

**List of cases assessed in the Republic of Slovenia in the field of antitrust (including mergers) for the year 2001**

No.	Date of decision	Title (including parties and sector)	Type: restrictive agreement (vertical/horizontal)/ abuse of dominance/ merger	Description of practice or operation	Notification/ complaint/ own initiative	Decision: exemption/ negative clearance/ rejection of complaint/ prohibition (fines)/ approval (conditional)	Fine ***	Appeal	Comments
1	09.01.01	GZS, Združenje drobnega gospodarstva - Sekcija avtošol (driving schools)	restrictive agreement (horizontal)	price fixing agreement	notification	application for individual exemption rejected			
2	11.01.01	Pivovarna Union d.d. Ljubljana - Fructal d.d. Ajdovščina (production of beverages)	merger	acquisition of shares	notification	approval			
3	15.01.01	Telemach d.o.o - SiOL d.o.o (telecommunications)	abuse of dominance	unfair trade conditions	complainant	termination of a procedure according to the Administrative Act			*
4	17.01.01	SUMA 2000 (Živila Kranj, Veletrgovina Potrošnik, Vele, Preskrba, Era, Center Celje, Koloniale, Koloniale Prehrana) (trade sector/daily consumer goods)	merger	formation of a holding company	notification	approval			
5	26.01.01	Gorenje gospodinjski aparati d.d. - Gorenje notranja oprema d.d. (trade sector/electronic goods)	merger	acquisition of shares	notification	approval			
6	31.01.01	AEG Kondensatoren und Wandler GmbH - Iskra Kondenzatorji d.d. (electronic component sector)	merger	acquisition of shares	own initiative	termination of a procedure according to the Administrative Act			
7	12.02.01	Živila Kranj d.d. - Delikatesa d.d. (trade sector/daily consumer goods)	merger	acquisition of assets	notification	approval			
8	20.02.01	Produkcija Plus d.o.o. - RTV Slovenia d.o.o. (broadcasting sector/ production and marketing of TV programme)	abuse of dominance	price discrimination, predatory pricing, cross-subsidies	complaint	rejection of complaint (practice was not abusive)			
9	22.02.01	Zavarovalnica Maribor d.d. - Zavarovalnica Tilia d.d. (insurance sector)	merger	acquisition of shares	notification	approval			
10	06.03.01	PID Setev d.d. - PID Trgatev d.d. (financial sector - investment funds)	merger	acquisition of shares	notification	does not fall within the scope of the PRCA			****
11	09.03.01	Kolinska prehrambena industrija d.d. - Slovenijavino d.d. (foodstuffs sector)	merger	acquisition of assets	notification	approval			
12	15.03.01	Société Generale S.A. - SKB Banka d.d. (banking)	merger	acquisition of shares	notification	approval			
13	28.03.01	AC-Intercar d.o.o. Ljubljana - Interauto d.o.o. Koper (trade sector/cars)	merger	acquisition of a shareholding	notification	approval			
14	03.04.01	Arkada Ena-PID d.d. - Arkada Dva-PID d.d. (financial sector - investment funds)	merger	acquisition of shares	notification	does not fall within the scope of the PRCA			****
15	04.04.01	AC BPH d.d. Ljubljana - TMB borzno posredniška hiša d.o.o. (financial sector)	merger	acquisition of a shareholding	notification	approval			
16	10.05.01	Telemach d.o.o - Telekabel d.o.o (telecommunications)	merger	acquisition of a shareholding	own initiative	termination of a procedure according to the Administrative Act			
17	11.05.01	Mesnine dežele Kranjske d.d., Mercator - Agrokobinat d.o.o., Kraljeve mesnine d.d., Mercator - Kmetijsko gospodarstvo Kočevje d.o.o. (foodstuffs sector)	merger	fusion	notification	approval			

