directorate of Administration, and
- XV. The others that are delegated or entrusted by the Chair or the Director General of Administration.

Added article DOF 03-07-2020

ARTICLE 38 BIS 2.- Corresponds to the Executive Director of Material Resources, Acquisitions and Services:

- I. Authorize by means of a signature, the actions that are within its competence;
- II. Elaborate and update the policies, guidelines of technical and administrative nature, the systems and procedures for the administration of resources, acquisitions, contracts, security and civil protection, and follow up on the guidelines issued by the General Directorate of Administration and the Committees of Acquisitions, Leasing and Services and Property, as well as those issued by the Security Working Group;
- III. Coordinate the elaboration and updating of the policies, bases, guidelines, manuals, guides and all the normative instruments that are necessary to fulfill its

purpose;

- IV.** Coordinate the evaluation and updating of institutional security policies that allow the establishment of general directives and guidelines in order to preserve the integrity of the personnel, as well as of the premises of the Commission;
- V.** Coordinate the elaboration and updating of the Institutional Civil Protection Program of the Commission, as well as the training program for the personnel that integrates the Internal Unit for Civil Protection;
- VI.** Coordinate its Annual Work Program to submit it to the authorization from the General Directorate of Administration;
- VII.** Design and establish the contracting procedure of the Annual Insurance Program for the Assets and Premises of the Commission;
- VIII.** Coordinate with the Executive Director of Information and Communication Technologies, the elaboration and updating of prevention measures and information protection systems and institutional security technologies;
- IX.** Validate the Civil Protection Program of the property hosting the offices of the Commission, as well as the participation of the Commission in the National Civil Protection System;
- X.** Present to the General Directorate of Administration documents for their certification when so requested, of the records of the files under its responsibility and carry out document collation;
- XI.** Approve the execution of risk studies in matters of institutional physical security that allow the identification of threats and vulnerabilities that endanger the integrity of the physical infrastructure and the personnel of the Commission;
- XII.** Supervise the provision of general services and material resources required by the administrative units of the Commission;
- XIII.** Supervise the inventory and warehouse of the Commission;
- XIV.** Supervise the procurement procedures of the Commission;
- XV.** Attend the audits carried out on the General Directorate of Administration in the areas of material resources, acquisitions and general services, security and civil protection;
- XVI.** Coordinate and authorize the response to information requests made by the petitioners and that refer to their competence, in compliance with the regulations on transparency and access to governmental public information;
- XVII.** Promote and supervise the classification and custody of the files of the executed contracting, contracts and agreements entered into with the purpose of having paper trail of the acquisitions and services procured by the Commission;
- XVIII.** Authorize the notifications that correspond to adjudications, requests of information, conventional penalties and the beginning of the termination of contracts to suppliers or contractors;
- XIX.** Coordinate with the General Directorate of Litigation Affairs and the relevant legal authorities, legal acts and matters in the legal field related to the operation of material resources, acquisitions, general services, institutional security and civil protection;

- XX.** Serve as a member of the committees of acquisitions, leases and services and movable property;
- XXI.** Submit to the consideration of the committees of acquisitions, leases and services and movable property, the requests submitted by the administrative units within the scope of their competence, and
- XXII.** The others that are delegated or entrusted by the Chair or the Director General of Administration.

Added article DOF 03-07-2020

ARTICLE 38 BIS 3.- Corresponds to the Executive Director of Information and Communication Technologies:

- I.** Authorize by means of a signature, the actions that are within its competence;
- II.** Authorize the models of planning and control of information and communications technologies: strategic plan, acquisitions program, draft budget, maintenance programs;
- III.** Propose the strategic objectives in matter of information and communication technologies of the Commission;
- IV.** Coordinate the selection, the development, the application and the use of information and communication technologies and monitor the trends and innovation in the use of said technologies;
- V.** Determine and manage the technological architecture of the Commission;
- VI.** Determine and approve the plans for protection and safeguard of the information, as well as for the continuity in operations and disaster recovery in the computer equipment of the Commission;
- VII.** Manage the information and communication technologies resources;
- VIII.** Authorize the technical opinions for the procurement of infrastructure, equipment and external services, in matter of information technologies, as well as supervise the compliance with contracts and the results of the implementation of solutions;
- IX.** Ensure the continuity of the services in matter of information and communication technologies for the Commission; and
- X.** The others that are delegated or entrusted by the Chair or the Director General of Administration.

Added article DOF 03-07-2020

Fourth Section

Of the General Directorates of Coordination

ARTICLE 39.- Corresponds to the General Directorates of Coordination:

- I.** Agree with the Head of the Planning, Liaison, and International Affairs Unit on the matters within their competence;
- II.** Propose to the Head of the Planning, Liaison, and International Affairs Unit the conclusion of agreement and collaboration bases with other agencies, entities,

public or private institutions or bodies, with the purpose of facilitating the handling of matters that correspond to them;

- III. Formulate the studies, recommendations and projects requested by the Head of the Planning, Liaison, and International Affairs Unit;
- IV. Implement, by instruction of the Head of the Planning, Liaison, and International Affairs Unit, the coordination mechanisms that facilitate the conduction and application of the competition policy and the administrative functioning of the Commission; and
- V. The others that are indicated by the Law, this Statute, the Regulatory Provisions or other applicable ordinances.

