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Republic of Serbia
**COMMISSION FOR PROTECTION
OF COMPETITION**

25/IV Savska St., Belgrade
Number: 4/0-03-498/2018-18
Date: October 31, 2018

Redacted version

Pursuant to Article 22(2) of the Law on Protection of Competition (Official Gazette of the RS 51/2009 and 95/2013, hereinafter, the Law), and Article 2(1/2) of the Tariff on the level of compensations for activities within the competence of the Commission for Protection of Competition (Official Gazette of the RS 49/2011), deciding under the request for individual exemption of restrictive agreement from prohibition, submitted by Delta DMD doo Beograd, with registered seat at the address 37 Žorža Klemensoa St., company number 20236426, whose legal representative is Lazar Petrović, and Diageo brands B.V, with registered seat at the address Molenwerf 10-12, Amsterdam, the Netherlands, and whose joint procuration holder, attorney at law is Dejan S. Stojković, with registered seat at the address 3 Namesnika Protića St., Belgrade, at the 171st Session of the III Convocation held on October 31, 2018, the Council of the Commission for Protection of Competition enacts the following

DECISION

I Restrictive agreement – **Exclusive Distribution Agreement for Serbia and Montenegro**, with annexes relating thereto, and the **Annex to the Agreement, ARE EXEMPT FROM PROHIBITION**, to be concluded between companies Delta DMD doo Beograd, with registered seat at the address 37 Žorža Klemensoa St., company number 20236426, and DMD Delta doo, with registered seat in Montenegro, of the one part, and Diageo brands B.V, with registered seat at the address Molenwerf 10-12, Amsterdam, the Netherlands; R & A Bailey & Co, with registered seat at the address Nangor house, Western estate, Nangor road, Dublin, Ireland; Diageo Scotland Limited, with registered seat at the address Edinburgh park 5, Edinburgh, Scotland, and Diageo North America Inc, with registered seat at the address 801 Main Avenue, Norwalk, USA, of the other part.

II THE PERIOD OF DURATION IS SET relating to the individual exemption from prohibition of the restrictive agreement from Paragraph I of enacting terms herein, **until June 30, 2021.**

III Commitment IS ESTABLISHED and IT IS ORDERED to the Parties to execute a payment transaction set in the dinar-currency amount equivalent of EUR 1,200.00, calculated at the middle exchange rate of the National Bank of Serbia on the day of payment, to the account of the Commission for Protection of Competition, no. 840-0000000880668-16 maintained with the Treasury Administration, reference number 4/0-03-498/2018, no later than seven days from the date of receipt of this decision.

It is established that the Parties have made a payment transaction in the amount of RSD 141,728.88 on June 25, 2018, thus adhering to the obligation set out in enacting terms herein.