18	24.05.01	SI.MOBIL Beteiligungsges. MBH & CO KEG, Dunaj, Avstrija - Teleimpuls d.o.o., Ljubljana, - SI.MOBIL d.d., Ljubljana (telecommunications)	merger	acquisition of shares	notification	approval			
19	19.06.01	Festival Ljubljana - Cankarjev dom (culture)	restrictive agreement (horizontal)	market sharing, information exchanges, non-competition clause, boycott	own initiative	prohibition/nullity of an agreement	the proposal has been sent to the misdemeanour judge	pending in the Administrative Court	
20	20.06.01	NLB d.d., Ljubljana - Pomurska banka d.d., Murska Sobota - Banka Velenje d.d., Velenje (banking)	merger	acquisition of shares	notification	does not fall within the scope of the PRCA			****
21	19.07.01	Živila Kranj d.d. - PPC Gorenjski sejem (trade sector/daily consumer food - fair)	merger	acquisition of shares	notification	approval			
22	27.07.01	Dravske elektrarne d.o.o., Savske elektrarne d.o.o., Soške elektrarne d.o.o., Nuklearna elektrarna Krško d.o.o. in Termoelektrarna Šoštanj d.o.o. (electricity production sector)	restrictive agreement (horizontal)	joint selling	own initiative	prohibition/nullity of an agreement	the proposal has been sent to the misdemeanour judge		
23	09.08.01	Žito d.d. Ljubljana, Intes d.d. Maribor - Kruh Pecivo d.d. Maribor (foodstuff sector)	merger	joint acquisition of shares	notification	approval			
24	17.08.01	Nova Ljubljanska banka d.d., Ljubljana - Dolenjska banka d.d., Novo mesto (banking)	merger	merger	notification	approval			
25	18.08.01	Telemach d.o.o. - Telmont d.o.o (telecommunications)	merger	acquisition of a shareholding	notification	conditional approval			
26	05.09.01	Živila Kranj d.d. - Orel Vrhnika d.o.o. (trade sector/daily consumer goods)	merger	acquisition of a shareholding	notification	approval			
27	05.09.01	Krombach International GmbH - Croning d.o.o. - Armature d.o.o. (industrial sector/mechanical goods)	merger	acquisition of a shareholding	notification	does not fall within the scope of the PRCA			****
28	19.09.01	Telemach d.o.o. - Sistel d.o.o. (telecommunications)	merger	acquisition of a shareholding	notification	conditional approval			
29	19.09.01	Telemach d.o.o. - Link d.o.o. - Astra Telekom d.o.o. (telecommunications)	merger	acquisition of a shareholding	notification	conditional approval			
30	21.09.01	Corporate Development Investment d.o.o. - TVT Nova d.o.o. (consulting - industrial sector/transport manufacturing)	merger	acquisition of a shareholding	notification	does not fall within the scope of the PRCA			****
31	05.10.01	Kondensatoren und Wandler GmbH - Iskra Kondenzatorji d.d. (financial sector/trade sector/production sector- electronics)	merger	acquisition of shares	notification	approval			
32	05.10.01	Engrotuš d.o.o. - Celjski kinematografi d.o.o. (trade sector/daily consumer goods - culture)	merger	acquisition of a shareholding	notification	approval			
33	09.10.01	Primorje d.d. - Rudis d.d. (construction sector)	merger	acquisition of shares	notification	approval			
34	16.10.01	Mlinotest d.d. Ajdovščina - Kruh Koper d.o.o. Koper (foodstuffs sector)	merger	acquisition of a shareholding	notification	does not fall within the scope PRCA			****
35	18.10.01	Telemach d.o.o - S.T. I. d.o.o. (telecommunications)	merger	acquisition of a shareholding	own initiative	termination of a procedure according to the Administrative Act			
36	19.10.01	Elektro Celje, Elektro Gorenjska, Elektro Ljubljana, Elektro Maribor in Elektro Primorska (distribution of electricity)	restrictive agreement (horizontal)	joint purchasing agreement	own initiative	prohibition/nullity of an agreement	the proposal has been sent to the misdemeanour judge	pending in the Administrative Court	

37	25.10.01	Salonit Anhovo d.d. - IGM Zagorje d.d. (construction materials)	merger	acquisition of shares	notification	approval			
38	25.10.01	Ljubljanske mlekarne d.d. (foodstuffs sector)	restrictive agreement (vertical)	exclusivity	notification	negative clearance approved			**
39	25.10.01	Ljubljanske mlekarne d.d. (foodstuffs sector)	abuse of dominance	price discrimination	notification	negative clearance approved			**
40	05.11.01	Inter cement d.o.o. - Salonit Anhovo d.d. (construction materials)	merger	acquisition of shares	notification	approval			
41	07.11.01	Nova Kreditna banka Maribor d.d. - HKS "Goriška Brda" p.o., Dobrovo (banking)	merger	acquisition of assets	notification	approval			
42	26.11.01	Holding slovenskih elektrarn (electricity sector)	merger	formation of a holding company	notification	approval		pending in the Administrative Court	
43	30.11.01	Telemach d.o.o. - Eltrade d.o.o. (telecommunications)	merger	acquisition of shares	notification	conditional approval			
44	11.12.01	Nevis d.o.o. - GV Skupina d.d. (financial sector)	merger	acquisition of a shareholding	notification	approval			
45	13.12.01	DZS d.d. - Turistično podjetje Portorož d.d. (publishing/tourism)	merger	acquisition of shares	notification	approval			
46	21.12.01	Interbrew Central European Holding B.V. - Pivovarna Union d.d. (foodstuffs sector/production of beverages)	merger	acquisition of shares	notification	approval			
47	21.12.01	Abanka d.d. + Banka Vipa d.d. (banking)	merger	acquisition of shares	notification	approval			
48	27.12.01	PS Mercator d.d. (trade sector/daily consumer goods)	restrictive agreement (vertical)	franchising	notification	individual exemption/conditional approval			
49	27.12.01	PS Mercator, d.d. - Žana d.d. Žalec (trade sector/daily consumer goods)	merger	acquisition of shares	notification	approval			

EXPLANATORY NOTES:

\* The procedure could be terminated under the Administrative Act in the case of the withdrawal of the claim or notification by the parties or if the authority that started the procedure terminates it.

\*\* Cases No. 38 and No. 39 are actually included in one formal decision, but since there were two different partial proceedings (or different type of breaches) they are splitted to separate cases just for the evidence.

\*\*\* According to the Misdemeanour Act, the CPO is not in position to impose fines, listed in the PRCA, directly to the undertakings for the breach of the above mentioned Act. The fines are imposed by the misdemeanour judge on the proposal of the CPO. Up to now, 22 such proposal were sent, 15 in the year 2001 (three for the breach of Article 5 of the PRCA and 12 for failing to notify a concentration within the time limits listed in the PRCA). None of the fines have been imposed up today.

\*\*\*\* PRCA (Prevention of Restriction of Competition Act) entered into force on July 14, 1999.