



File No: 2(217)/AGR/EXM/CCP/2020
COMPETITION COMMISSION OF PAKISTAN
GOVERNMENT OF PAKISTAN

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55 – B, Jinnah Avenue,
Islamabad.
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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 from the application of Section 4 of the Act, details whereof are given here below:-

DETAILS OF THE AGREEMENT

First Party: M/s. Novo Nordisk Pharma (Pvt.) Limited ('Novo Nordisk')
Business address: 113 Shahrah-e-Iran Clifton, Karachi.

Second Party: M/s. Muller & Phipps Pakistan (Pvt.) Limited ('Distributor')
Business address: 1st Floor, Uzma Court Main Clifton Road, Karachi.

Type of agreement: Distributor Agreement

Date entered into: June 1st 2019, Amendment No.1 on September 2nd 2019 & Amendment No.2 on July 10th 2020

Validity Period: This agreement shall become effective from June 1st 2006 and shall continue unless terminated by either party

DETAILS OF THE EXEMPTION

Exemption granted to: Exclusivity & Non-Compete clauses of the Agreement

Granted until: 30-10-2023

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 Distributor Agreement;
- ii. This Exemption will only be effective for the products mentioned in Appendix – 1 of the Agreement;
- iii. The grant of Exemption is limited to territory of Pakistan;
- iv. The Applicant shall intimate to the Commission in case of any amendment(s) made to the Agreement;
- v. The Commission reserves the right to impose any condition(s) at the time of considering extension, if any; and
- vi. 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 10th day of November 2020 at Islamabad.

Original Issued

Vide No. 25-Original
Dated: 10-11-2020



Registrar

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