

MEMORANDUM OF UNDERSTANDING
FOR ENHANCING BILATERAL CO-OPERATION BETWEEN
THE BULGARIAN COMMISSION ON PROTECTION OF COMPETITION AND
THE GAZDASÁGI VERSENYHIVATAL THE HUNGARIAN COMPETITION AUTHORITY

The Commission on Protection of Competition of Bulgaria and the Gazdasági Versenyhivatal of Hungary (hereinafter referred to as “the Parties”),

Having due regard to the established framework for co-operation within the European Competition Network,

Expressing the wish to further promote co-operation in the field of competition law and policy,

Aiming the development of bilateral relations,

Recognizing the benefits of exchange of experiences in the field of the application of EC competition law,

Have agreed the follows:

Article 1. Objective

The Parties will promote and strengthen co-operation in the field of competition law and policy beyond the framework of the European Competition Network.

Article 2. Areas for cooperation

1. In order to secure legal and organisational mechanism for interaction focused on prevention and termination of actions that may negatively affect competition in Bulgaria and the Republic of Hungary the Parties agree to;
 - exchange experience in conducting investigations of activities infringing the relevant national or EC competition legislation,
 - provide opportunity to receive specialists of the other Party with the aim to exchange experience,
 - provide assistance in the determination of strategic and tactical aspects of the competition policy if requested.
2. The Gazdasági Versenyhivatal will share its experience with Commission on Protection of Competition of Bulgaria concerning the application of EC law and the functioning of the European Competition Network, including the structuring of its internal division of labour, the establishment of internal rules necessary for meeting the new duties deriving from EU membership.
3. The Gazdasági Versenyhivatal will promote the participation of Bulgaria on the relevant seminars and workshops organised by the OECD-Hungary Regional Centre for Competition in Budapest.


Article 3. Notification

1. If one of the Parties establishes that actions of undertakings in the territory of its state can have a negative impact on competition in the territory of the other Party, the former shall notify the latter about that.
2. If one of the Parties establishes that competition in its state can be negatively affected by the actions of undertakings taken place in the territory of the other Party, the former shall notify the latter about that.
3. Notification shall be sent in written form and shall contain a brief account of the essence of the case, references to national legal norms, and other pieces of information, which the sending Party considers to be necessary for submission.
4. The Party, which received notification shall consider the possibility of taking the appropriate measures pursuant to requirements of national laws and shall inform the other Party of the results.

Article 4. Concluding provisions

1. Unless special funds are dedicated to it or otherwise to be agreed by the Parties, the co-operation under the present Memorandum shall be financed by the requesting Party.
2. The present Memorandum of understanding is without prejudice to the rights and obligations of the Parties, which ensue from international agreements where they participate.
3. The present Memorandum enters into force on the date of effective signatures and is valid for an unlimited period of time.

Done at Budapest, 19 February 2007



Petko Nikolov
Chairman
of the Bulgarian Commission
on Protection of Competition



Zoltán Nagy
President
of the Hungarian Competition Authority