

January, 2020

Updated Merger Review Notification Thresholds 2020

On January 9, 2020 the National Institute of Statistics and Geography published the updated "Unidad de Medida y Actualización" (Unit of Measure and Adjustment, "UMA"), that is used to determine the amount of the governmental duties to be paid to the Mexican governmental agencies.

After the update, the UMA's daily value for the 2020 will be of MX\$86.88.

Resulting from the above update, the thresholds for determining if a concentration will require the prior authorization from the Federal Economic Competition Commission ("COFECE") or the Federal Institute of Telecommunications ("IFT") from February 1, 2020 will be the following:

	Threshold in UMAs	Threshold in Mexican Pesos	Threshold in US Dollars ¹
I. Should the act or succession of acts originating the transaction, regardless of the place where executed, amount, in the Mexican Republic, directly or indirectly, to more than eighteen million times the "UMA";	18,000,000	\$1,563,840,000.00	\$83,094,580.23
II. Should the act or succession of acts originating the transaction, imply the accumulation of thirty five percent or more of the assets or equity of an economic agent, whose assets located in the Mexican Republic or sales originated in the Mexican Republic (measured on an annual basis), are valued at over eighteen million times the "UMA"; or	18,000,000	\$1,563,840,000.00	\$83,094,580.23

¹ Exchange rate of January 14, 2020 (MX\$18.82 per US\$1.00).

III. Should the act or succession of acts originating the transaction, imply an accumulation in the Mexican Republic of assets or equity valued at over 8.4 million times the value of the unit of measure and update, and where two or more economic agents participate, whose assets in Mexico or annual sales in Mexico, either jointly or individually, equal to more than forty eight million times the "UMA".	8,400,000	\$729,792,000.00	\$38,777,470.78
	48,000,000	\$4,170,240,000.00	\$221,585,547.29

Additionally, as set forth by article 77 of the Federal Law on Governmental Duties and Annex 19 of the "Resolución Miscelánea Fiscal 2020" (Annual or periodic adjustments to Mexican tax laws), those who notify a concentration to the COFECE or the IFT will need to pay the amount of MX\$190,020.00 as governmental duties.

For further information in connection with this matter, please contact the partner in charge of your matters or one of the attorneys mentioned as follows:

Mexico City Office: Mr. Ernesto Duhne B., eduhne@s-s.mx (Partner)
Tel: (+52 55) 5279-5400

Monterrey Office: Mr. César Cruz A., ccruz@s-s.mx (Partner)
Tel: (+52 81) 8133-6000

Queretaro Office: Mr. José Ramón Ayala A., jayala@s-s.mx (Partner)
Tel: (+52 442) 290-0290