

# 1. CARTEL STATISTICS

## situation as of 2010-01-25

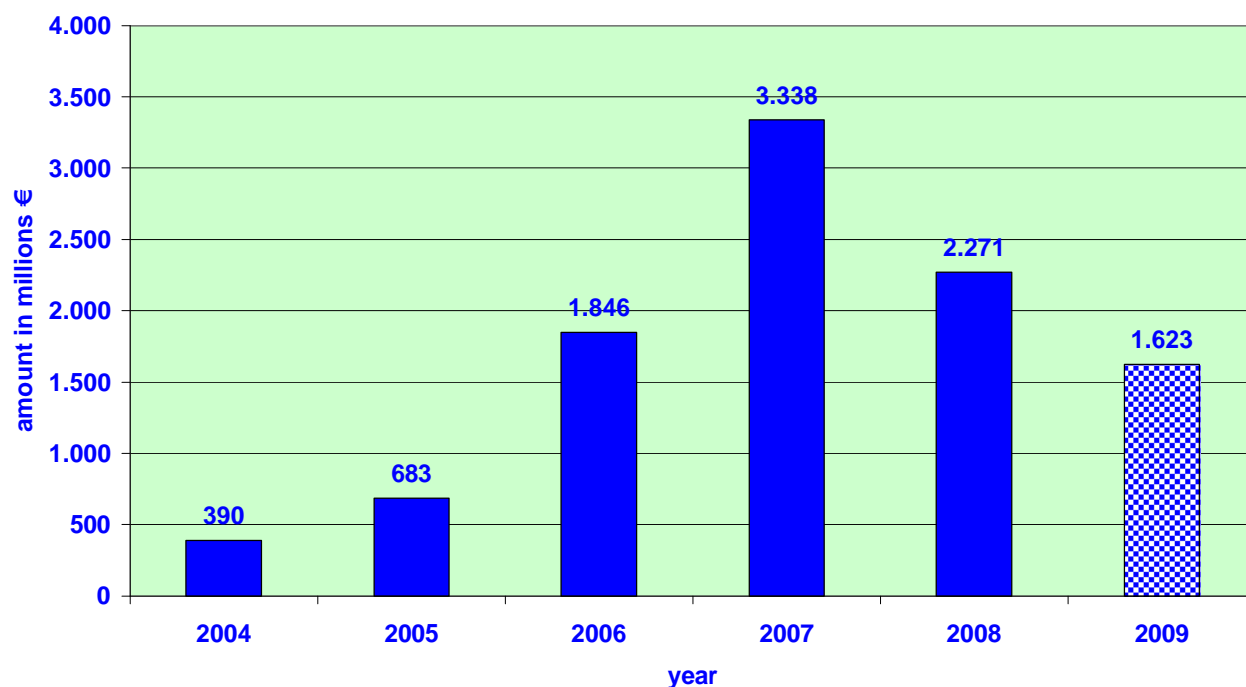
### 1.1. Fines imposed (not corrected for court judgments) period 2004 - 2009

Last change: ++11<sup>h</sup> November 2009++

Year	Amount in €*
2004	390.209.100
2005	683.029.000
2006	1.846.385.500
2007**	3.338.427.700
2008	2.271.232.900
++2009++	1.623.384.400
<b>total</b>	<b>10.152.668.600</b>

\* Amounts as imposed by the Commission and not corrected for changes following judgments of the Courts (General Court and European Court of Justice) and only considering cartel infringements under Article 101 TFEU (previously Article 81 resp. Article 85 of the Treaty). Wherever prohibitions and fines concern infringements of Article 101 TFEU and of Article 102 TFEU (previously Articles 81 resp. 85 and Article 82 resp. 86 of the Treaty), only those amounts have been considered which concern the Article 101 TFEU infringements.

\*\* This figure takes into account the amendment of 23<sup>rd</sup> June 2008 to the decision of 5<sup>th</sup> December 2007 (see [IP/07/1855](#)).

