



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

25 Savska St., 4<sup>th</sup> Floor, Belgrade  
Number: 4/0-01-177/2021-26  
Reference number: 4/0-01-575/2020  
Date: July 2, 2021

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**Anonymized version**

The Council of the Commission for Protection of Competition, pursuant to Article 22(2) of the Law on Protection of Competition (“Official Gazette of the RS”, Nos. 51/2009 and 95/2013), Article 101 of the Law on General Administrative Procedure (“Official Gazette of the RS”, Nos. 18/2016 and 95/2018 – authentic interpretation), and Article 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 therein and conditions for determination of respective measures (“Official Gazette of the RS”, No. 50/2010), in proceedings brought against the following companies: Preduzeće za trgovinu i usluge Roaming Electronics d.o.o. Vračar, company number 17540602, having its registered office address at 271 Triše Kaclerovića St., Belgrade, represented by the Director, Mr. Aleksandar Janković, through its procurator holder, attorney at law Mr. Vladan Drašković from Belgrade, 13 Bogoljuba Čukića St.; Preduzeće za proizvodnju i trgovinu Tehnomanija d.o.o. Beograd, company number: 17233041, having its registered office address at 7b Milutina Milankovića St., New Belgrade, represented by the Director, Mr. Dejan Radulović, through its procurator holder, attorney at law Mt. Vladan Drašković from Belgrade, 13 Bogoljuba Čukića St.; XLS d.o.o. Beograd (Zemun), company number: 21052868, having its registered office address at 44 Grmečka St., Belgrade – Zemun, represented by the Director, Mr. Milko Đerić, through its procurator holder, attorney at law Ms. Tijana Kojović from Belgrade, Law Office “BDK Advokati AOD”, 28 Bulevar kralja Aleksandra Blvd.; Gigatron eksport-import, prodaja i servis računara na veliko i malo d.o.o. Beograd, company number: 17479946, having its registered office address at 17 Kirovljeva St., Belgrade, represented by the Director, Mr. Vladan Janković, through its procurator holder, attorney at law Mr. Nikola Mihajlović from Belgrade, 10/8 Banjalučka St.; Tehnomedia Centar doo Zaječar, company number: 20168501, having its registered office address at 44 Generala Gambete St., Zaječar, represented by the Director, Mr. Dragan Jovanović; and, Emmezeta Srbija društvo sa ograničenom odgovornošću Beograd (Novi Beograd), company number: 20276444, having its registered office address at 2A Partizanske avijacije St., Belgrade – New Belgrade, represented by the Directors, Mr. Slobodan Skolnik and Mr. Andrzej Pawel Sitarz, through their procurator holder, attorney at law Mr. Bojan Vučković from Belgrade, Law Office “Karanović & Partners”, 23 Resavska St., to establish the infringement of competition referred to in Article 10 of the Law on Protection of Competition, at the 57<sup>th</sup> session held on July 2, 2021, adopts the following

## DECISION

**I IT SHALL BE ESTABLISHED** that companies: Preduzeće za trgovinu i usluge Roaming Electronics d.o.o. Vračar, having its registered office address at 271 Triše Kaclerovića St., Belgrade; XLS d.o.o. Beograd (Zemun), having its registered office address at 44 Grmečka St., Zemun; Gigatron eksport-import, prodaja i servis računara na veliko i malo d.o.o. Beograd, having its registered office address at 17 Kirovljeva St., Belgrade; Tehnomedia Centar doo Zaječar, having its registered office address at 44 Generala Gambete St., Zaječar; and, Emmezeta Srbija društvo sa ograničenom odgovornošću Beograd (Novi Beograd), having its registered office address at 2A Partizanske avijacije St., Belgrade – New Belgrade, have directly and/or indirectly fixed the resale prices of consumer electronics imported/distributed by Preduzeće za trgovinu i usluge Roaming Electronics d.o.o. Vračar, by way of which have entered into a restrictive agreement that has as its object or effect the appreciable restriction, distortion or prevention of competition referred to in Article 10(2/1) of the Law on Protection of Competition.

**II** The prohibited restrictive agreement referred to in Paragraph I of the enacting terms of this Decision is prohibited and void *ex lege*.

