

BOSNA I HERCEGOVINA
Konkurencijsko vijeće



БОСНА И ХЕРЦЕГОВИНА
Конкуренијски савјет

BOSNIA AND HERZEGOVINA
Council of Competition

**REGULATION
ON DEFINITION OF THE PERIODIC FINE PAYMENT**

February, 2006

Pursuant to Article 50 paragraph (2) and Article 25 paragraph (1) item a) of the Act on Competition (“Official Gazette of BH” No: 48/05) the Council of Competition on its session, held on 23 February 2006, has adopted

REGULATION ON DEFINITION OF THE PERIODIC FINE PAYMENT

Article 1

This Regulation defines the periodic penalty payment that may be imposed on the undertakings by the Council of Competition.

Article 2

The Council of Competition may adopt a Regulation to force undertakings to pay periodic fines (penalties) not exceeding 5% of the average daily aggregate income in the preceding business year, for each day of delay the date set in the Regulation, in a case of non-fulfillment with or failure to carry out a Regulation of the Council of Competition, in order to force them to:

- a) end infringements of stipulations referred to in Article 4 of the Act on Competition, in accordance with the Regulation adopted pursuant to the Article 11 of the Act,
- b) comply with a Regulation on defined temporary measures adopted pursuant to the Article 40 of the Act on Competition,
- c) comply with the obligations imposed by the Regulation adopted pursuant to the Article 11 and Article 18 of the Act on Competition,
- d) submit complete and correct information requested by the Council of Competition pursuant to the Article 35 of the Act on competition,
- e) fulfill procedural requirements of the Council of Competition, adopted pursuant to the Article 33 and 35 of the Act on Competition.

Article 3

In fixing the amount of periodical penalty payments on undertakings, the Council of Competition will take into consideration the gravity of the infringement, the duration of the infringement, mitigating and aggravating circumstances of the undertakings, influences of all undertakings on the infringement, in a case when more undertakings are involved in the infringement.

Article 4

This Regulation shall enter into force on the eighth day after its publication in the “Official Gazette Bosnia and Herzegovina” and shall also be published in the official gazettes of the Entities and Brčko District of Bosnia and Herzegovina.

**C.C. number 01-01-26-231-I/06
Sarajevo, 29 March 2006**

**President
Council of Competition
Sena Hatibović**