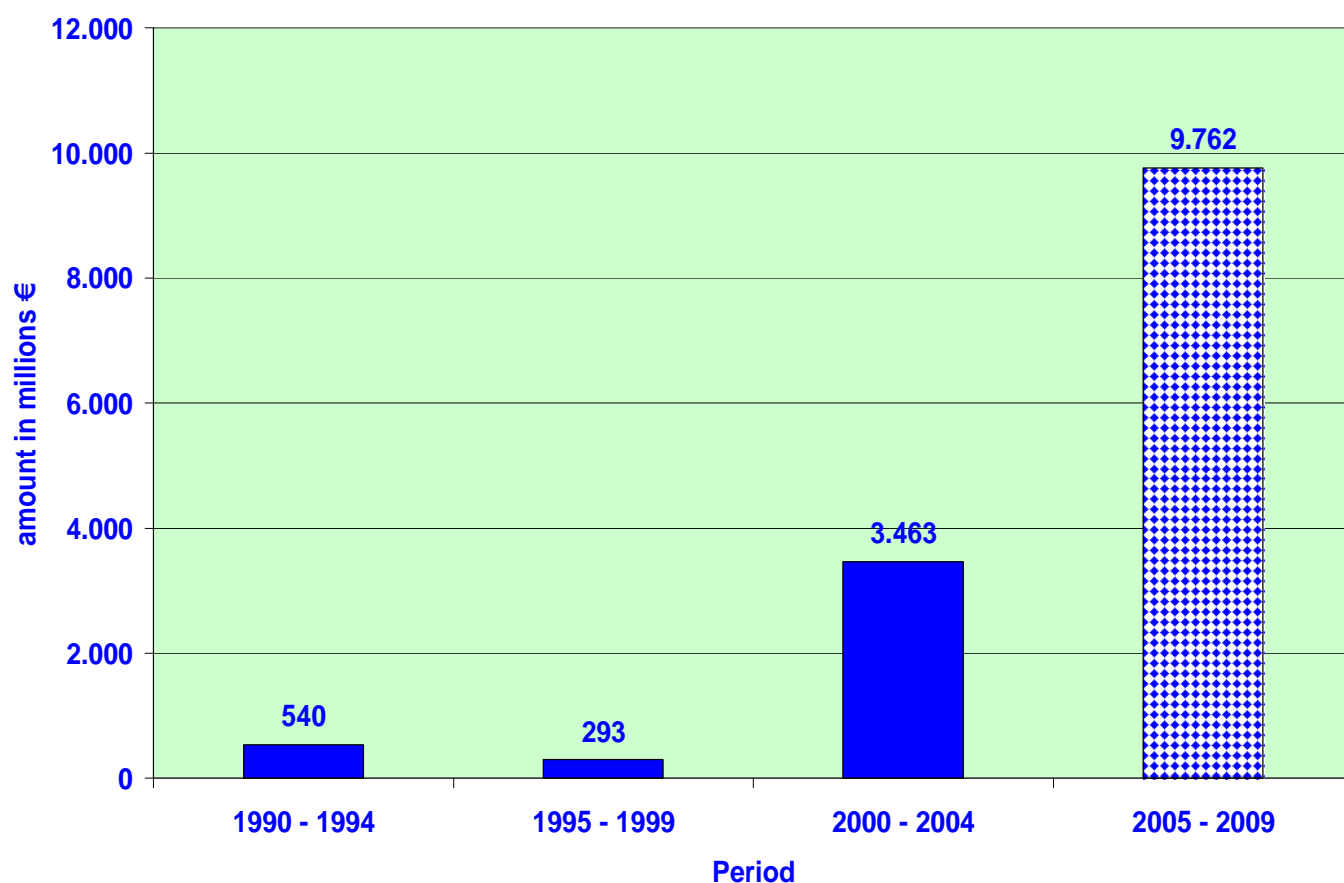


## 1.2. Fines imposed (not corrected for court judgments) period 1990 - 2009

Last change: ++11<sup>h</sup> November 2009++

Year	Amount in €*
1990 - 1994	539.691.550
1995 - 1999	292.838.000
2000 - 2004	3.462.664.100
++2005 – 2009++	9.762.459.500
<b>total</b>	<b>14.057.653.150</b>

- Amounts as imposed by the Commission and not corrected for changes following judgments of the Courts (General Court and European Court of Justice) and only considering cartel infringements under Article 101 TFEU (previously Article 81 resp. 85 of the Treaty). Wherever prohibitions and fines concern infringements of Article 101 TFEU and of Article 102 TFEU (previously Articles 81 resp. 85 and Article 82 resp. Article 86 of the Treaty), only those amounts have been considered which concern the Article 101 TFEU.

