

**Pronouncement of the Final Decision Concerning the Investigation about
Korkmaz Mutfak Eşyaları San. ve Tic. AŞ, Gençler Ev Araç ve Gereçleri Pazarlama
Tic. AŞ and Punto Dayanıklı Tüketim Malları İth. İhr. Tic. Ltd. Şti. According to
Article 49 of the Act no 4054 on the Protection of Competition**

Within the scope of the investigation conducted according to the Board decision dated 30.06.2022 and numbered 22-29/474-M,

I- In the settlement text, which is sent by Gençler Ev Araç ve Gereçleri Pazarlama Tic. AŞ depending on the interim Board decision dated 27.10.2022 and numbered 22-49/721-MUA(1) and entered into the registry of the Authority on 03.11.2022 with the number 32666 in time, the undertaking clearly accepted the rate and amount of the maximum administrative fine set in the interim settlement decision.

- a) It has been decided UNANIMOUSLY that Gençler Ev Araç ve Gereçleri Pazarlama ve Tic. AŞ violated article 4 of the Act no 4054 by means of determining resellers' sale prices,
- b) Therefore, according to third paragraph of Article 16(3) of the Act no 4054 and Article 5(1)(b), 5(2), 5(3)(a) and article 7(1) 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 revenues in 2021, by discretion, the said undertaking shall be imposed 299.809,65- TL administrative fines,
- c) 25% reduction shall be made in the administrative fines to be imposed to the undertaking as a result of the settlement procedure according to article 43(7) of the Act no 4054 and article 4(4) of the "Regulation on the Settlement Procedure Applicable In Investigations On Agreements, Concerted Practices And Decisions Restricting Competition And Abuses Of Dominant Position",
- d) Within this framework, as a result of the settlement procedure, on the basis of the annual gross revenues in 2021, by discretion, the undertaking shall be imposed 224.857,24-TL administrative fines,
- e) Therefore, the investigation conducted per Competition Board Decision dated 30.06.2022 and numbered 22-29/474-M in order to determine whether article 4 of the Act no 4054 on the Protection of Competition was violated shall be concluded in terms of Gençler Ev Araç ve Gereçleri Pazarlama Tic. AŞ with settlement,

II- In the settlement text, which is sent by Korkmaz Mutfak Eşyaları San. ve Tic. AŞ depending on the interim Board decision dated 27.10.2022 and numbered 22-49/721-MUA(2) and entered into the registry of the Authority on 07.11.2022 with the number 32740 in time, the undertaking clearly accepted the rate and amount of the maximum administrative fine set in the interim settlement decision.

- a) It has been decided UNANIMOUSLY that Korkmaz Mutfak Eşyaları San. ve Tic. AŞ violated article 4 of the Act no 4054 by means of determining resellers' sales price,
- b) Therefore according to third paragraph of Article 16 of the Act and Article 5(1)(b), 5(2)(a) and 5(3)(a) 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 revenues in 2021, by discretion, the said

undertaking shall be imposed 16.942.372,46 TL administrative fines,

- c) 25% reduction shall be made in the administrative fines to be imposed to the undertaking as a result of the settlement procedure according to article 43(7) of the Act no 4054 and article 4(4) of the “Regulation on the Settlement Procedure Applicable In Investigations On Agreements, Concerted Practices And Decisions Restricting Competition And Abuses Of Dominant Position”,
- d) Within this framework, as a result of the settlement procedure, on the basis of the annual gross revenues in 2021, by discretion, the undertaking shall be imposed 12.706.779,34TL administrative fines,
- e) The investigation conducted per the Competition Board Decision dated 30.06.2022 and numbered 22-29/474-M in order to determine whether article 4 of the Act no 4054 on the Protection of Competition was violated shall be concluded in terms of Korkmaz Mutfak Eşyaları San. ve Tic. AŞ with settlement,

III- In the settlement text, which is sent by Punto Dayanıklı Tüketim Malları İth. İhr. Tic. Ltd. Şti. depending on the interim Board decision dated 27.10.2022 and numbered 22-49/721-MUA(3) and entered into the registry of the Authority on 03.11.2022 with the number 32667 in time, the undertaking clearly accepted the rate and amount of the maximum administrative fine set in the interim settlement decision.

- a) It has been decided UNANIMOUSLY that Punto Dayanıklı Tüketim Malları İth. İhr. Tic. Ltd. Şti. violated article 4 of the Act no 4054 by means of determining resellers' sales price,
- b) Therefore, according to third paragraph of Article 16 of the Act no 4054 and Article 5(1)(b), 5(2), 5(3)(a) and article 7(1) 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 revenues in 2021, by discretion, the said undertaking shall be imposed 95.933,07-TL administrative fines,
- c) 25% reduction shall be made in the administrative fines to be imposed to the undertaking as a result of the settlement procedure according to article 43(7) of the Act no 4054 and article 4(4) of the “Regulation on the Settlement Procedure Applicable In Investigations On Agreements, Concerted Practices And Decisions Restricting Competition And Abuses Of Dominant Position”,
- d) Within this framework, as a result of the settlement procedure, on the basis of the annual gross revenues in 2021, by discretion, the undertaking shall be imposed 71.949,80TL,
- e) The investigation conducted per Competition Board Decision dated 30.06.2022 and numbered 22-29/474-M in order to determine whether article 4 of the Act no 4054 on the Protection of Competition was violated shall be concluded in terms of Punto Dayanıklı Tüketim Malları İth. İhr. Tic. Ltd. Şti. with settlement.

IV- Thus, the investigation conducted according to the Competition Board decision dated 30.06.2022 and numbered 22-29/474-M shall be concluded in terms of all parties to the investigation with settlement, with the decision subject to review before Ankara Administrative Courts within 60 days as of the notification of the reasoned decision.