ARTICLE 40.- Corresponds to the General Directorate of Competition Advocacy:

- I. Propose, establish and supervise the administrative procedures that streamline and facilitate the regional attention of the matters regarding competition and free market access;
- II. Assist the Head of the Planning, Liaison, and International Affairs Unit in the coordination and supervision of the delegations that are established outside Mexico City;

Reformed section DOF 27-10-2017

- III. Promote and coordinate the cooperation mechanisms and initiatives in matters of competition and free market access with the governments of the States and Mexico City;

Reformed section DOF 27-10-2017

- IV. Foster, coordinate, facilitate and strengthen liaisons and supervise the implementation of cooperation mechanisms between the Commission and national public or private institutions in matters of competition and free market access;

Reformed section DOF 11-07-2019

- V. Promote and coordinate with the different regulatory bodies, units and entities of the Federal Public Administration, the Legislative power and the Judicial power and other public authorities, the mechanisms and initiatives of cooperation for the promotion and protection of the process of competition and free market access in the interests of the consumers;

- VI. Contribute with the Planning, Liaison, and International Affairs Unit in the organization of national and international seminars, congresses, workshops and conferences, in matters of competition and free market access;

- VII. Elaborate, coordinate and execute projects and documents for the promotion of competition and publicity campaigns in favor of the competition culture;

Reformed section DOF 03-07-2020

- VIII. Contribute with the Planning, Liaison, and International Affairs Unit in the implementation of the mechanisms for information, dissemination and promotion of competition and free market access at the national and international level;

- VIII BIS. Assist the Planning, Liaison, and International Affairs Unit in conducting

regulatory analysis and documents for the promotion of competition;

Added section DOF 03-07-2020

- IX.** Establish and maintain the relationship of the Commission with the competent authorities, regarding the mechanisms for the execution and monitoring of fines as sanctions and fines as enforcement measures provided for in the Law, in assistance of the heads of the Investigative Authority, the Technical Secretary and the respective General Directorates;

Reformed section DOF 27-10-2017

- IX BIS.** Elaborate and monitor the inter-institutional memorandums or agreements carried out to comply with the purpose of the Law;

Added section DOF 27-10-2017

- IX BIS 1.** Support in the preparation of the participation of the Head of the Planning, Liaison, and International Affairs Unit or, if applicable represent the Commission, in interinstitutional groups when designated by the President Commissioner or by any legal instrument other than the Law, and

Added section DOF 27-10-2017 and reformed DOF 11-07-2019

- IX BIS 2.** Repealed.

Repealed section DOF 11-07-2019

- X.** The others that are delegated or entrusted by the Chair or the Head of the Planning, Liaison and International Affairs Unit; as well as those set forth by the Law, this Statute, the Regulatory Provisions or other ordinances.

ARTICLE 40 BIS.- Corresponds to the Executive Director of Regulatory Analysis and Collaboration with the Public Sector:

- I.** Collaborate in the elaboration and monitoring of an inventory of regulations that the Commission has identified as potentially contrary to the precepts of competition and free market access;
- II.** Suggest modifications to the regulations in order for them to incorporate and promote the principles of competition and free market access in the markets of the country;
- III.** Propose the intervention of the Commission in accordance with its powers when identifies any regulation potentially limiting competition and free market access; coordinate the execution of said interventions when they fall within the powers of the Planning, Liaison, and International Affairs Unit, and contribute to the drafting of opinions to be submitted by the Chair before the Board of Commissioners;
- IV.** Determine thematic opportunities and coordinate the elaboration of competition promotion notebooks related to regulatory analysis, other policies and public procurement;
- V.** Propose criteria for the elaboration of notes, presentations, and work materials for its hierarchical superiors on regulatory issues, public policies and public procurement procedures and their relation or impact in matters of competition and free market access in the national markets;

- VI.** Determine and execute projects, trainings and other collaborative actions with different actors of the public sector and training for public officials that promote competition and free market access;
- VII.** Collaborate with the Head of the Planning, Liaison, and International Affairs Unit or with the Director General of Competition Advocacy in the preparation of support materials related to its participation in meetings and events with actors of the national public sector, and
- VIII.** The others that are delegated or entrusted by the Chair, the Head of the Planning, Liaison and International Affairs Unit or the Director General of Competition Advocacy.

Added article DOF 03-07-2020

ARTICLE 41.- Corresponds to the General Directorate of Planning and Evaluation:

- I.** Supervise, in coordination with the bodies and administrative units of the Commission, the application of strategic actions for the fulfillment of the institutional goals and objectives;
Reformed section DOF 27-10-2017
- II.** Coordinate the institutional strategic planning works for the definition of objectives, goals, lines of action and indicators;
Reformed section DOF 27-10-2017
- III.** Elaborate and propose to the Head of the Planning, Liaison, and International Affairs Unit the preliminary draft annual work program and the preliminary draft quarterly activity reports;
Reformed section DOF 27-10-2017
- IV.** Promote and coordinate the evaluation of the activities of the Commission, by public or private institutions, national or foreign;
Reformed section DOF 27-10-2017
- V.** Generate and publish statistics, indicators and information that allow the evaluation of the activities carried out by the Commission;
Reformed section DOF 27-10-2017
- VI.** Plan and implement the strategy and agenda of the Commission in matters of accountability;
Reformed section DOF 27-10-2017
- VII.** Elaborate reports about the performance and management of the Commission, in compliance with the provisions in matters of planning, evaluation, monitoring and control;
Reformed section DOF 27-10-2017
- VIII.** Implement institutional mechanisms for evaluating the compliance with the annual work programs and other institutional strategic planning documents;
Reformed section DOF 27-10-2017
- IX.** Design and establish the institutional strategy that facilitates risk management and prevention, as well as to assist the Chair in receiving and analyzing the reports regarding the reviews and audits and other reports related with

institutional performance that the Head of the Internal Control Body delivers to it, and those matters related to observations and reports from the Federal Superior Audit Office or from other external auditors;

Reformed section DOF 27-10-2017

- X. Carry out qualitative and quantitative studies of competition policy; and
- XI. The others that are delegated or entrusted by the Chair or the Head of the Planning, Liaison and International Affairs Unit, as well as those set forth by the Law, this Statute, the Regulatory Provisions or other ordinances.