**III MEASURE FOR PROTECTION OF COMPETITION SHALL BE SET OUT** against companies referred to in Paragraph I of the enacting terms of this Decision, in the form of individual payment commitments, specifically:

1. Preduzeće za trgovinu i usluge Roaming Electronics d.o.o. Vračar, having its registered office address at 271 Triše Kaclerovića St., Belgrade, in the amount of RSD 14,663,706.00 (in words: fourteen million six hundred sixty-three thousand seven hundred six dinars),
2. XLS d.o.o. Beograd (Zemun), having its registered office address at 44 Grmečka St., Zemun, in the amount of RSD 575,051.00 (in words: five hundred seventy-five thousand fifty-one dinars),
3. Gigatron eksport-import, prodaja i servis računara na veliko i malo d.o.o. Beograd, having its registered office address at 17 Kirovljeva St., Belgrade, in the amount of RSD 4,204,160.00 (in words: four million two hundred four thousand one hundred sixty dinars),
4. Tehnomedia Centar doo Zaječar, having its registered office address at 44 Generala Gambete St., Zaječar, in the amount of RSD 1,334,895.00 (in words: one million three hundred thirty-four thousand eight hundred ninety-five dinars), and
5. Emmezeta Srbija društvo sa ograničenom odgovornošću Beograd (Novi Beograd), having its registered office address at 2A Partizanske avijacije St., Belgrade – New Belgrade, in the amount of RSD 690,613.00 (in words: six hundred ninety thousand six hundred thirteen dinars).

**IV IT SHALL BE ORDERED** to companies referred to in Paragraph I of the enacting terms of this Decision to make the payment provided for in respect of the measure for protection of competition referred to in Paragraph III of the enacting terms of this Decision into the Budget account of the Republic of Serbia, No. 840 743224 843 94 Model 97 – with reference number: two-digit control number according to Model 97 – three-digit number of the municipality, city or area – number of this Decision.

**V DEADLINE SHALL BE SET OUT** to 12 (twelve) months from the date of communication of the Decision for the execution of orders referred to in Paragraph IV of the enacting terms of this Decision, under threat of enforced collection procedure.

**VI IT SHALL BE ORDERED** to companies referred to in Paragraph I of the enacting terms of this Decision that within a period of 5 (five) days from the execution of orders referred to in

Paragraph IV of the enacting terms of this Decision submit proof of payment thereof to the Commission for Protection of Competition.

**VII IT SHALL BE PROHIBITED** to companies referred to in Paragraph I of the enacting terms of this Decision to take any further action that could appreciably restrict, distort or prevent competition by way of entering into restrictive agreements on resale price maintenance.

**VIII PROCEEDINGS SHALL BE SUSPENDED**, instituted by the President of the Commission for Protection of Competition in Conclusion No. 4/0-01-575/2020-1 of September 1, 2020, supplemented with Conclusion No. 4/0-02-177/2021-03 of February 5, 2021, in so far as it concerns Preduzeće za proizvodnju i trgovinu Tehnomaniya d.o.o. Beograd, having its registered office address at 7b Milutina Milankovića St., New Belgrade.

**IX REQUEST SHALL BE REJECTED**, of Emmezeta Srbija društvo sa ograničenom odgovornošću Beograd (Novi Beograd), having its registered office address at 2A Partizanske avijacije St., Belgrade – New Belgrade, for suspension of proceedings instituted by the President of the Commission for Protection of Competition in Conclusion No. 4/0-01-575/2020-1 of September 1, 2020, supplemented with Conclusion No. 4/0-02-177/2021-03 of February 5, 2021, in so far as it concerns Emmezeta Srbija društvo sa ograničenom odgovornošću Beograd (Novi Beograd).

**X REQUEST SHALL BE REJECTED**, of XLS d.o.o. Beograd (Zemun), having its registered office address at 44 Grmečka St., Zemun, for suspension of proceedings instituted by the President of the Commission for Protection of Competition in Conclusion No. 4/0-01-575/2020-1 of September 1, 2020, supplemented with Conclusion No. 4/0-02-177/2021-03 of February 5, 2021, in so far as it concerns XLS d.o.o. Beograd (Zemun).

**XII** This Decision shall be published in the “Official Gazette of the Republic Serbia” and on the website of the Commission for Protection of Competition.

**PRESIDENT OF THE COMMISSION**

*(Signed)*  
Nebojša PERIĆ