



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

Number: 5/0-02-90/2017-131

Date: October 23, 2017

Belgrade

Pursuant to Article 22(2), Article 57(1) and Article 68(1/1) of the Law on Protection of Competition (Official Gazette of the RS 51/09 and 95/13), Article 192 of the Law on General Administrative Procedure (Official Gazette of the FRY 33/97 and 31/01, and Official Gazette of the RS 30/2010) in reference to Article 213(1) of the Law on General Administrative Procedure (Official Gazette of the RS 18/2016), and Articles 3 and 4 of the Regulation on criteria for setting the amount payable on the basis of measure for protection of competition and sanctions for procedural breaches, manner and terms for payment thereof and conditions for determination of respective measures (Official Gazette of the RS 50/2010), deciding in the proceedings instituted *ex officio* against company INTER TURS PLUS PREVOZNIČKO PROIZVODNO I USLUŽNO DOO ARANĐELOVAC, company registration number 20797142, with registered seat at the address: 169 Vožda Karađorđa St., Aranđelovac, represented by General Manager Ljiljana Grujić, on grounds of establishing the existence of acts pertaining to the abuse of dominant position within the meaning of Article 16 of the Law on Protection of Competition, Council of the Commission for Protection of Competition on the 125th session held on October 23, 2017 enacts the following

DECISION

- I IT IS ESTABLISHED** that undertaking, company INTER TURS PLUS PREVOZNIČKO PROIZVODNO I USLUŽNO DOO ARANĐELOVAC, company registration number 20797142, with registered seat at the address: 169 Vožda Karađorđa St., Aranđelovac, holds a dominant position on the relevant market of provision of bus station dispatch services in intercity transportation at the bus station in Topola.
- II IT IS ESTABLISHED** that undertaking, company INTER TURS PLUS PREVOZNIČKO PROIZVODNO I USLUŽNO DOO ARANĐELOVAC, company registration number 20797142, with registered seat at the address: 169 Vožda Karađorđa St., Aranđelovac, **has abused its dominant position** on the relevant market of provision of bus station dispatch services in intercity transportation at the bus station in Topola, in a manner where by means of Decision of March 31, 2016 on the adoption of pricelist of bust station services in force as of April 1, 2016 has directly imposed and charged unfairly high price of the service concerned.
- III MEASURE FOR PROTECTION OF COMPETITION IS DETERMINED** against the undertaking from Paragraph I of enacting terms herein in the form of commitment payment in

the amount of 1.32% of the total annual revenue generated in 2015, which amounts to RSD 232,029.60 (in words: two hundred thirty-two thousand, twenty-nine and 60/100 dinars).

- IV IT IS ORDERED** to the undertaking from Paragraph I of enacting terms herein to effect payment of the monetary amount by way of fulfilment of the measure for protection of competition from Paragraph III of enacting terms herein, into the Budget account of the Republic of Serbia no. 840 743224 843 94 model 97 - reference number: two-digit control number per model 97 – three-digit number of municipality, city or area – number of this decision.
- V DEADLINE IS SET** for the undertaking from Paragraph I of enacting terms herein **to 4 (four) months** from the day of receipt of this decision for the execution of order from Paragraph IV of enacting terms herein, under the threat of enforcement measure implemented on the part of tax administration in accordance with regulations governing tax collection.
- VI IT IS ORDERED** to the undertaking from Paragraph I of enacting terms herein that within 5 (five) days following the execution of order from Paragraph IV of enacting terms herein, submit to the Commission for Protection of Competition a proof of executed payment.
- VII MEASURES FOR REMOVAL OF COMPETITION INFRINGEMENT ARE ESTABLISHED, DEADLINES FOR EXECUTION THEREOF, AND IT IS ORDERED** to the undertaking from Paragraph I of enacting terms herein that within 15 business days from the day of receipt of this decision to adopt a new Decision on the pricelist of bus station services and the Pricelist of bus station services, and to submit related copies to the Commission within 5 business days from the day of their adoption.
- VIII IT IS PROHIBITED** that the undertaking from Paragraph I of enacting terms herein executes any future behaviors that might prevent, restrict or distort competition by abusing dominant position in a manner as described in Paragraph II of enacting terms herein.
- IX** This decision shall be published in the Official Gazette of the Republic Serbia and on the website of the Commission for Protection of Competition.