ARTICLE 41 BIS.- Corresponds to the Executive Director of Planning and Evaluation:

- I. Monitor the implementation of strategic actions for the fulfillment of institutional goals and objectives;
- II. Direct the necessary works for the development of institutional strategic planning that will allow to define, or if applicable, review and update the institutional objectives, goals, lines of action and indicators;
- III. Plan the elaboration of the Annual Work Program of the Commission, in consideration of the relevant substantive and adjectival work for the year in question;
- IV. Plan the elaboration of the Quarterly Activity Reports in consideration of the actions and results achieved during the reporting period;
- V. Plan the elaboration of the reports about the performance and management of the Commission;
- VI. Elaborate and propose to the Director General of Planning and Evaluation the accountability agenda of the Commission and ensure its compliance;
- VII. Elaborate the draft risk map of the Commission, the strategy for its monitoring and control, as well as support the Director General of Planning and Evaluation in matters related to reviews and audits carried out on the Commission;
- VIII. Coordinate the work strategy for the generation of statistical data and indicators, as well as the collecting of relevant information for the development of external evaluations of the activities and results of the Commission;
- IX. Supervise that the evaluations of the activities of the Commission carried out by national or foreign public or private institutions comply with the necessary methodological rigor;
- X. Support in the conduction of qualitative and quantitative studies on competition policy, and
- XI. The others that are delegated or entrusted by the Chair, the Head of the Planning, Liaison and International Affairs Unit or the Director General of Planning and Evaluation.

Added article DOF 27-10-2017 and reformed DOF 03-07-2020

ARTICLE 41 TER.- Corresponds to the General Directorate of Social Communication:

- I. Execute the social communication and public relations policy determined by the Chair, in accordance with the relevant legal provisions;

- II. Drive the Strategy and Annual Program of Social Communication of the Commission;
- III. Instruct and submit to the approval of the Chair the social communication actions in the media outlets operated by the Commission;
- IV. Instruct and submit to the approval of the Chair the internal communication actions of the Commission;
- V. Inform the public opinion about the matters of the competence of the Commission in the terms of the applicable provisions;
- VI. Instruct and submit to the approval of the Chair the generation, editing, design and publication of the materials determined by the Chair;
- VII. Coordinate and supervise the daily monitoring of the information published in the media about the Commission and issues related to economic competition and free market access; and
- VIII. The others delegated or entrusted by the Chair.

Added article DOF 03-07-2020

ARTICLE 41 TER 1.- Corresponds to the Executive Director of Social Communication:

- I. Identify and propose the communication opportunities and dissemination actions of the Strategy and Annual Program of Social Communication the Commission, as well as the execution thereof;
- II. Issue and coordinate the development of messages, arguments, discursive lines, press releases, articles, stories, graphic design, audio, video and other communication materials;
- III. Direct and execute the communication actions in the media outlets operated by the Commission;
- IV. Respond the information requests made by journalists and reporters and promote the presence of the Commission in the media;
- V. Direct and execute the daily monitoring of the information published in the media, including social networks and other digital media, on the Commission and other related topics, of interest and utility to the Commission;
- VI. Coordinate and execute the internal communication actions of the Commission;
- VII. Develop and propose the drafting and graphic design of the materials to be used in the actions raised in the annual Strategy and Program of Social Communication, and
- VIII. The others that are delegated or entrusted by the Chair, the Head of the Planning, Liaison and International Affairs Unit or the Director General of Social Communication.

Added article DOF 03-07-2020

Chapter VIII

The Internal Control Body

ARTICLE 42.- The Internal Control Body of the Commission is endowed with technical and administrative autonomy to decide on its organization and operation. For the handling of matters within its competence, the Internal Control Body shall have ascribed to its charge, the Area of Substantiation and Resolution of Responsibilities Area, the Area of Investigation of Complaints, the Internal Audit, and the Area of Internal Control and Management Improvement, which shall have the public officials under its charge and resources necessary for the fulfillment of its purpose, which shall be subject to the budget availability of the Commission.

Reformed paragraph DOF 03-07-2020

For the purposes of the attributions that the Law and the General Law on Administrative Responsibilities confer on the Internal Control Body of the Commission, the following shall be considered as Investigative, Substantiating and Resolving Authorities:

I. Investigative Authorities:

- a) Head of the Internal Control Body; and
- b) Head of the Area of Investigation of Complaints.

Reformed paragraph DOF 03-07-2020

II. Substantiating Authorities:

- a) Head of the Internal Control Body; and
- b) Head of the Area of Substantiation and Resolution of Responsibilities.

Reformed paragraph DOF 03-07-2020

III. Resolving Authorities of non-serious administrative offenses:

- a) Head of the Internal Control Body; and
- b) Head of the Area of Substantiating and Resolution of Responsibilities.

Reformed paragraph DOF 03-07-2020

The role of the Substantiating Authority may in no case be exercised by an Investigative Authority in the same matter. The Head of the Internal Control Body shall ensure the independence among those who exercise said functions.

