



CONFIDENTIAL

VIEW

of the representative of the EFTA Surveillance Authority

presented at the meeting of the

EC ADVISORY COMMITTEE ON RESTRICTIVE PRACTICES AND DOMINANT  
POSITIONS

of 7 July 2016

**regarding a draft decision relating to**

**CASE COMP/AT.40023 CROSS-BORDER ACCESS TO PAY-TV**

**Rapporteur : MALTA**

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- 1) The representative of the EFTA Surveillance Authority agrees with the Commission's assessment in its draft Article 9(1) of Regulation (CE) No 1/2003 decision as communicated to the Advisory Committee on 23 June 2016 under Article 101 of the Treaty on the Functioning of the European Union and Article 53 of the EEA Agreement.
- 2) The representative of the EFTA Surveillance Authority agrees with the Commission that the proceedings against Paramount can be concluded by means of a decision pursuant to Article 9(1) of Regulation (EC) No 1/2003.
- 3) The representative of the EFTA Surveillance Authority agrees with the Commission that the commitments offered by Paramount are suitable, necessary and proportionate in order to address the concerns expressed by the Commission in its Statement of Objections.
- 4) The representative of the EFTA Surveillance Authority agrees with the Commission that, in light of the commitments offered by Paramount, there are no longer grounds for action by the Commission against Paramount without prejudice to Article 9(2) of Regulation (EC) No 1/2003.

- 5) The representative of the EFTA Surveillance Authority recommends the publication of its opinion in the Official Journal of the European Union.

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EFTA SURVEILLANCE AUTHORITY



Stefan Mahoney

ISLAND

LIECHTENSTEIN

NORGE

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