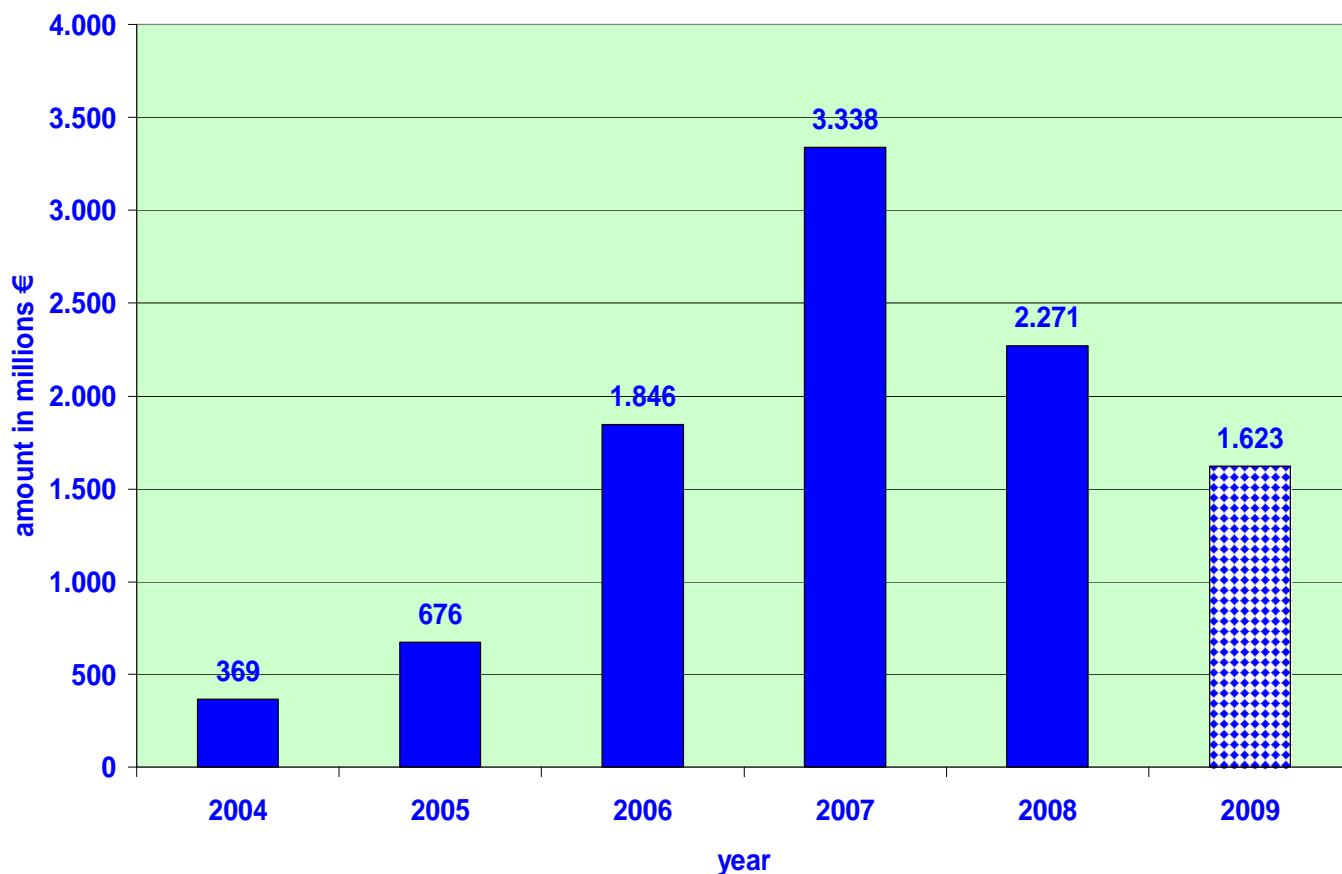


### 1.3. Fines imposed (corrected for court judgments) period 2004 – 2009

Last change: ++11<sup>th</sup> November 2009++

Year	Amount in €*
2004	368.753.100
+++2005+++	675.626.000
2006	1.846.385.500
2007	3.338.427.700
2008	2.271.232.900
++2009++	1.623.384.400
<b>Total</b>	<b>10.123.809.600</b>

\* Amounts corrected for changes following judgments of the Courts (General Court and European Court of Justice) and only considering cartel infringements under Article 101 TFEU (previously Article 81 resp. Article 85 of the Treaty). Wherever prohibitions and fines concern infringements of Article 101 TFEU and of Article 102 TFEU (previously Article 81 resp. Article 85 and Article 82 resp. Article 86 of the Treaty), only those amounts have been considered which concern the Article 101 TFEU infringements.

