

NAMIBIAN COMPETITION COMMISSION
**APPLICATION FOR EXEMPTION IN RESPECT OF
 INTELLECTUAL PROPERTY RIGHTS**

COMPETITION ACT, 2003 (Act No. 2 of 2003)
 (Section 30(1)), Rule 23(1))

To: The Namibian Competition Commission

From:

(Name of Applicant:)
(Name of undertaking:)

1. We apply in terms of section 30(1) of the Act for an exemption from the provisions of Part I/Part II of Chapter 3 of the Act in respect of-

- | | |
|---|---|
| <input type="checkbox"/> a single agreement | <input type="checkbox"/> a category of agreements |
| <input type="checkbox"/> a concerted practice | <input type="checkbox"/> a category of concerted practices, |

relating to the exercise of any right or interest acquired or protected in terms of any law relating to copyright patents, designs, trademarks, plant varieties or any other intellectual property rights, as described in the attached document.

2. We seek an exemption for a period of _____ years.

3. In respect of this matter, has a previous exemption been:

- | | |
|---------------------------------------|-----------------------------|
| Granted? <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| Refused? <input type="checkbox"/> Yes | <input type="checkbox"/> No |

4. If you have answered "yes" to either question above, please provide the case number for the previous exemption application _____

Name and title of person authorised to sign:

Authorised signature:

Date:

For office Commission file number:

Date filed:

Use only: _____

Please note:

1. The following information must be included in your description of the agreement or practice for which you seek an exemption:
 - (a) Your address in Namibia for service of documents.
 - (b) A short description of your business.
 - (c) A brief description of the agreement or practice which you seek to have exempted from the application of Chapter 2, and, if an agreement or decision has already been made, its date, as well as a certified copy thereof.
 - (d) The names and addresses of other parties to that agreement or practice.
 - (e) The objective in terms of section 28(3) of the Act on which you rely.
 - (f) The facts and contentions on which you rely.
 - (g) The sections of the Act that you believe may be contravened by the agreements, practices, or category of agreements or practices you have described, and a motivation for the belief.

2. Generally, information relating to this application is part of the public record. You have the right to identify information that you believe is confidential, by completing Form 1 and submitting it with this application