



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

25 Savska St., 4th Floor, Belgrade

Number: 5/0-01-161/2021-12

Reference number: 5/0-01-488/2020

Date: August 3, 2021

Pursuant to Article 58(3) of the Law on Protection of Competition (Official Gazette of the RS 51/2009 and 95/2013), the Commission for Protection of Competition publishes the following

NOTICE

of the Proposal of commitments offered by Akcionarsko društvo Autoprevoz – Janjušević Priboj that the company is voluntarily willing to undertake to remove potential infringements of competition law, with a call inviting all stakeholders to submit written observations, positions and opinions on the presented commitments

The Commission for Protection of Competition (hereinafter, the Commission) has learned based on an antitrust complaint that Akcionarsko društvo Autoprevoz Janjušević Priboj, company number 07155824, with registered office at bb Jarmovac St., 31330 Priboj, represented by Vinko Janjušević, CEO (hereinafter, Autoprevoz-Janjušević a.d. Priboj), as a manager of the sole bus terminal in Kragujevac, performs activities that may represent an infringement of competition law, namely:

- by collecting the bus reception and dispatch service fee (platform fare) in the amount of 800.00 dinars;
- by not collecting the platform fare and the parking service fee for buses of Autoprevoz-Janjušević a.d. Priboj as a bus carrier;
- by collecting the platform fare in varying amounts depending on whether buses run on intercity or international lines, and whether buses on international lines run between the neighboring or other countries.

For the reasons outlined above, based on the Conclusion No. 5/0-01-488/2020-1 of July 3, 2020 adopted by the CPC President, the Commission has instituted *ex officio* proceedings against Autoprevoz-Janjušević a.d. Priboj to determine the existence of an act of abuse of dominance, within the meaning of Article 16 of the Law on Protection of Competition (Official Gazette of the RS 51/2009 and 95/2013 - hereinafter, the Law).

Under the provision of Article 58(1) of the Law, the Commission may enact a conclusion on the suspension of an investigation if the party, based on the content of a conclusion instituting proceedings or facts established in the proceedings, submits a proposal of remedial commitments that is voluntarily willing to undertake to eliminate potential infringements of competition law, with terms and conditions for taking the measure(s) thereof.

On April 29, 2021, Autoprevoz-Janjušević a.d. Priboj has filed the submission titled “Request for suspension of proceedings in case file No. 5/0-01-488/2021-1”, proposing commitments that the company is voluntarily willing to undertake to remove potential infringements of competition law, with terms and conditions and deadlines for taking the measures thereof (hereinafter, the Proposal of commitments).

The Commission assessed the Proposal of commitments to be admissible, submitted in a timely manner and by a duly authorized person.

Under Article 58(3) of the Law, the Commission publishes on its website a notice of the proposal of commitments offered by the party, inviting all stakeholders to submit written observations, positions and opinions no later than 20 days from the date of publication of the notice.

In light of the above, the Commission hereby publishes the Notice informing the public that Autoprevoz-Janjušević a.d. Priboj has offered the following Proposal of commitments under which it undertakes to:

- enact a new price list of station services at the Kragujevac bus terminal, setting a uniform price of bus reception and dispatch services (platform fare) on intercity lines, international lines between the neighboring countries and other international lines, of 350.00 dinars for the bus reception services and 350.00 dinars for the bus dispatch services or 700.00 dinars for the platform fare.

Autoprevoz-Janjušević a.d. Priboj undertakes to adopt and implement the new price list no later than 3 days from the date of communication of a conclusion adopted by the Commission on the suspension of proceedings, and to be in use pending the adoption of a rulebook by line ministry on the maximum amount of bus station service fees.

- collect the platform fare and the parking service fee for buses of Autoprevoz-Janjušević a.d. Priboj.

All stakeholders are invited to present their observations, positions and opinions on the Draft commitments offered by Autoprevoz-Janjušević a.d. Priboj, in written form, no later than 20 days from the date of publication of the notice to the address: Commission for Protection of Competition, 25 Savska St., 4th Floor, 11000 Belgrade.

Submissions in which the observations, positions and opinions are presented should reference the published Proposal of commitments offered by Autoprevoz-Janjušević a.d. Priboj.

The observations, positions and opinions can be also provided electronically within the same 20-day limit, to the address: office.kzk@kzk.gov.rs.

COUNCIL OF THE COMMISSION FOR
PROTECTION OF COMPETITION