

Unclassified

DAF/COMP/GF/WD(2016)65

Organisation de Coopération et de Développement Économiques
Organisation for Economic Co-operation and Development

26-Oct-2016

English - Or. English

**DIRECTORATE FOR FINANCIAL AND ENTERPRISE AFFAIRS
COMPETITION COMMITTEE**

Global Forum on Competition

SANCTIONS IN ANTITRUST CASES

Contribution by Georgia

-- Session IV --

1-2 December 2016

This contribution is submitted by Georgia under Session IV of the Global Forum on Competition to be held on 1-2 December 2016.

Ms Lynn Robertson, Global Relations Co-ordinator, OECD Competition Division,
Tel: +33 1 45 24 18 77, Email: Lynn.Robertson@oecd.org.

JT03403763

Complete document available on OLIS in its original format

This document and any map included herein are without prejudice to the status of or sovereignty over any territory, to the delimitation of international frontiers and boundaries and to the name of any territory, city or area.

DAF/COMP/GF/WD(2016)65
Unclassified

English - Or. English

SANCTIONS IN ANTITRUST CASES

-- Georgia --

1. The Competition Agency of Georgia is an independent legal entity of public law, created to enforce the Law on Competition of 2014, which aims to protect free and fair competition, to support free trade and liberalization of Georgian market.
2. The Agency determine fines according to the Article 33 of Georgian Law on Competition:
 1. In cases provided for by Articles 6 - Abuse of Dominant Position and 7 - Agreements Limiting Competition, Decision and Collusive Actions, of this Law the economic agent (with the exception of the economic agents of the regulated sphere of economy) shall be subjected to the fine, no more than 5 per cent of annual turnover for the previous financial year.
 2. In case of non-elimination of the legal basis of the violation specified in Section 1 of this Article or repeated violation, the Agency shall be entitled to impose the fine in amount of no more than 10 per cent of annual turnover for the previous financial year.
 3. In calculation of the fine specified in this Article, the losses caused by the violation, duration of violation and severity thereof shall be taken into consideration.
3. Agency on its own initiative started the investigation on Fuel Market (petrol, diesel, kerosene), during which the fuel market have been allocated for two relevant markets – Car Fuel and Jet Fuel markets. By the Order, №81 of July 14 2015, of the Chairman of the Competition Agency of Georgia, the decision was made on the investigation of Car Fuel relevant market (petrol, diesel)
4. As a Results of the investigation, the violation of Article 7 (a - directly or indirectly fix purchase or selling prices or any other trading conditions; b - limit or control production, markets, technical development, or investment; c - share markets or sources of supply by consumers, location or other characteristics;) (Concerted practice) was proved to the 8 relevant economic agents - were imposed **fine total of 23 275 884 \$.**