



File No: 2(88)/AGR/EXM/CCP/2018
COMPETITION COMMISSION OF PAKISTAN
GOVERNMENT OF PAKISTAN

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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 to the template agreements from the application of Section 4 of the Act, details whereof are given here below:-

Details of the Agreement:

First Party: **M/s. Packages Limited**
Business address: **4th Floor, The Forum, Suit No. 416-422, G-20, Block-9, Khayaban-e-Jamil, Clifton Karachi - 75600.**

Second Party: **Standard Warehouse Distribution Agreement executed with 08 warehouse distributors (List of distributors is attached as Annex-A)**

Type of Agreement: **Standard Warehouse Distribution Agreement**

Date entered into: **Different dates with different distributors**

Valid until: **Different dates with different distributors**

Details of the Exemption:

Exemption granted to: **Non-Compete & Territorial Exclusivity clauses of the agreement**

Granted until: **31-03-2022**

Condition(s):

- i. **The Exemption certificate, shall in no way be construed as an approval for fixation or maintaining 'Minimum Retail Price' with reference to the products' subject matter of the Standard Warehouse Distribution Agreement;**
- ii. **This Certificate shall take effect upon provision of the proof of Intimation to the other party(s) to the agreement. In case, the Proof of intimation is not provided to the Commission within fifteen (15) days from the date of the issuance of the certificate, the Certificate shall be deemed withdrawn with immediate effect;**
- iii. **This exemption certificate is effective for the Warehouse -distributors only;**
- iv. **The Applicant shall intimate to the Commission, in case of any amendment(s) made in the Standard Warehouse Distribution Agreement;**
- v. **The Applicant shall provide copy(s) of any other agreement(s) apart from the Agreement;**
- vi. **The Commission reserves the right to impose any condition(s) at the time of considering extension, if any for this certificate or before the expiry of the instant certificate; and**
- vii. **Breach of a condition shall have the effect of cancellation of the exemption.**

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 **29th** day of March 2019 at Islamabad.

Dr. Muhammad Saleem
Member (Exemptions)

Dr. Muhammad Saleem
(Member)
(Exemptions, CP&R, IS&T)