Reformed paragraph DOF 03-07-2020

Reformed article DOF 27-10-2017

ARTICLE 43.- Corresponds to the Head of the Internal Control Body, in addition to the attributions of the areas ascribed to it:

Reformed paragraph DOF 03-07-2020

- I.** The established in the Law in charge of the Internal Control Body;
- II.** Appoint and remove the public officials under its charge;
- III.** Plan, program, organize, direct and evaluate the performance of the functions entrusted to the areas under its charge;

- IV.** Declare without effects appointments or contracts in cases of omission in the corresponding declaration in terms of the applicable regulation in matters of administrative responsibilities of public officials;
- V.** Resolve the review appeals filed against the resolutions issued by the Head of the Area of Substantiating and Resolution of Responsibilities in the objections, procedures and administrative recourses lodged in matters of acquisitions, leases, services and public works of the Commission, under the terms provided in the applicable legal provisions;

Reformed section DOF 03-07-2020

- VI.** Process the conciliation procedures provided for in the Law of Acquisitions, Leases and Services of the Public Sector, the Law of Public Works and Related Services and any other normative provision applicable to the Commission in matters of Public Procurement;
- VII.** Be knowledgeable and investigate the sanctioning procedures for suppliers, tenderers or contractors;
- VIII.** Receive complaints for facts that possibly constitute administrative misconduct by public officials or from private parties for punishable conducts in terms of the General Law on Administrative Responsibilities; investigate and qualify the administrative offences that it detects, as well as carry out the actions that proceed according to said ordinance;
- IX.** Substantiate, if applicable and in terms of the General Law on Administrative Responsibilities, the administrative responsibility procedure and impose the respective sanctions, in the case of non-serious Administrative offenses, as well as to refer to the Federal Court of Administrative Justice the administrative responsibility procedures when they concern serious administrative offenses and punishable conducts by private parties in accordance with the General Law on Administrative Responsibilities, for their resolution in terms of said ordinance;
- X.** Order and carry out, by itself or through the areas under its charge, inspections, audits, reviews, interventions, verifications and on-site inspections and inform its results to the heads of the audited administrative units and the Chair;

Reformed section DOF 03-07-2020

- XI.** Require information, data, documents and other necessary elements to the areas of the Commission and even to diverse governmental bodies or legal persons for the fulfillment of their functions;
- XII.** Issue the appropriate resolutions regarding the recourses for revocation filed against the resolutions by the commission of minor administrative offences issued in the administrative liability procedures;
- XIII.** Attend to and, if applicable, provide the information and documentation requested by the bodies and authorities that comprise the National Anticorruption System;
- XIV.** Comply with the legal regulations in matters of transparency and access to public information in the exercise of its attributions, keeping strict reservation on the information and documents known by it, as well as its actions and observations derived from the exercise of its functions;

- XV.** Issue, when appropriate a record of non-disqualification, after consulting the Registry of Sanctioned Public Officials;
- XVI.** Issue certified copies or collation of documents for the fulfillment of its functions;
- XVII.** Issue, in accordance with the guidelines issued by the National Anticorruption System, the Code of Ethics that the public officials of the Commission must observe, as well as giving it maximum publicity;

Reformed section DOF 03-07-2020

- XVIII.** Initiate the process to punish those responsible and recover the damage caused, when the contracts of the Commission have been signed and awarded through influence peddling and corruption, affecting institutional interests;

Reformed section DOF 03-07-2020

- XIX.** Inform the Senators Chamber of the Congress of the Union when it is knowledgeable of facts that constitute any of the causes for removal of a commissioner, provided for in the Law;

Added section DOF 03-07-2020

- XX.** Carry out the legal defense of the resolutions issued before several jurisdictional instances, and

Added section DOF 03-07-2020

- XXI.** The others indicated in other applicable legal provisions in matters of administrative responsibility of the public officials, in what does not contravene that provided in the Law.

Added section DOF 03-07-2020

Reformed article DOF 27-10-2017

ARTICLE 43 BIS: Corresponds to the Areas ascribed to the Internal Control Body:

- I.** Elaborate and integrate, within the scope of its attributions, the annual work plan and assessment of its competence and submit it to the approval of the Head of the Internal Control Body, as well as the reports to be submitted;

Reformed section DOF 03-07-2020

- II.** Receive and promptly respond to the inquiries and opinions requests formulated by the different administrative units of the Commission, within the scope of their attributions;

- III.** Request information and carry out audits, inspections, visits, reviews or interventions, as appropriate, to the areas and bodies of the Commission, as well as request the collaboration and support of other authorities or institutions, public or private, for the fulfillment of their functions;

Reformed section DOF 03-07-2020

- IV.** Issue certified copies, certifications, collate or certify the existing documents in the files of the areas under its charge, observing that provided by the transparency and access to public information normative regarding reserved or confidential information; keep the records of matters within its competence, as well as administer the computer systems required to carry out its functions;

- V.** The established in the General Law on Administrative Responsibilities and others

applicable to the matters for the Internal Control Bodies;

VI. Coordinate and supervise the acts within its competence, and to keep the Head of the Internal Control Body informed about the development of its activities;

VII. Comply with the legal regulations in matters of transparency and access to public information in the exercise of its attributions, keeping strict reservation on the information and documents known by it, as well as its actions and observations derived from the exercise of its functions;

Reformed section DOF 03-07-2020

VIII. Coordinate the necessary measures for the institutional strengthening in its performance and internal control and thus the prevention of administrative offences and facts of corruption, as well as to propose the report to the Coordinating Committee of the National Anticorruption System regarding the recommendations of the attendance given to these and, if applicable, their progress and results;

Reformed section DOF 03-07-2020

IX. Participate, in accordance with the current provisions, in the committees and subcommittees to which the Internal Control Body is a party, and intervene in the acts deriving from them in accordance with the designation issued for that purpose by the Head of the Internal Control Body;

Added section DOF 03-07-2020

X. Carry out the legal defense, in accordance with the applicable laws, in the trials lodged against the resolutions or acts issued by the Head of each of the Areas of the Internal Control Body, as appropriate; and

Added section DOF 03-07-2020

XI. The others that are entrusted by the Head of the Internal Control Body, this Statute and other applicable legal provisions, within the scope of their respective attributions.

