

	Number of resolved cases in 2020		
	Competition	Unfair trading practices	Total
Administrative cases	42	10	52
Non-administrative cases	596	81	677
<b>Total:</b>	<b>638</b>	<b>91</b>	<b>729</b>

Source: CCA

## 1. Antitrust and merger cases

Non-administrative cases in the area of antitrust and merger control include the following:

- *Advocacy (opinions)* in the area of antitrust and merger control includes: opinions on draft proposals for laws and other legislation and opinions on applicable laws and other legal acts;
- *Other non-administrative cases* in the area of antitrust and merger control include: sector inquiries and preliminary market investigations, data base files, assessments of notifications of concentrations received in the referral procedure under the Council Regulation (EC) No 139/2004<sup>1</sup>, files involving cooperation with other competent authorities and sector regulators, international cooperation files and CCA internal acts and all other responses to addressed actors under the Competition Act.

## 2. Unfair trading practices

*Non-administrative cases* in the area of unfair trading practices in the food supply chain include the following:

- *Opinions* in the area of unfair trading practices in the food supply chain containing the responses given to the questions asked by the addressed actors under the Act on the prohibition of unfair trading practices in the business-to-business food supply chain (UTPs Act, Official Gazette No 117/17 and 52/21<sup>2</sup>), concretely, producers, buyers, processors, wholesalers and retailers;
- *Other non-administrative cases* in the area of unfair trading practices that comprise:
  - market investigations in the agri- and food products (re-sellers, buyers and/or processors),
  - inquiries into the business relationships between particular re-sellers and their suppliers, buyers and/or processors and their suppliers,

<sup>1</sup> Council Regulation (EC) No 139/2004 of 20 January 2004 on the control of concentrations between undertakings (the EC Merger Regulation) Official Journal L 24, 29.01.2004.

<sup>2</sup> UTPs Act (Official Gazette No 117/17), entered into force on 7 December 2017 whereas its full application started on 1 April 2018. The UTPs Act specifies the rules and a system of measures for prevention of imposition of unfair trading practices, it defines unfair trading practices in the food supply chain, the imposition of which enables the use of strong bargaining power of the buyer and/or processor or re-seller with respect to their suppliers.

- transposition of the Directive (EU) 2019/633 of the European Parliament and of the Council of 17 April 2019 on unfair trading practices in business-to-business relationships in the agricultural and food supply chain into the national legislation.

The Commission for the drafting of the proposal of the Act on the Amendments to the UTPs Act was set up in February 2020. The Draft UTPs Act was submitted to the Croatian Government in late December 2020 and presented for the first reading to the Croatian Parliament.

The Act on the Amendments to the to the UTPs Act was adopted in the 7<sup>th</sup> session of the Croatian Parliament on 7 May 2021, it was published in Official Gazette No 52/21 on 14 May 2021, it entered into force on 1 September 2021, whereas its full application starts on 1 March 2022.

- other activities (active participation in the meetings of the ECN Food Subgroup on two occasions in 2020, participation in the Austrian 43<sup>th</sup> BWB Competition Talk where the main subject were unfair trading practices i.e., the transposition of the Directive (EU) 2019/633 into the national legislation of the Member States.