Class: UP/I 034-03/19-01/009
Reg.no: 580-10/76-2019-014
Zagreb, 11 October 2019

CCA vs. Zagrebački Holding d.o.o., Affiliate Autobusni Kolodvor, Zagreb
- Initiative relating to alleged distortion of competition – abuse of a dominant position

Decision: Initiative dismissed due to lack of standing to act

Case summary:

On 29 April 2019 the Croatian Competition Agency (CCA) received a complaint made by the bus operator Croatia Zovko bus d.o.o. from Sesvete for the initiation of an infringement proceeding against the undertaking Zagrebački Holding d.o.o. – Affiliate Autobusni Kolodvor (Zagreb Bus Station) with its seat in Zagreb regarding the alleged prevention, restriction and distortion of competition in the form of abuse of a dominant position in the sales of bus tickets on the premises of the Zagreb Bus Station. After having carried out a preliminary market investigation the CCA dismissed the initiative of the complainant due to lack of standing to act within the meaning of the Competition Act.

In short, the complainant stated in its writing that on 16 April 2019 Zagrebački Holding (Zagreb public utility company) sent a note to the bus operators and referring to successful and satisfactory long-year cooperation asked them to remove their billboards from the central hall of the Zagreb Bus Station and to stop selling the tickets from the station ticket office.

In the preliminary market investigation, the CCA found that the note sent by Zagrebački Holding did not impose any conditions, threats or coercion on the bus operators that in effect have been given the opportunity to freely decide who they wanted to deal with as regards the selling of bus tickets.

Accordingly, the CCA established that there were no grounds to initiate an infringement proceeding in the sense of Article 13 of the Competition Act and dismissed the case.