

2002

**GVH'S PROCEEDINGS ENDED WITH THE DECISION OF THE COMPETITION  
COUNCIL**

**1. OVERVIEW**

	Number of cases	Inter-vention of GVH (a)	% of cases	Fines imposed (Million HUF)	% of fines	Fines imposed for failed notifications (Million HUF)
<b>Abuse of dominant position</b>	<b>36</b>	<b>15</b>	<b>23,4</b>	<b>218,5</b>	<b>50,1</b>	<b>-</b>
<i>abusive</i>	<i>16</i>	<i>7</i>	<i>10,9</i>	<i>17,5</i>	<i>4,0</i>	<i>-</i>
<i>restrictive</i>	<i>14</i>	<i>5</i>	<i>7,8</i>	<i>195</i>	<i>44,7</i>	<i>-</i>
<i>composite and other</i>	<i>6</i>	<i>3</i>	<i>4,7</i>	<i>6</i>	<i>1,4</i>	<i>-</i>
<b>Restrictive agreements</b>	<b>18</b>	<b>10</b>	<b>15,6</b>	<b>182,46</b>	<b>41,9</b>	<b>0</b>
<i>horizontal</i>	<i>11</i>	<i>6</i>	<i>9,4</i>	<i>122,46</i>	<i>28,1</i>	<i>0</i>
<i>vertical</i>	<i>6</i>	<i>3</i>	<i>4,7</i>	<i>60</i>	<i>13,8</i>	<i>0</i>
<i>composite and other</i>	<i>1</i>	<i>1</i>	<i>1,6</i>	<i>0</i>	<i>0,0</i>	<i>0</i>
<b>Concentration</b>	<b>65</b>	<b>3</b>	<b>4,7</b>	<b>-</b>	<b>-</b>	<b>8,192</b>
<i>horizontal</i>	<i>51</i>	<i>2</i>	<i>3,1</i>	<i>-</i>	<i>-</i>	<i>6,39</i>
<i>vertical</i>	<i>4</i>	<i>1</i>	<i>1,6</i>	<i>-</i>	<i>-</i>	<i>0,402</i>
<i>composite and other</i>	<i>10</i>	<i>0</i>	<i>0,0</i>	<i>-</i>	<i>-</i>	<i>1,4</i>
<b>Antitrust cases altogether</b>	<b>119<sup>(1)</sup></b>	<b>28<sup>(1)</sup></b>	<b>43,8</b>	<b>400,96</b>	<b>92,0</b>	<b>8,192</b>
<b>Consumer fraud</b>	<b>52</b>	<b>36</b>	<b>56,3</b>	<b>35</b>	<b>8,0</b>	<b>-</b>
<i>delusion of consumer</i>	<i>52</i>	<i>36</i>	<i>56,3</i>	<i>35</i>	<i>8,0</i>	<i>-</i>
<i>restricting the choice of consumer</i>	<i>0</i>	<i>0</i>	<i>0,0</i>	<i>0</i>	<i>0,0</i>	<i>-</i>
<i>composite</i>	<i>0</i>	<i>0</i>	<i>0,0</i>	<i>0</i>	<i>0,0</i>	<i>-</i>
<b>All cases(b)</b>	<b>171<sup>(1)</sup></b>	<b>64<sup>(1)</sup></b>	<b>100,0</b>	<b>435,96</b>	<b>100,0</b>	<b>8,192</b>
<b>% of cases</b>	100,0	37,4				

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<sup>(a)</sup> Depending on the type of the case, GVH (Office of Economic Competition) interventions might result in different types of decisions:

- establishment of the infringement: applied in all types of cases (However the category of 'failure to notify the concentration' is not included although these are also infringements of the Competition Act. This influences the overall number of infringements and fines.)
- termination of proceedings after suspension: applied in all types of cases (except the concentrations)
- refusal of the exemption: applied in the case of restrictive agreements
- prohibited concentrations (refused notifications): applied in the case of concentrations and restrictive agreements
- imposition of condition: applied in the case of restrictive agreements and concentrations
- voluntary acceptance of the reflections of GVH: applied in the case of concentrations and restrictive agreements

<sup>(b) (1)</sup> **The number of all decisions taken is actually 169, the 171 value provided for in the table is inflated due to the fact that in two cases the decision involved two different infringements. Both in Vj-073/2001 and Vj-60/2002 the question of an abuse of dominant position and restrictive agreements were raised. These cases are both enumerated in the respective matter rows, and are counted twice when mechanically added up. Hence the unbiased number of antitrust cases were not 119 but 117, of which GVH intervened in 27 cases, giving the total number of interventions as of 63.**

**Furthermore, it is worth noting that the statistics provided include only the decisions taken according to the Tpv (1996 Competition Law), and do not involve the 2 decisions taken (as these cases were due to the intervention of the Supreme Court demanding new investigation) according to the predecessor of Tpv, the Vtv (1990 Competition Law). Both cases (Vj-47/2001 and Vj-53-2002) were initiated as an abuse of dominant position, and in the latter one 1 million HUF fine was imposed.**

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