Added section DOF 03-07-2020

Added article DOF 27-10-2017

ARTICLE 44.- Corresponds to the Area of Substantiation and Resolution of Responsibilities:

Reformed paragraph DOF 03-07-2020

I. Exercise the attributions established in the General Law on Administrative Responsibilities in its capacity as Substantiating and/or Resolutive Authority, as appropriate;

Reformed section DOF 03-07-2020

II. Dictate the resolutions in the appeals for reversal filed against the resolutions issued in the administrative responsibility procedures by the commission of minor administrative offences;

III. Receive, process and resolve objections, procedures and administrative actions lodged in matters of acquisitions, leases, services and public works, in accordance with the applicable legal provisions;

IV. Initiate, instruct and resolve the ex officio intervention procedure, if it deems it

appropriate for assuming the non-observance with the provisions in matters of acquisitions, leases, services and public works and related services;

- V.** Process, instruct and resolve administrative procedures for the sanction of natural or legal persons for infringements of the legal provisions in matters of acquisitions, leases, services and public works and related services and other provisions in matters of Public Procurement, and impose the corresponding sanctions;
- VI.** Process the conciliation procedures in matters of procurement, leases, services and public works and related services derived from the conciliation requests submitted by suppliers or contractors for non-compliance with contracts or orders concluded with the Commission;
- VII.** Instruct the review appeals brought against the resolutions of nonconformities and ex officio interventions, as well as against the resolutions imposing sanctions on tenderers, suppliers and contractors in terms of the Law of Acquisitions, Leases and Services of the Public Sector, the Law of Public Works and Related Services and the applicable regulations to the Commission in matters of Public Procurement and submit them to the resolution of the Head of the Internal Control Body;
- VIII.** Declare without effects appointments or contracts in cases of omission in the corresponding declaration in terms of the applicable regulations in matters of administrative responsibilities of public officials;
- IX.** Admit, dismiss or consider as not presented the Report of Alleged Administrative Responsibility refer by the Complaints Investigation Area and, if applicable, initiate the substantiation of the corresponding administrative responsibility procedure;
Reformed section DOF 03-07-2020
- X.** Substantiate the administrative responsibility procedure until the closing of the proceedings, in the case of non-serious administrative offenses;
Reformed section DOF 03-07-2020
- XI.** Substantiate the administrative responsibility procedure until the closure of the initial hearing, in the case of serious administrative offences or offences committed by private parties, and refer the matter to the Federal Court of Administrative Justice, the original file for the continuation of the procedure and its resolution;
Added section DOF 03-07-2020
- XII.** Monitor and ensure the register of sanctions and abstentions pronounced in relation to public officials and sanctions imposed on private parties, tenderers, suppliers or contractors, in the registers established for that purpose in the regulations; and
Added section DOF 03-07-2020
- XIII.** File a review appeal in accordance with that provided in the General Law on Administrative Responsibilities.
Added section DOF 03-07-2020
Reformed article DOF 27-10-2017

ARTICLE 45.- Corresponds to the Head of the Area of Internal Audit:

- I. Verify that the expenditure of the Commission is carried out in accordance with the applicable regulations, approved programs and authorized amounts;
- II. Review that the budgetary operations carried out by the Commission, are done in accordance with the applicable legal and administrative provisions and, if applicable, determine the deviations of the same and the causes that gave rise to them;
- III. Verify, in accordance with the applicable criteria and provisions in matters of auditing and supervision, the correct and legal application of the assets of the Commission;
- IV. Promote, before the corresponding authorities, the administrative and legal actions derived from the results of the audits, reviews, interventions, on-site verifications or inspections issued;

Reformed section DOF 03-07-2020

- V. Make the Head of the Area of Investigation of Complaints knowledgeable, through a report, of the findings resulting from audits, reviews, interventions, verifications of compliance with regulations, on-site verifications or inspections, that could set administrative responsibility by the public officials ascribed to the Commission, as well as situations derived from said findings that could constitute criminal liability, to proceed accordingly;

Reformed section DOF 03-07-2020

- VI. Order and carry out audits, reviews, interventions, verifications of compliance with regulations, on-site verifications or inspections, to review the income, expenditure, administration, custody, allotment of federal public resources, as well as in the exercise of the powers provided for in sections II, V, VIII and IX of article 39 of the Law;

Reformed section DOF 03-07-2020

- VII. Intervene in handover acts performed by the middle and superior management public officials of the Commission, in the terms of the applicable regulations;
- VIII. Supervise the execution of the public procurement procedures by the contracting parties to ensure that these are carried out in accordance with the provisions on the matter;

Reformed section DOF 03-07-2020

- IX. Require to bidders, those invited to procurement processes, third parties, natural, legal persons, institutions, organizations, public entities, governmental or private, contractors, suppliers, service providers, analogous, and similar, regarding the contracts and budgetary operations of the Commission, the necessary documentation and information, for conducting audits, reviews, interventions, verifications of compliance with regulations, and on-site inspections or verifications, inherent to its functions;

