Pronouncement of the Final Decision Regarding the Investigation on Mot Grup Bilişim Limited Şirketi according to Article 49 of the Act no 4054 on the Protection of Competition

According to the Report and the Additional Opinion prepared for the investigation which was conducted per the Board decision dated 07.07.2022 and numbered 22-56/875-M(7) as well as the evidence, written pleas and statements collected during the hearing and the scope of the file examined, it has been UNANIMOUSLY decided that

- 1- Mot Grup Bilişim Ltd. Şti. violated Article 4 of the Act no 4054 on the Protection of Competition by fixing sale prices for resellers,
- 2- The conduct in question did not benefit from the block exemption regulated with the Block Exemption Communiqué on Vertical Agreements, no 2002/2 and could not be granted individual exemption,
- 3- Accordingly, Mot Grup Bilişim Ltd. Şti. should be imposed an administrative fine of 4.826.464,07-TL by discretion of the Board at a set proportion of its annual gross revenue generated at the end of the year 2022 as determined by the Board under Article 16.3 of the Act no 4054 and Articles 5.1(b), 5.2, 5.3(a) and 7.1 of the Regulation on Fines to Apply In Cases of Agreements, Concerted Practices and Decisions Limiting Competition, and Abuse of Dominant Position,

with the decision subject to appeal before Ankara Administrative Courts within 60 days following the notification of the reasoned decision.