



File No: 2(91)/AGR/EXM/CCP/2019
COMPETITION COMMISSION OF PAKISTAN
GOVERNMENT OF PAKISTAN

7th Floor, ISE Towers,
55 – B, Jinnah Avenue,
Islamabad.
Tel: +92-51-9100263
Fax: +92-51-9100297

RENEWED 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. Eli Lilly Pakistan (Pvt.) Limited (hereinafter referred to as 'Lilly')
Business address: 5-A, 5th Floor, Al-Taijarah Centre, 32-1-A, Block – 6, P.E.C.H.S., Main Sharah-e-Faisal, Karachi – 75400.

Second Party: M/s. Ali Gohar & Company (Pvt.) Limited (hereinafter referred to as 'Distributor')
Business address: State Life Building 1 – B, I.I. Chundrigar Road, Karachi – 74000.

Type of Agreement: Distributorship Agreement

Date entered into: December 1st, 2015 and January 1st, 2018 (amendment agreement to distribution agreement)

Valid until: Shall remain in effect until December 31st 2022 and extend for period of one (01) additional year

Details of the Exemption:

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

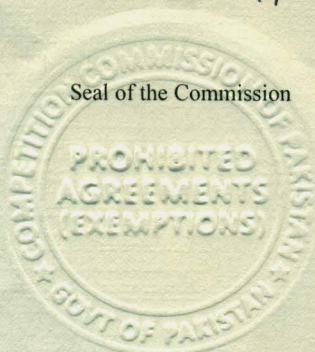
Granted until: 30-06-2022

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 under the Distributorship Agreement;
- ii. Any amendment(s) made in the Distributorship Agreement shall be intimated to the Commission, once materialized;
- iii. The Applicant shall provide copy(s) of the other distribution agreement(s) to the Commission apart from this Distributorship Agreement, if executed;
- iv. The Commission reserves the right to impose any other condition(s) at the time of considering extension, if any;
- v. 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 19th day of June 2019 at Islamabad.



Bushra Naz Malik
Member (Exemptions)

BUSHRA NAZ MALIK
Member
Competition Commission of Pakistan
Government of Pakistan
Islamabad