

On April 17, 2012 President of the Commission for Protection of Competition, pursuant to Article 37, paragraph 2, of the Law on Protection of Competition ("Official Journal of the RS", no. 51/09) and Article 2, paragraph 1, item 6 of the Tariff on the Level of Compensation for Activities within the Competency of Commission for Protection of Competition ("Official Journal of the RS", no. 47/2011) deciding under notification of concentration no. 6/0-02-257/2012-1, which, through proxy – lawyer Marina Bulatovic from law office WOLF THEISS PC Ušće, Bulevar Mihajla Pupina 6, 11070 Novi Beograd, was submitted by company DTEK Holdings B.V., from Netherlands registered under registry no. 34334895 with its head-office located at WTC Schiphol Airport Tower B, 5th Floor, Schiphol Boulevard 231, 1118 BH Amsterdam Schiphol Netherlands, issued a following

DECISION

Concentration of market participants is approved in summary procedure created by acquisition of sole control by company DTEK Holdings B.V., from Netherlands, established pursuant to laws of Netherlands and entered into registry of Chamber of Trade for the city of Amsterdam under no.34334895, with head-office located at WTC Schiphol, Netherlands, over open shareholding company PUBLIC MINING CORPORATION OBUKHOVSKAYA, established and registered in line with laws of Russia under no. 1026102081686 with registered head-office located at 13 Rizhskaya Street Zverovo, Rostovska oblast, 346311, open shareholding company PUBLIC COMPANY DONANTHRACITE, established and registered pursuant to laws of Russia under no. 1046144001507 with registered head-office located at 33 Komsomolskaya St. Gukovo, Rostovska oblast 347879 and company with limited liability SULINANTHRACITE, established and registered in line with the Russian laws under no. 1036148000943 with registered head-office located at 31 Komsomolskaya St. Gukovo, Rostovska oblast 347879, resulting in direct acquisition of 100% of equity share by company DTEK Holdings B.V. in target companies OBUKHOVSKAYA and DON-ANTHRACITE, by taking over of these share from their former sole holder – company Rostovskiy Anthracite LLC, and direct acquisition of 66.6666% of share in company SULINANTHRACITE, the same ownership share in that company held by company DON-ANTHRACITE, as one of target companies.

II It is established that company DTEK Holdings B.V. from Netherlands, as applicant and company acquiring control in relevant concentration, through its subsidiary company from Cyprus – DTEK Holdings Limited, effected payment in prescribed time period in the amount of Eur 25.000,00 to the foreign currency account of the Commission for Protection of Competition maintained with National Bank of Serbia, reference no. 6/0-02-257/2012-1, representing corresponding level of compensation for issuance of decision on approval of concentration in summary procedure from Article 2, paragraph 1, item 6, of the Tariff on the Level of Compensation for Activities within the Competency of the Commission for Protection of Competition.