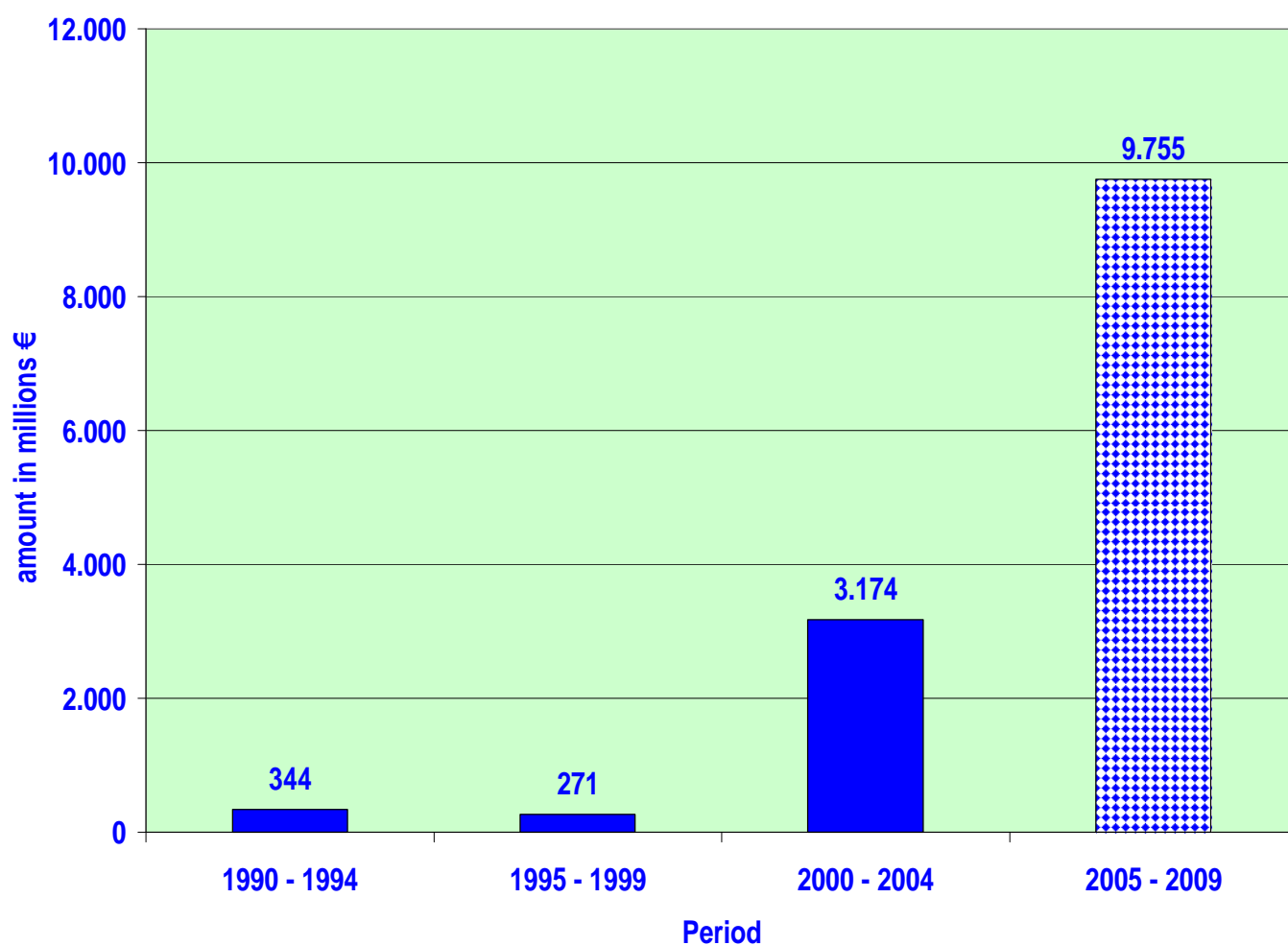


## 1.4. Fines imposed (corrected for court judgments) period 1990 – 2009

Last change: ++17<sup>h</sup> December 2009++

Year	Amount in €
1990 - 1994	344.282.550
1995 - 1999	270.963.500
+++2000 – 2004+++	3.173.585.210
2005 – 2009	9.755.056.100
<b>total</b>	<b>13.543.887.360</b>

\* Amounts corrected for changes following judgments of the Courts (General Court and European Court of Justice) and only considering cartel infringements under Article 101 TFEU (previously Article 81 resp. Article 85 of the Treaty). Wherever prohibitions and fines concern infringements of Article 101 TFEU (previously Article 81 resp. Article 85 and of Article 102 TFEU (previously Articles 82 resp. Article 86 of the Treaty), only those amounts have been considered which concern the Article 101 TFEU infringements.



## 1.5. Ten highest cartel fines per case (since 1969)

Last change: ++8<sup>th</sup> July 2009++

Year	Case name	Amount in €*
2008	Car glass	1.383.896.000
++2009++	Gas	1.106.000.000
2007	Elevators and escalators	992.312.200
