



File No: 2(602)/AGR/EXM/CCP/2020
COMPETITION COMMISSION OF PAKISTAN
GOVERNMENT OF PAKISTAN

7th Floor, ISE Towers,
55 – B, Jinnah Avenue,
Islamabad.
Tel: 92-051-9100283
Fax: 92-051-9100297

EXEMPTION CERTIFICATE

In pursuance of the powers conferred by Section 5 read with Section 9 of the Competition Act, 2010 (the Act), the Competition Commission of Pakistan (the Commission) hereby grants exemption from the application of Section 4 of the Act, details whereof are given here below:-

DETAILS OF THE AGREEMENT

First Party: M/s. Sino Sindh Resources (Pvt.) Limited ('Coal Supplier')
Business address: House No. 108/1, Saba Avenue, Phase 6, DHA, Karachi.

Second Party: M/s. Thar Coal Block – 1 Power Generation Company (Pvt.) Limited ('the Company')
Business address: 7th Floor, Executive Towers, Dolmen Mall Clifton, Karachi.

Type of agreement: Coal Supply Agreement (CSA)

Date entered into: October 8th 2019

Valid until: This agreement shall become effective immediately upon execution by all parties and shall continue until the Expiry Date

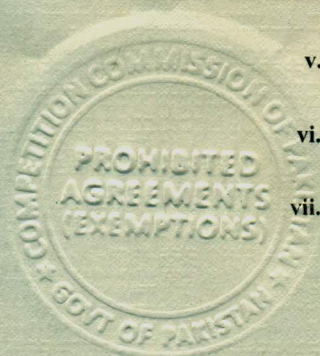
DETAILS OF THE EXEMPTION

Exemption granted to: Exclusivity clause(s) of the Agreement

Granted until: 30-11-2023

Condition(s):

- i. Exemption is effective in respect of clause 3.5 of the CSA for a period of three (3) years following the issuance of exemption certificate;
- ii. The Applicant shall inform the date of termination of CSA to the Commission, once occurred;
- iii. The grant of Exemption is limited to the supply of Coal to M/s. Thar Coal Supply Power Generation Complex, for the territory of Pakistan only;
- iv. The Applicant shall provide copy(s) of any other agreement(s) apart from CSA, once executed;
- v. The Applicant shall intimate to the Commission in case of any amendment(s) made to the CSA;
- vi. The Commission reserves the right to impose any condition(s) at the time of considering extension, if any; and
- vii. Breach of a condition shall have the effect of cancellation of the exemption.

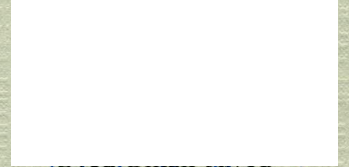




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Without prejudice to the generality of Section 6 of the Act, the grantee of the exemption shall inform the Commission forthwith and seek clearance for continuation of the exemption if there is any material change, *inter alia*, in: (i) the terms of the agreement; (ii) the market share of the parties to the agreement; or (iii) the circumstances in the market in which the parties are operating.

Granted on this the 04th day of November 2020 at Islamabad.



Seal of the Commission

Registrar
Syed Umair Javed
Registrar
Competition Commission of Pakistan
Government of Pakistan
Islamabad

Original Issued
Vide No. 22- Original
Dated: 04-11-2020.