Reformed section DOF 03-07-2020

- X. Communicate to the Head of the Internal Control Body, situations of non-compliance with the deadlines for the delivery of documentation or information

required in the exercise of its functions, situations of opposition, obstruction or resistance to the exercise of its powers, contempt and the like in the exercise of its functions, so that the corresponding measures are provided;

Reformed section DOF 03-07-2020

- XI.** Implement audit, surveillance and monitoring actions, aimed at verifying adherence and compliance with the provisions regarding acquisitions, leases, services, and public works in all areas of the Commission;

Reformed section DOF 03-07-2020

- XII.** Review that the exercise of the expenditure of the Commission has been carried out in accordance with the applicable regulations, approved programs and authorized amounts;

Added section DOF 03-07-2020

- XIII.** Verify at any time by itself or through the public officials ascribed to the Area of Internal Audit, the development of the acts regarding tenders or tending to award any contract or order, as well as the fulfillment thereof;

Added section DOF 03-07-2020

- XIV.** Execute the coordination actions required by the Federal Superior Audit Office, prior instruction of the Head of the Internal Control Body of the Commission, and

Added section DOF 03-07-2020

- XV.** Monitor the recommendations and improvement actions derived from the audits and reviews carried out in the Areas of the Commission and, if applicable, to those determined by other audit authorities and communicate the outcome to the Head of the Internal Control Body and to those responsible of the audited areas.

Added section DOF 03-07-2020

Reformed article DOF 27-10-2017

ARTICLE 46.- Corresponds to the Head of the Area of Internal Control and Management Improvement:

Reformed paragraph DOF 03-07-2020

- I.** Evaluate the mechanisms established by the Commission, for the purpose of adopting the necessary measures for strengthening of internal control, and with it the prevention of administrative offences and acts of corruption of the public officials of the Commission, in the terms of that established in the National Anticorruption System;
- II.** Propose to the Administrative Units of the Commission, previous agreement with the Head of the Internal Control Body, the establishment of specific controls, monitoring mechanisms, that contribute to the improvement of the management of the areas;

Reformed section DOF 03-07-2020

- III.** Evaluate the reports on the progress of financial management regarding the authorized programs and those related to concluded processes, using the methodology determined by the Internal Control Body;

- IV. Evaluate the fulfillment of the objectives and goals set on the administrative programs included in the expenditure budget of the Commission, employing the methodology it determines;
- V. Order and carry out internal control inspections, reviews or interventions, for the effects of verifying that the state of institutional internal control operates reasonably, determining, if applicable, the improvement actions and recommendations that proceed;

Reformed section DOF 03-07-2020

- VI. Advise the Commission in matters of internal control, risk management, integrity, prevention, deterrence and detection of acts of corruption, to suggest actions that tend to its institutional strengthening and internal control and with that the prevention of administrative offences and acts of corruption and incorporating best practices for fostering transparency and accountability in the institutional management;
- VII. Assess the recommendations made by the Coordination Committee of the National Anticorruption System to the authorities, with the purpose of adopting the necessary measures for the institutional strengthening and internal control and with that the prevention of administrative offences and acts of corruption;

Reformed section DOF 03-07-2020

- VIII. Comply with the guidelines of the National Digital Platform related to the names and ascription of the public officials that intervene in public procurement procedures in compliance with the protocols of the Coordination Committee of the National Anticorruption System;

Reformed section DOF 03-07-2020

- IX. Act as transparency and access to public information liaison for the Internal Control Body for addressing the request for access to information, in the terms of the provisions in the matter;

Added section DOF 03-07-2020

- X. Evaluate both the Annual Report of the state of the Internal Control System of the Commission, and the Annual Report on Risk Management and present in writing in a timely way to the Head of the Internal Control Body, its opinion and relevant commentaries about said reports, and

Added section DOF 03-07-2020

- XI. Propose and issue an opinion on the institutional actions related to institutional ethics and values, as well as the observation of the Codes of Ethics and Conduct.

Added section DOF 03-07-2020

Reformed article DOF 27-10-2017

ARTICLE 47.- Corresponds to the Head of the Investigation of Complaints:

Reformed paragraph DOF 03-07-2020

- I. The established in the General Law on Administrative Responsibilities for the investigative authorities;

- II.** Receive complaints presented and formulated for the possible commission of administrative offences derived from acts or omissions from the public officials of the Commission or from private parties for punishable conducts in the terms of the General Law on Administrative Responsibilities, or any other applicable legal provision, and order the investigations, acts and other proceedings required for determining possible liability;
- Reformed section DOF 03-07-2020*
- III.** Initiate ex officio investigations, by complaint or derived from the audits carried out by the competent authorities or, if applicable, by external auditors, for the possible liability for administrative offenses of the public officials of the Commission or from private parties for punishable conducts in accordance with the applicable legal provisions;
- Reformed section DOF 03-07-2020*
- IV.** Conduct the ex officio reviews, interventions, inspections, verifications, investigations and inspections necessary for the investigation of possible administrative offences;
- Reformed section DOF 03-07-2020*
- V.** Make the requirements to natural or legal persons, public or private who are subject of investigation for alleged irregularities committed in the exercise of their functions, or to verify the evolution of their property status, including their spouses, concubines and direct economic dependents.
- Reformed section DOF 03-07-2020*
- VI.** Request information or documentation to any natural or legal person and to competent authorities, with the purpose of clarifying the facts related to the commission of alleged administrative offences, including the one that the legal provisions in the matter consider of reserved or confidential nature, as long as it its related to the commission of offences;
- Reformed section DOF 03-07-2020*
- VII.** Determine the existence or inexistence of acts or omissions that the legal provisions deem as an administrative offence and, if applicable, qualify it as serious or not serious;
- Reformed section DOF 03-07-2020*
- VIII.** Issue the Report of Alleged Administrative Responsibility and present it to the substantiating authority in order for it to, if applicable, initiate the administrative responsibility procedure;
- Reformed section DOF 03-07-2020*
- IX.** Issue the conclusion agreement and record of the file and notify it to the public officials and private parties subject to the investigation, as well as the complainants when these can be identified;
- Reformed section DOF 03-07-2020*
- X.** Conduct investigations, reviews, verifications, interventions or audits to verify the evolution of the property status of the declarants;
- Added section DOF 03-07-2020*
- XI.** Make use of the enforcement measures established in article 97 of the General

