

Announcement of the Final Decision Regarding the Investigation about Ten Undertakings Operating in the Traffic Signalization Sector According to Article 49 of the Act no 4054 on the Protection of Competition

As a result of the investigation whether undertakings active in traffic signalization sector violated article 4 of the Act no 4054 by means of bid rigging violated article 4 of the Act no 4054 by means of bid rigging, considering all the evidence, information and documents collected, the report prepared, the Additional Opinion, written defense and the explanations made during the oral hearing, the Competition Board took the final decision numbered 20-14/191-97 in the meeting dated 12.03.2020. It was decided unanimously that

- Asım Aytaç Bozer AAB Mühendislik San. Tic.
- Asya Trafik Sinyalizasyon San. ve Tic. A.Ş.
- Buharalılar Trafik Sinyalizasyon Elektrik Elektronik San. ve Tic. Ltd. Şti.
- İshakoğulları Sinyalizasyon Araç Kiralama Tic. Ltd. Şti.
- Mosaş Akıllı Ulaşım Sistemleri A.Ş.
- Nurullah Çağatay Tiritöğlü NÇT İnşaat Taahhüt
- Rayennur Elektronik Ulaşım Endüstri San. ve Tic. Ltd. Şti.
- Tandem Trafik Sistemleri Elektronik Bilgi İşlem Makine İnş. San. ve Tic. Ltd. Şti.
- Tankes Trafik Sistemleri Elektronik Otomotiv İnşaat Turizm Gıda Medikal San. ve Tic. Ltd. Şti.

violated article 4 of the Act no 4054 by means of bid rigging,

2) according to third paragraph of Article 16 of the Act no 4054 and Article 5(1)(a) 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,

a)

I- Administrative fines, which amount to, by discretion, 2% of the annual gross revenues which generated at the end of the fiscal year 2019 and which is determined by the Board shall be given to:

- Nurullah Çağatay Tiritöğlü NÇT İnşaat Taahhüt,
- Tankes Trafik Sistemleri Elektronik Otomotiv İnşaat Turizm Gıda Medikal San. ve Tic. Ltd. Şti.

II- Administrative fines, which amount to, by discretion, 2% of the annual gross revenues which generated at the end of the fiscal year 2018 and which is determined by the Board shall be given to:

- Asya Trafik Sinyalizasyon San. ve Tic. A.Ş.
- İshakoğulları Sinyalizasyon Araç Kiralama Tic. Ltd. Şti.

b) And according to article 5(3)(a) of the abovementioned regulation, administrative fines, which amount to, by discretion, 3% of the annual gross revenues which generated at the end of the fiscal year 2019 and which is determined by the Board shall be given to:

- Asım Aytaç Bozer AAB Mühendislik San. Tic.
- Buharalılar Trafik Sinyalizasyon Elektrik Elektronik San. ve Tic. Ltd. Şti.
- Tandem Trafik Sistemleri Elektronik Bilgi İşlem Makine İnş. San. ve Tic. Ltd. Şti.
- Mosaş Akıllı Ulaşım Sistemleri A.Ş.
- Rayennur Elektronik Ulaşım Endüstri San. ve

Tic. Ltd. Şti.

3) It was decided unanimously that Matrisled Elektrik Elektronik İnş. Tic. Ltd. Şti. did not violate article 4 of the act no 4054; therefore it was not necessary to impose administrative fines on the said undertaking.

Judicial review for the decision before Ankara Administrative Courts shall be possible within 60 days as of the notification of the reasoned decision.