2001	Vitamins	790.515.000
2007	Gas insulated switchgear	750.712.500
2008	Paraffin waxes	676.011.400
2006	Synthetic rubber (BR/ESBR)	519.050.000
2007	Flat glass	486.900.000
2002	Plasterboard	458.520.000
2006	Hydrogen peroxide and perborate	388.128.000

\* Amounts corrected for changes following judgments of the Courts (General Court and European Court of Justice).

## 1.6. Ten highest cartel fines per undertaking (since 1969)

Last change: ++8<sup>th</sup> July 2009++

Year	Undertaking**	Case	Amount in €*
2008	Saint Gobain	Car glass	896.000.000
++2009++	E.ON	Gas	553.000.000
++2009++	GDF Suez	Gas	553.000.000
2007	ThyssenKrupp	Elevators and escalators	479.669.850
2001	F. Hoffmann-La Roche AG	Vitamins	462.000.000
2007	Siemens AG	Gas insulated switchgear	396.562.500
2008	Pilkington	Car glass	370.000.000
2008	Sasol Ltd	Candle waxes	318.200.000
2006	Eni SpA	Synthetic rubber	272.250.000
2002	Lafarge SA	Plasterboard	249.600.000

\* Amounts corrected for changes following judgments of the Courts (General Court and European Court of Justice).