Law on Administrative Responsibilities;

Added section DOF 03-07-2020

- XII.** Request the interim measures to the substantiating or resolutive authorities, accordingly;

Added section DOF 03-07-2020

- XIII.** Challenge the abstentions from the substantiating or resolutive authorities for initiating the administrative responsibility procedure in accordance with that established in article 101 of the General Law on Administrative Responsibilities;

Added section DOF 03-07-2020

- XIV.** Conduct, randomly the verification of the property declarations found in the Property evolution system, of declaration of interests and acknowledgement of presentation of fiscal statement, as well as conducting investigations for verifying the evolution of the property of the public officials and if applicable determine the corresponding effects;

Added section DOF 03-07-2020

- XV.** Review and analyze the conclusion agreement and record of the investigation file when it proceeds so and the notice notifying said sense to the complainant; as well as supervising its notification;

Added section DOF 03-07-2020

- XVI.** Keep the records and government books of the matters within its competence, as well as issuing the certified copies of the documents on its archives and of those available to it for its collation and certification with regards of the investigations under its charge;

Added section DOF 03-07-2020

- XVII.** Carry out the legal defense of the agreements or resolutions issued before the various jurisdictional instances, as well as presenting complaints before the Public Prosecutor Office, acting as its contributing party in the respective criminal procedure;

Added section DOF 03-07-2020

- XVIII.** Cooperate with national and international authorities to strengthen the investigation procedures, share international best practices, and fight corruption in an effective manner, and

Added section DOF 03-07-2020

- XIX.** The others conferred to by the General Law on Administrative Responsibilities, other applicable legal ordinances, as well as those functions entrusted by the Head of the Internal Control Body of the Commission.

Added section DOF 03-07-2020

Reformed article DOF 27-10-2017

Chapter IX

Of the Transparency Bodies of the Commission

Reformed title DOF 27-10-2017

ARTICLE 48.- The Technical Secretary will be the head of the Transparency Unit of the Commission and will exercise the functions established in the laws issued by the Congress of the Union in matters of transparency and personal data protection, as well from the internal regulations of the Commission or any other applicable ordinance.

The other transparency bodies of the Commission will be governed according to the Regulation issued by the Board of Commissioners on this matter.

Reformed article DOF 27-10-2017

Chapter IX BIS

Of the Qualifying Committees

Added chapter DOF 11-07-2019

ARTICLE 48 BIS.- The Commission will have Qualifying Committees whose function will be to determine in which cases certain information will be susceptible for protection for containing communications that are intended for purpose of obtaining legal advice. The integration and ways of operation of said Committees will be those established in the Regulatory Provisions.

Added article DOF 11-07-2019

The Qualifying Committees will be able to issue certified copies or collation of documents or information within their files, related to the procedures under their charge.

Added paragraph DOF 03-07-2020

Chapter X

Of the Substitutions and provisional positions

ARTICLE 49.- When the present Statute refers to the Chair, it will be understood that it also refers to the Commissioner that substitutes it in the terms of article 19 of the Law.

ARTICLE 50.- In case of a vacancy, absence or legal impediment of the heads of the bodies or administrative units, the following shall apply:

I. The Technical Secretary will be substituted by the Director General of Legal Affairs. In the absence of the latter, by the head of the General Directorate of Concentrations and, in its absence, by the Director General of Economic Studies;

Reformed section DOF 11-07-2019

II. The head of the Investigative Authority will be substituted by the head of the Coordination Office. In absence of the latter, by the Director General of Investigations of Absolute Monopolistic Practices.

III. The head of the Planning, Liaison, and International Affairs Unit will be substituted by the Director General of Planning and Evaluation. In the absence of the latter, by the Director General of Competition Advocacy, except when stipulated in a contrary sense, and

Reformed section DOF 03-07-2020

IV. The General Directors will be substituted by the public officials designated by them or by the Board of Commissioners, the Technical Secretary or by the heads

of the Investigative Authority and the Planning, Liaison, and International Affairs Unit, correspondingly, through a substitution agreement except when stipulated in a contrary sense.

Reformed section DOF 11-07-2019 and DOF 03-07-2020

The head of the Internal Control Body of the Commission will be substituted due to absence or vacancy, in its order, by the heads of Areas of Responsibilities, Complaints, Internal Audit and Internal Control, respectively. Said order may be altered with the purpose of maintaining at every moment the separation between investigative authorities and substantiation or resolution authorities for each matter. The mentioned Heads will be supplied in their absence by the public official designated for said effect by the Head of the Internal Control Body or, otherwise, by the second highest ranking public official ascribed to the corresponding area. In case of equal hierarchy levels, substitution will be exercised by the public official with the greatest seniority on the charge and, when equal seniority, by the oldest official.

