



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

Number: 6/0-02-604/2017-4

Date: October 12, 2017

Belgrade

Published text contains protected data.
Protected data are presented with symbol [...] or in the range that the Commission finds to be an appropriate manner of protection.

Pursuant to Article 37(2) and Article 65(5) of the Law on Protection of Competition (Official Gazette of the RS 51/09 and 95/13), and Article 2(1/6) 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 49/11), deciding under the notification on concentration entered under number 6/0-02-604/2017-1 of September 14, 2017, submitted by company Verbund AG, with registered seat at the address Am Hof 6A, 1010 Vienna, Austria, registered in the Commercial Court of Vienna under company registration number FN 76023z, and company OMV Aktiengesellschaft, with registered seat at the address Trabenstraße 6-8, 1020 Vienna, Austria, registered in the Commercial Court of Vienna under company registration number FN 93363z, via joint attorney at law Bojana Miljanović from the Law Office of Karanović & Nikolić from Belgrade, 23 Resavska St., on October 12, 2017, President of the Commission for Protection of Competition enacts the following

DECISION

I Concentration of undertakings in summary procedure **IS APPROVED** created by **the change of a form of control** from individual, executed on the part of company Verbund AG, with registered seat at the address Am Hof 6A, 1010 Vienna, Austria, registered in the Commercial Court of Vienna under company registration number FN 76023z, **into joint control** which will be executed on the part of Verbund AG **and** company OMV Aktiengesellschaft, with registered seat at the address Trabenstraße 6-8, 1020 Vienna, Austria, registered in the Commercial Court of Vienna under company registration number FN 93363z, **over company** Smatrics GmbH & Co KG, with registered seat at the address Europaplatz 2, Stiege 4, 3.OG, 1150 Vienna, Austria, registered in the Commercial Court of Vienna under company registration number FN 386728v, including its general partner E-Mobility Provider Austria GmbH, with registered seat at the address Europaplatz 2, Stiege 4, 3.OG, 1150 Vienna, Austria, registered in the Commercial Court of Vienna under company registration number FN 386435p, created pursuant to the Sale and purchase agreement and the Association agreement between members.

II IT IS ESTABLISHED that the applicant of notification, company OMV Aktiengesellschaft, with registered seat at the address Trabenstraße 6-8, 1020 Vienna, Austria, has executed payment in the amount of EUR 25,000.00 (in words: twenty-five thousand and 00/100 euro) on September 20, 2017, to the account of the Commission for Protection of Competition,

which represents determined amount of the fee as compensation for issuing decision on approval of concentration in summary procedure.