

Üttema Kereskedelmi Korlátolt Felelősségű
Társaság

2220 Vecsés, Dózsa György Street 1

*On the initiation of the procedure
for adopting an additional
decision in the case*

The Antimonopoly Committee of Ukraine (hereinafter – the AMCU), in connection with the entry into force of the Supreme Court’s decision as of 14.06.2022 in case No. 910/869/21 in part of invalidation of clause 2 of the resolution part of the AMCU’s decision as of 08.04.2021 No. 183-p in case No. 126-26.13/69-20, informs the following.

Pursuant to Article 51 of the Law of Ukraine “On Protection of Economic Competition”, violation of legislation on protection of economic competition entails liability established by law. Based on the provisions of Article 52 of the Law of Ukraine “On Protection of Economic Competition”, violations under clause 12 of Article 50 of this Law are subject to fines of up to five percent of the undertaking’s revenue from the sale of products (goods, works, services) for the last reporting year preceding the year in which the fine is imposed.

Taking into account that the decision of the AMCU as of 08.04.2021 No. 183-p in case No. 126-26.13/69-20 was canceled in the part by which Üttema Kereskedelmi Korlátolt Felelősségű Társaság (Vecsés, Hungary) was fined for committing the above violation, it is considered that the decision to impose a fine, in particular on Üttema Kereskedelmi Korlátolt Felelősségű Társaság (Vecsés, Hungary), was not adopted, and therefore, consideration of case No. 126-26.13/69-20 in this part is not completed.

Pursuant to part three of Article 48 of the Law of Ukraine “On Protection of Economic Competition”, the bodies of the Antimonopoly Committee of Ukraine that have adopted a decision may not cancel or amend it, except as provided for in Article 58 of this Law. They may correct misprints or obvious arithmetic errors made in the decision, explain their decision without changing its content, and adopt an additional decision if no decision was adopted on any issue that was investigated during the consideration of the case.

Taking into account the above, we inform that the procedure for adopting an additional decision in case No. 126-26.13/69-20 regarding bringing Üttema Kereskedelmi Korlátolt Felelősségű Társaság (Vecsés, Hungary) to responsibility for violation of legislation on protection of economic competition, specified in clause 1 of the resolution part of the AMCU’s decision No. 183-p as of 08.04.2021, has been initiated.