Added paragraph DOF 27-10-2017

When the present Statute refers to the heads of the Investigative Authority, the Technical Secretariat, the Planning, Liaison and International Affairs Unit, the Internal Control Body and the General Directorates, it will be understood that it also refers to the public official who substitutes them in the terms of the present Statute.

For purposes of article 19 of the Law, in the case of vacancy of the President Commissioner, the substitution may not be made by someone who has already been President Commissioner.

Added paragraph DOF 24-05-2021

ARTICLE 51.- Without prejudice of the provisions of other applicable regulations, in cases of temporal absence or impediment, the rest of the public officials of the Commission may be substituted in accordance to the corresponding agreement.

Chapter XI

Delegations outside Mexico City

Reformed chapter appellation DOF 27-10-2017

ARTICLE 52.-The Commission may have delegations in the federative entities or, if applicable, in geographical regions that include more than one federative entity, as long as it is indispensable for the efficient and timely exercise of its attributions and they have resources approved for said purposes.

The heads of the Delegations must comply with the following requirements:

- I.** To be a Mexican citizen with full enjoyment of its civil and political rights;
- II.** Have a good reputation and not have been convicted for intentional crimes that could require a prison sentence for more than a year, neither having been disqualified or suspended for having committed a serious offence in accordance with the Federal Law on the Administrative Responsibilities of Public Officials;
- III.** Have at the moment of its appointment at least three years of professional experience in matters related to the Law;

- IV. Have recognized moral solvency;
- V. Hold at the moment of its appointment, and minimum for the past four years, a professional undergraduate degree in the fields of law, economics or any other matter related to the Law, issued by an authority or institution legally authorized for it, and
- VI. Not having held any charge or having acted as legal representative of Economic Agents who have been subject of any of the procedures provided for in the Law, in the last three years prior to its appointment.

ARTICLE 53.- The Delegations will contribute through the Planning, Liaison, and International Affairs Unit, with the bodies and administrative units of the Commission, in the matters entrusted to them.

Corresponds to the Delegations to provide guidance on matters of economic competition to economic agents as well as to refer the processes under its knowledge to the Filing Office of the Commission.

Public officials ascribed to the Delegations will be part of the organic structure of the Commission and the regulation will apply to them in terms of the present Statute.

Title Three

The public officials of the Commission

ARTICLE 54.- Every person who performs a job, charge or commission of any nature in the Commission, will be subject to the responsibilities regime of the Fourth Title of the Political Constitution of the United Mexican States and will be subject to the sanctions established in the Federal Law on Administrative Responsibilities of Public Officials.

ARTICLE 55.- Public officials that work at the Commission must keep confidentiality, in the terms of the applicable dispositions in the matter, with respect to the information and documentation that for reasons of their work they handle and that is related with the processing of procedures residing before the Commission.

Non-compliance with this provision will be sanctioned in the terms of the applicable administrative regulation and without prejudice to the criminal, civil or patrimonial liability incurred by the disclosure of information and documentation.

ARTICLE 56.- In the case that the public officials of the Commission, for the handling of the matters within their competence, have interviews with economic agents, they will be subject to the following:

- I. At least two public officials must be always present;
 - II. The meeting requests will be made via institutional email which will include the identification of the file, the economic agents, or legal representatives that request the meeting, the name of the persons who will attend, the public officials they intend to meet and the reason of the meeting; and
- Reformed section DOF 27-10-2017*
- III. The public official will keep record of the interview, to integrate it to the record of the Commission, and must note date and time of the meeting and communicate it to the applicant via institutional email.

The mentioned interviews can be carried out at the facilities of the Commission or through electronic means.

Added paragraph DOF 03-07-2020

ARTICLE 57.- The Investigative Authority will not be subject to the contact rules for the interviews set forth in article 56 of this Statute, in the case of meetings of which elements for the identification of sources that come from the benefit of sanction reduction may derive, in the case of absolute monopolistic practices.

Reformed paragraph DOF 27-10-2017

The interviews of the Investigative Authority that are carried out with regards to the assumptions previously noted may be conducted in places other than the offices of the Commission or by electronic means, as long as at least two public officials are present.

Reformed paragraph DOF 03-07-2020

The Investigative Authority must carry out a strict internal control of the calls and development of the meetings referred to in this precept, information which will be classified as confidential.

ARTICLE 58.- The Board of Commissioners, the Chair, the Commissioners, the Investigative Authority, the Technical Secretary, the head of the Planning, Liaison and International Affairs Unit, as well the Director General of Litigation Affairs must communicate to the General Directorate of Administration the related to the entrance, promotion, removal and leave of the public officials under their charge.

Title Four

Final Provisions

ARTICLE 59.- The public officials of the Commission, for the efficient exercise of their functions, when it corresponds to the attributions of the unit or the administrative body to which they are ascribed:

- I.** Will have public faith in the proceedings in which they intervene in the exercise of their functions;
- II.** May carry out the notifications as well as request or require the information deemed necessary; and
- III.** Make use of the enforcement measures in accordance with that provided by the article 126 of the Law.

ARTICLE 60.- The agreements by which the powers are delegated in a general manner or by which administrative units are ascribed will be made knowledgeable to those interested in the website of the Commission.

This is a courtesy translation produced by the Federal Economic Competition Commission