

WHAT'S THE HURRY?



## NEWSLETTER NO. 9

11 August



LIETUVOS RESPUBLIKOS  
KONKURENCIJOS TARYBA



ONLY 29 DAYS LEFT UNTIL...



11th BALTIC COMPETITION CONFERENCE  
10 September 2014 / Vilnius

11TH BALTIC COMPETITION CONFERENCE

COMPETITION ENFORCEMENT: TRENDS  
AND CASE-STUDIES

10 September 2014

**DO NOT MISS A CHANCE** to hear about the importance of economic analysis when assessing vertical agreements, competition enforcement in the internet-based trade and the concept of a single economic unit in bid-rigging cases from internationally recognized experts of economics and competition law such as **R.Whish, G.Surblytė, I.Kokkoris, N.Hinten-Reed, J.Davies, G.Karreskog, L.Godfroid, G.Kalfass, L.Butkevičius, T.Reimers** and others.

**REMEMBER**, conference participants will be awarded **certificates recognised by the Lithuanian Bar Association**, attorneys and their assistants will **receive qualifying scores!**

Should you have any questions or concerns **please call (+370 5) 2615170, (+370 5) 2625953** or **write to [contacts@kt.gov.lt](mailto:contacts@kt.gov.lt)**

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## **29/07/2014 | President returns for reconsideration amendments to the Law on Competition**

President of the Republic of Lithuania, Dalia Grybauskaitė, returned for reconsideration amendments to the Law on Competition. According to the President, the amendments create conditions under which large enterprises would pay unreasonably small fines for serious infringements of the Law on Competition.

## **25/07/2014 | Competition Council clears acquisition of JSC SBJ AS by JSC Baltic Bicycle Trade**

Competition Council cleared acquisition of 100 per cent of JSC SBJ AS shares by JSC Baltic Bicycle Trade.

[<More>>](#)

## **25/07/2014 | Competition Council fines JSC PB Group for misleading advertising**

Competition Council fined JSC PB Group (the Company) 29,500 LTL for misleading advertising on the website [www.delfi.lt](http://www.delfi.lt) and the Google engine.

The advertisements stated: “The lowest-cost leader in Lithuania! VIANOR”, “The cheapest tyres in Lithuania! VIANOR”, “The lowest prices in Lithuania!”, “The lowest price”, “100 per cent best price”, “Nokian Tyre. Sale! – 50 per cent discount!”. The Company failed to prove that VIANOR retail network offered the lowest tyre prices since the same or even lower prices were offered by other tyre salesmen. Moreover, the investigation revealed that not all Nokian tyres were discounted by 50 per cent.

[<More>>](#)

## **16/07/2014 | Competition Council clears acquisition of 22 petrol stations by JSC Baltic Petroleum**

Competition Council cleared acquisition of 22 petrol stations (located in Palanga, Šilalė, Priekulė, Šeduva, Radviliškis, Trakai, Varėna, Vilnius, Šalčininkai, Kaunas, Prienai, Šakiai, Jurbarkas, Alytus, Kėdainiai, Lazdijai and Raseiniai) by JSC Baltic Petroleum.

[<More>>](#)

**16/07/2014 | Competition Council: the order of setting and distributing quotas for fishing in the Baltic Sea breaches the Law on Competition**

Competition Council determined that the Rules of setting and distributing quotas for fishing in the Baltic Sea (the Rules, namely, points 9, 18, 19 and 22) fail to comply with Article 4 of the Law on Competition.

Having carried out a careful investigation, the Council found that certain points set out in the Rules create different conditions of competition because of the following:

- (1) fishing quotas are set and distributed with regard to the historic catch rates only;
- (2) a sole undertaking has an opportunity to receive up to 80 per cent of all the fishing quotas;
- (2) no objective criteria are set for new market participants who seek to receive fishing quotas.

[<More>>](#)

**15/07/2014 | Lithuanian Supreme Administrative Court: advertising by JSC *Studio Moderna* was not misleading**

Lithuanian Supreme Administrative Court ruled that the advertisement wherein *Dormeo* mattresses (*Dormeo Renew Silver Clima* and *Dormeo Renew Silver Clima Plus*) were claimed to contain silver, did not deceive consumers. The Court repealed the Council's decision whereby JSC *Studio Moderna* was fined 48,000 LTL for misleading advertising.

[<More>>](#)

**11/07/2014 | Competition Council clears acquisition of SC *FINASTA* bank, JSC *Finasta Asset Management* and SC *FINASTA* brokerage company by JSC *Mokilizingas***

Competition Council cleared acquisition of 100 per cent of SC *FINASTA* bank, JSC *Finasta Asset Management* and SC *FINASTA* brokerage company shares by JSC *Mokilizingas*.

[<< More >>](#)

**10/07/2014 | Competition Council clears acquisition of 100 per cent of JSC *Zujų paukštynas* shares by JSC *VG Agroholding***

Competition Council cleared acquisition of 100 per cent of JSC *Zujų paukštynas* shares by JSC *VG Agroholding*. The latter company gained a sole control of JSC *Zujų paukštynas*.

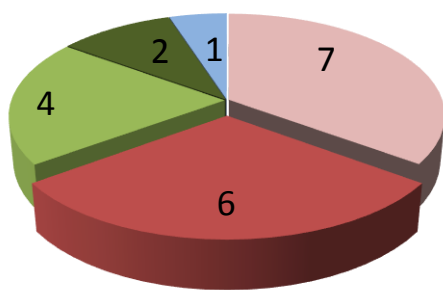
**10/07/2014** | **Competition Council clears acquisition of 83 per cent of JSC Vitras-S shares by Aktsiaselts Skinest Rail**

Competition Council cleared acquisition of 83 percent of JSC Vitras-S shares by Aktsiaselts Skinest Rail.

[<< More >>](#)

## FACTS AND FIGURES

### ENFORCEMENT OF THE LAW ON COMPETITION



**5** mergers cleared by the Council.

- Ongoing investigations into misconduct of public administration bodies.
- Ongoing investigations into anticompetitive agreements.
- Ongoing investigations concerning the failure to fulfill obligations.
- Ongoing investigations into dominance abuse.
- Ongoing investigations into the breaches of merger procedure.

### ENFORCEMENT OF THE LAW ON ADVERTISING

**3** ongoing investigations into allegedly misleading advertising.

**18** complaints about the suspected breaches of the Law on Advertising.

**9** warnings for improper advertising.

### COURT RULINGS

**28** cases pending in courts.

### LEGISLATION

**22** draft legal acts that the Council's experts reviewed and commented on.

*You have received the Newsletter of the Competition Council. If you have any questions or wish to refuse the Newsletter please write to [contacts@kt.gov.lt](mailto:contacts@kt.gov.lt)*