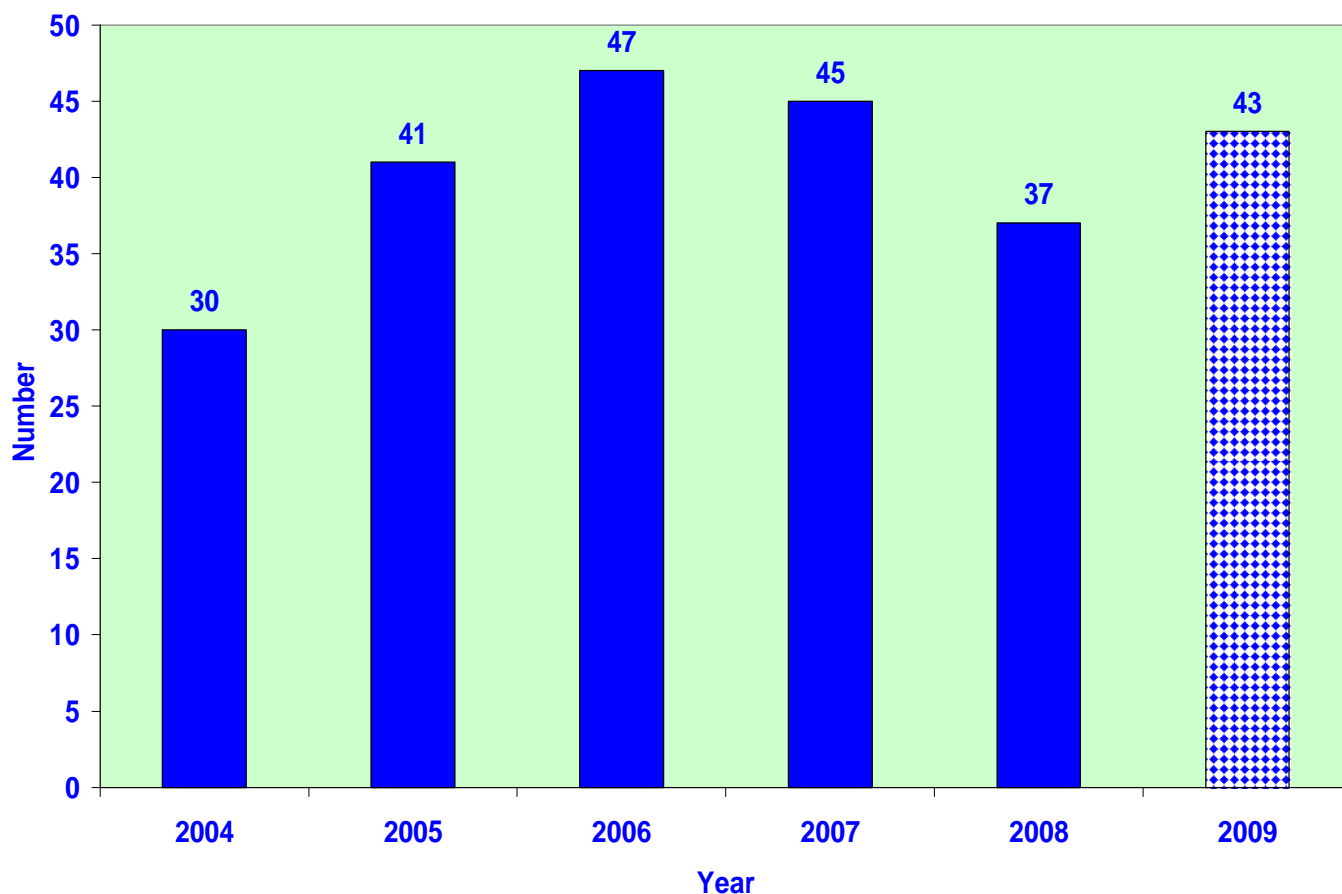


**1.7. Number of decisions  
(per undertaking/association)\*  
period 2004 - 2009**

Last change: ++11<sup>th</sup> November 2009++

<b>Year</b>	<b>Number</b>
2004	30
2005	41
2006	47
2007	45
2008	37
++2009++	43
<b>total</b>	<b>243</b>

\* Includes entities not fined such as immunity applicants; If more than one legal entity of the same group were subject to the decision, they are counted as one for the purpose of this table.

