

COMPETITION LAW ADVISORY

19 March 2024

REVISED THRESHOLDS FOR COMBINATION

The Government of India, Ministry of Corporate Affairs (MCA) vide Notification No.1130 (E) dated 7th March 2024 published in the Gazette of India has increased the monetary thresholds for Combination under Section 5 of the Competition Act, 2002 by one hundred and fifty percent (150%) with effect from the date of publication, i.e 7th March 2024. Accordingly, the revised values of assets and turnover for mandatory filing of notice for any combination are as below.

THRESHOLDS FOR FILLING NOTICE				
		<u>Assets</u>		<u>Turnover</u>
Enterprise level	India	>2500 INR Crore	OR	>7500 INR Crore
	Worldwide with India leg	>USD 1,25 billion with at least > 1250 INR Crore in India		>USD 3.75 billion with at least >3750 INR Crore in India
OR				
Group Level	India	>10000 INR Crore	OR	>30000 INR Crore
	Worldwide with India leg	>USD 5 billion with at least > 1250 INR Crore in India		>USD 15 billion with at least >3750 INR Crore in India

De Minimis exemption- As per MCA Notification No. 1131(E) dated 7th March 2024 read with Notification dated 27.3.2017, Targets below following thresholds are exempted from filing requirement for 2 years from the date of the Notification i.e., up to 6th March 2026..

THRESHOLDS FOR AVAILING OF DE MINIMIS EXEMPTION FOR ACQUISITION				
		Assets	Turnover	
Target Enterprise	In India	≤450 INR Crore	OR ≤1250 INR Crore	

For any further information/ clarification, please feel free to write to:

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