



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

Number: 4/0-03-64/2016-23

Reference: 4/0-03-950/2015

Date: May 10, 2016

Belgrade

Pursuant to Article 22(2) of the Law on Protection of Competition (“Official Gazette of the RS”, nos. 51/09 and 95/13), Article 192 of the Law on General Administrative Procedure (“Official Gazette of the FRY”, nos. 33/97, 31/01 and “Official Gazette of the RS”, no. 30/10), and Article 2(1/2) of the Tariff on the level of compensation for activities within the competence of the Commission for Protection of Competition (“Official Gazette of the RS”, no. 49/11), deciding under the Request for individual exemption of restrictive agreement from prohibition submitted by companies: „SPORT TIME“ LLC, with registered seat at the address 88 Omladinskih brigada Street, Belgrade, represented by legal representative Borislav Stanojlović, General Manager, via plenipotentiary Miloš Andrović from Belgrade, 11 Nikšićka Street, and „N Sport“ LLC, with registered seat at the address 150a Autoput Beograd-Novi Sad Street, represented by Dalibor Šarić, General Manager, on the 66th Session held on May 10, 2016, Council of the Commission for Protection of Competition enacts the following

DECISION¹

I Restrictive agreement – Article 7.3 of the Contract of Purchase and Sale for calendar year 2016, [...], **IS EXEMPT FROM PROHIBITION**, concluded between companies „SPORT TIME“ LLC, with registered seat at the address 88 Omladinskih brigada Street, Belgrade, and „N Sport“ LLC, with registered seat at the address 150a Autoput Beograd-Novi Sad Street, relating to setting up of selective distribution in regard to retail outlets that may sell NIKE brand merchandise.

II Restrictive agreement – Preamble Paragraph 3, Article nos. 10.2 and 10.3 of the Contract of Purchase and Sale for calendar year 2016, [...], **IS NOT EXEMPT FROM PROHIBITION**, concluded between companies „SPORT TIME“ LLC, with registered seat at the address 88 Omladinskih brigada Street, Belgrade, and „N Sport“ LLC, with registered seat at the address

¹ The act contains protected data. Protected data are marked with symbol [...] or in the range that the Commission finds to be an appropriate manner of protection. The act is prepared for publication in accordance with the “Decision on the manner of publication of acts and replacing or omitting (anonymization) data in the acts of the Commission for Protection of Competition” of May 7, 2013 enacted during the 144th Session of the Commission’s Council.

150a Autoput Beograd-Novı Sad Street, relating to setting up of selective distribution in regard to retail outlets that may sell only selected groups of NIKE brand merchandise, and Annex 1 of this contract.

III PERIOD IS DETERMINED regulating individual exemption from prohibition of restrictive agreement - Article 7.3 of the Contract of Purchase and Sale for calendar year 2016, [...], concluded between companies „SPORT TIME“ LLC, with registered seat at the address 88 Omladinskih brigada Street, Belgrade, and „N Sport“ LLC, with registered seat at the address 150a Autoput Beograd-Novı Sad Street, from Paragraph I of enacting terms of this Decision, ending on December 31, 2016.

IV Request for holding an oral hearing IS REJECTED, submitted in the filing no. 4/0-03-64/2016-21 of May 6, 2016.

V Commitment IS ESTABLISHED and IS ORDERED to the Request applicant that as the compensation fee for issuing this Decision execute the payment set in the amount of RSD equivalent of EUR 1,200.00 calculated at the National Bank of Serbia's middle exchange rate on the day of payment, to the account of the Commission for Protection of Competition number 40-0000000880668-16 maintained with the Treasury Administration, reference number 4/0-03-64/2016, no later than seven days from the day of receiving this Decision.