

FEDERAL TRADE COMMISSION
Revised Jurisdictional Thresholds for Section 7A of the Clayton Act

AGENCY: Federal Trade Commission.
ACTION: Notice.

SUMMARY: The Federal Trade Commission announces the revised thresholds for the Hart-Scott-Rodino Antitrust Improvements Act of 1976

required by the 2000 amendment of Section 7A of the Clayton Act. Section 7A of the Clayton Act, 15 U.S.C. 18a, as added by the Hart-Scott-Rodino Antitrust Improvements Act of 1976, Pub. L. 94-435, 90 Stat. 1390 (“the Act”), requires all persons contemplating certain mergers or acquisitions, which meet or exceed the jurisdictional thresholds in the Act, to file notification with the Commission

and the Assistant Attorney General and to wait a designated period of time before consummating such transactions. Section 7A(a)(2) requires the Federal Trade Commission to revise those thresholds annually, based on the change in gross national product, in accordance with Section 8(a)(5). The new thresholds, which take effect 30 days after publication in the **Federal Register**, are as follows:

Subsection of 7A	Original threshold (million)	Adjusted threshold (million)
7A(a)(2)(A)	\$200	\$212.3
7A(a)(2)(B)(i)	50	53.1
7A(a)(2)(B)(i)	200	212.3
7A(a)(2)(B)(ii)(i)	10	10.7
7A(a)(2)(B)(ii)(i)	100	106.2
7A(a)(2)(B)(ii)(II)	10	10.7
7A(a)(2)(B)(ii)(II)	100	106.2
7A(a)(2)(B)(ii)(III)	100	106.2
7A(a)(2)(B)(ii)(III)	10	10.7
Section 7A note: Assessment and Collection of Filing Fees ¹ (3)(b)(1)	100	106.2
Section 7A note: Assessment and Collection of Filing Fees (3)(b)(2)	100	106.2
Section 7A note: Assessment and Collection of Filing Fees (3)(b)(2)	500	530.7
Section 7A note: Assessment and Collection of Filing Fees (3)(b)(3)	500	530.7

¹ Pub. L. 106-553, Sec. 630(b) amended Sec. 18a note.

Any reference to these thresholds and related thresholds and limitation values in the HSR rules (16 CFR Parts 801-803) and the Antitrust Improvements Act Notification and Report Form and its Instructions will also be adjusted where indicated by the term “(as adjusted)” as follows:

Original threshold (million)	Adjusted threshold (million)
\$10	\$10.7
50	53.1
100	106.2
110	116.8
200	212.3
500	530.7
1 billion	1,061.3

EFFECTIVE DATE: March 2, 2005.

FOR FURTHER INFORMATION CONTACT: B. Michael Verne, Bureau of Competition, Premerger Notification Office (202) 326-3100.

Authority: 16 U.S.C. 7A.

By direction of the Commission.

Donald S. Clark,

Secretary.

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