

BOSNA I HERCEGOVINA
Konkurencijsko vijeće



БОСНА И ХЕРЦЕГОВИНА
Конкуренијски савјет

BOSNIA AND HERZEGOVINA
Council of Competition

REGULATION

**ON AMMOUNT OF ADMINISTRATION TAXES RELATING TO THE
PRACTICES BEFORE THE COUNCIL OF COMPETITION**

S a r a j e v o
January, 2006

Pursuant to Article 17 of the Law on the Council of Ministers of Bosnia and Herzegovina («Official Gazettes of BH», No.30/03) and Article 25, paragraph (19), item i) of the Act on Competition («Official Gazettes of BiH», No.48/05) on a proposal from the Council of Competition, The Council of Ministers of Bosnia and Herzegovina in its 112th session held on 16th March 2006, has adopted the following

REGULATION

On the amount of administration taxes relating to the practices before the Council of Competition

I PART –GENERAL PROVISIONS

Article 1 (Subject-matter)

This Regulation shall stipulate the amount of administration taxes relating to the practices in competence of the Council of Competition pursuant to the Act on Competition (hereinafter: the Act).

II PART- THE TARIFFS OF ADMINISTRATION TAXES

Article 2 (Tariffs)

Administration taxes set out in Article 1 of this Regulation shall be paid according to following tariffs:

Type of a tax obligation	Tariff number 106	Amount in KM
(1) For application where a party requests:		
a) the expert opinion, recommendations and explanations in line with Article 25, paragraph (1), items c) and f) of the Act;		250,00
b) an individual exemption from the agreement prohibition in line with Article 5, paragraph (1) of the Act;		200,00
c) the extension of the time limit of an individual exemption in line with Article 6, paragraph (4) of the Act;		200,00
d) the assessment of the block exemption of the agreement in line with Article 7, paragraph (4) of the Act;		200,00
e) determination of abuse of a dominant position in line with Article 11, of the Act;		1.000,00
f) determination of prohibited agreements in line with Article 4, paragraph (2) of the Act;		1.000,00

g) the extension of the duration time of the obligation to bank and other financial institution or insurance associations to notify a concentration in line with Article 12, paragraph (3), item a) of the Act;	300,00
h) proposals in cases when the concentration has been implemented contrary to the decision of the Council of Competition or without submittal of a prior notification of concentration in line with Article 19, paragraph (1), of the Act;	1000,00
(2) The notification of intended concentration in line with Article 16, paragraph (1) of the Act	2.000,00

Tariff number 107

(1) For Decision which :	
a) establishes an individual exemption from an agreement prohibition in line with Article 5, paragraph (1), of the Act;	2.000,00
b) approves the extension of the time limit of an individual exemption from an agreement prohibition in line with Article 6, paragraph (3), of the Act;	1.000,00
c) establishes the block exemptions from an agreement prohibition in line with Article 7, of the Act;	2.000,00
d) declares the concentration compatible, incompatible or conditionally compatible in line with Article 18, of the Act:	
1) for concentration which shall be declared as compatible before taking a conclusion on initiation of the proceedings;	2.500,00
2) for concentration which shall be evaluated following a conclusion on initiation of the proceedings.	25.000,00
e) approves the extension of the time limit of the obligation to the bank and other financial institution or insurance associations to notify a concentration in line with Article 12, paragraph (3), item a) of the Act	2.500,00
(2) Annulment, amendment or cancellation of a decision:	
a) on individual exemption from an agreement prohibition in line with Article 5, paragraph (5) of the Act	2.000,00
b) on evaluation of concentration when the parties are not able to accomplish some of the conditions or infringe certain measures set forth in the decision taken by Council of Competition due to particular circumstances which could not be predicted and avoided and which do not depend on the will of the parties in line with Article 18, paragraph (7) of the Act	2.500,00

Tariff number 108

For Resolution which states that:

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| a) a compromise is made between parties to the proceedings | 1.000,00 |
| b) the proceedings is ceased because the parties to the proceedings have waived the request, in a case when a decision on initiation of the proceedings is issued | 5.00,00 |
| c) a concentration notification is rejected due to unaccomplished conditions regarding the aggregate annual income in line with Article 14, paragraph (19) of the Act. | 1.000,00 |

Article 3 (Tax Obligations)

(1) The tax is to be paid in a moment the obligation comes into being.

(2) Tax obligation comes into being:

- by application, notification and other submissions, in a moment when it is submitted;
- by administration act made by Council of Competition, before it is delivered to the party upon whose request the act is issued;
- by other legal process, in a moment when a request for its realization is submitted.

III PART – FINAL PROVISIONS

Article 4 (Application)

The Law on Administration Taxes («Official Gazette of BH», No. 16/02, 19/02, 43/04, and 8/06) is to be applied to other matters not regulated in this Regulation.

Article 5 (Entry into force)

This Regulation shall enter into force on the eight day after the publication in the «Official Gazette of 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: 48/06
16th March 2006
Sarajevo

President
of the Council of Ministers of
Bosnia and Herzegovina

Adnan Terzić