Pronouncement of the Final Decision Regarding the Investigation about Seven Undertakings Producing and Selling Feed According to Article 49 of the Act no 4054 on the Protection of Competition

According to the Report and the Additional Opinion prepared, evidence collected, written pleas, the explanations made during the oral hearing related to the investigation conducted per the Board decision dated 18.03.2021 and numbered 21-15/179-M, it was decided UNANIMOUSLY that

A.

1) Abalıoğlu Yem Sanayi A.Ş.,
2) C.P. Standart Gıda San. ve Tic. A.Ş.,
3) Matlı Yem Sanayi ve Ticaret A.Ş.,
4) Erişler Yem San. ve Tic. A.Ş.

violated Article 4 of the Act no 4054;

B. Therefore, according to paragraph three of Article 16 of the Act no 4054 and Article 5(1)(b), 5(2) and 5(3)(a) of the Regulation on Fines to Apply in cases of Agreements, Concerted Practices and Decisions Limiting Competition, and Abuse of Dominant Position,

1) On the basis of their gross revenues in 2021, by discretion, 40.516.029,59 TL administrative fines shall be imposed to Abalıoğlu Yem Sanayi A.Ş.

2) On the basis of their gross revenues in 2021, by discretion, 44.780.758,04 TL administrative fines shall be imposed to C.P. Standart Gıda San. ve Tic. A.Ş.

3) On the basis of their gross revenues in 2021, by discretion, 58.392.233,77 TL administrative fines shall be imposed to Matlı Yem Sanayi ve Ticaret A.Ş.

4) On the basis of their gross revenues in 2021, by discretion, 15.702.799,53 TL administrative fines shall be imposed to Erişler Yem San. ve Tic. A.Ş.

C. No document or information could be found showing that Gürsoy Yem Gıda ve Hayvancılık San. Tic. A.Ş., E.R. Yem Gıda Tarım Ürünleri San. ve Tic. Ltd. Şti. and Rtm Tarım Kimya San. ve Tic. violated the Act no 4054, therefore, it was not necessary to impose administrative fines to the said undertakings within the framework of Article 16 of the Act.

The decision can be appealed before Ankara Administrative Courts within 60 days as of the notification of the reasoned decision.