

Republic of Serbia  
Commission for Protection of Competition  
No. 6/0-02-885/2011-3  
Date: December 16, 2011  
Beograd

On December 16, 2011, 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 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. 6/0-02-885/2011-1 submitted, against power of attorney, by lawyer Beba Miletic, from law office Wolf Theiss, PC Usce, Bulevar Mihajla Pupina 6, 11070 Novi Beograd, on behalf of client, company DTEK Holdings Limited with registered head-office located at Themistokli Dervi 3, Julia House, P.C. 1066, Nicosia, Cyprus, issued a following

### Decision

I Concentration of market participants is approved in summary procedure created by acquisition of sole control by company DTEK Holdings Limited, incorporated in line with the laws of Cyprus, under reference number 174860, with head-office at Themistokli Dervi 3, Julia House, P.C. 1066, Nicosia, Cyprus, over public joint stock company Donetskoblenergo, entered into Central Registry of Companies and Organizations of Ukraine, under no. 00131268, with head-office at 11 Lenina Avenue, Gorlovska, Donets Region 84601, Ukraine, as a result of taking-over, by company DTEK Holdings Limited, of additional 74,752% of shares in company Donetskoblenergo from Ukraine Property Fund as current owner of that part of shares, which, together with previously acquired shares held in company Donetskoblenergo, by DTEK Group, amounting to 30,826663%, provides company DTEK Holdings with ownership of over 70,887663% of share capital in company Donetskoblenergo.

II It is established that company DTEK Limited, from Cyprus, as applicant of relevant concentration, effected payment, in prescribed period, of EUR 25.000,00

to the foreign currency account of Commission for Protection of Competition maintained with National Bank of Serbia, reference number 6/0-02-885/2011-1, representing corresponding level of compensation for issuance of decision on approval of concentration in summary procedure, referred to in 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.