

Republic of Serbia
Commission for Protection of Competition
No. 6/0-02-10/2012-37
Re: 6/0-02-852/2011
Date: March 9, 2012
Beograd

President of the Commission for Protection of Competition, pursuant to Article 34 of the Law on Protection of Competition ("Official Journal of the RS", no. 51/09, hereinafter: Law), Article 121, of the General Administrative Procedure Act ("Official Gazette of the FRY", no. 33/97 and 31/2001, "Official Journal of the RS" no. 30/2010) and Article 2, item 4, of the Tariff on the level of compensation for activities within the competency of the Commission for Protection of Competition ("Official Journal of the RS" no. 49/2011), deciding under application of concentration submitted through proxy – lawyer Rastko Petakovic, from partners law office "Karanovic&Nikolic" from Beograd, located at Resavska 23, on behalf of company Agrokor d.d. with head-office at Trg Drazena Petrovica 3 from Zagreb, Republic of Croatia, on March 21, 2012 issued a following

RESOLUTION

I Procedure initiated under application of concentration of company Agrokor d.d. with head-office at Trg Drazena Petrovica 3 from Zagreb, Republic of Croatia, is **DISCONTINUED** and continued ex officio on the grounds of resolution issued by the President of the Commission, due to abandonment of application of concentration and withdrawal of the same by applicant.

II **ITS IS ESTABLISHED THAT** applicant is **UNDER OBLIGATION** to bear expenses for issuance of act on discontinuation of procedure for implementation of concentration in the amount of 900,00 Euro.

III **IT IS ESTABLISHED THAT** Commission is **UNDER OBLIGATION** to return paid funds amounting to 50.000,00 Euro in a following way: 25.000,00 Euro to applicant, company Agrokor d.d. with head-office at Trg Drazena Petrovica 3

from Zagreb, Republic of Croatia, and 25.000,00 Euro in dinar countervalue at the medium rate of exchange of National Bank of Serbia valid at the date of return of funds to the account of proxy, pursuant to the authorization of the applicant, paid to the Commission on account of compensation for issuance of decision of the Commission on approval of concentration in inquiry procedure, within the period of 3 (three) days from the date of this resolution becoming binding.