

**Pronouncement of the Decision Regarding the Investigation about Deva Holding
A.Ş., Gül Ecza Deposu Sanayi ve Ticaret A.Ş., Haver Farma İlaç A.Ş. and Sonuç Ecza
Deposu A.Ş. According to Article 49 of the Act no 4054 on the Protection of
Competition**

As a result of the investigation conducted in response to the claim that medicine manufacturers and tender pharmaceutical warehouses violated the Act no 4054 on the Protection of Competition by colluding and by means of practices for price fixing and overpricing in selling medicine to hospitals, considering all the evidence, information and documents collected, the report prepared, written pleas and the explanations made during the oral hearing, the Competition Board took the decision numbered 21-03/446-222 in the meeting dated 01.07.2021.

1) It was decided UNANIMOUSLY that among the investigated undertakings,

- Gül Ecza Deposu Sanayi ve Ticaret A.Ş.
- Sonuç Ecza Deposu A.Ş.

carried out practices violating article 4 of the Act no 4054,

2) The practices between the said undertakings restrictive of competition cannot benefit from exemption under the scope of article 5 of the Act no 4054,

3) Within this framework, according to third paragraph of Article 16 of the same Act and Article 5(1)(b) and 5(2) of the Regulation on Fines to Apply in cases of Agreements, Concerted Practices and Decisions Limiting Competition, and Abuse of Dominant Position, on the basis of the annual gross income accrued at the end of the financial year 2020 and determined by the Board, and by discretion,

- Gül Ecza Deposu Sanayi ve Ticaret A.Ş. shall be imposed 4,605,320.74.-TL administrative fines
- Sonuç Ecza Deposu A.Ş. Shall be imposed 1,408,899.08.-TL administrative fines,

4) Among the investigated undertakings, undertakings titled

- Deva Holding A.Ş.
- Haver Farma İlaç A.Ş.

did not violate article 4 of the Act no 4054 under the current circumstances; thus it is not necessary to impose fines to the said undertakings according to article 16 of the Act no 4054.

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