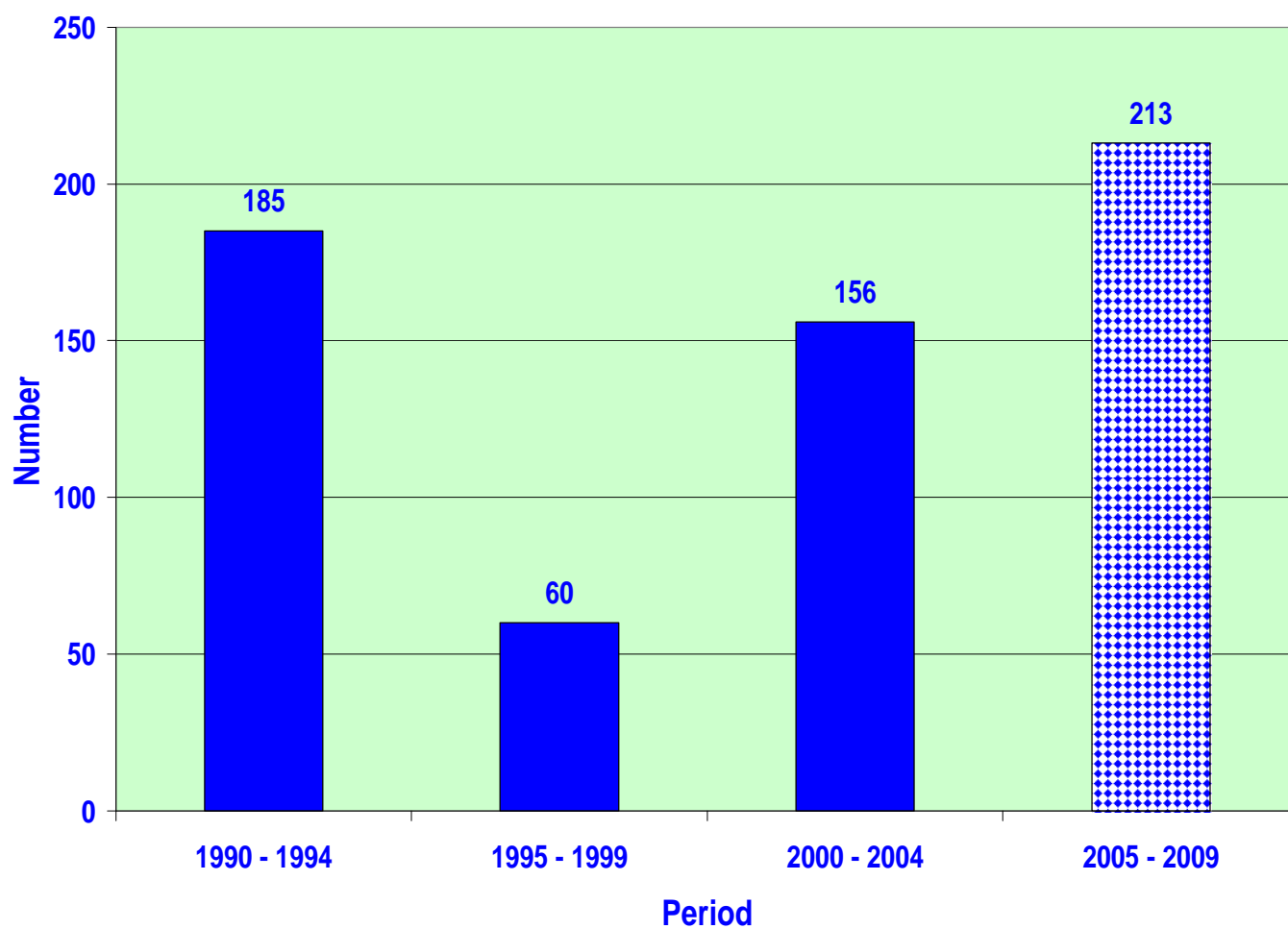


**1.8. Number of decisions  
(per undertaking/association)\*  
period 1990 - 2009**

Last change: ++11<sup>h</sup> November 2009++

Period	Undertakings in decision
1990 - 1994	185
1995 - 1999	60
2000 - 2004	156
++2005 - 2009++	213
<b>total</b>	<b>614</b>

\* Includes entities not fined such as immunity applicants; If more than one legal entity of the same group were subject to the decision, they are counted as one for the purpose of this table.

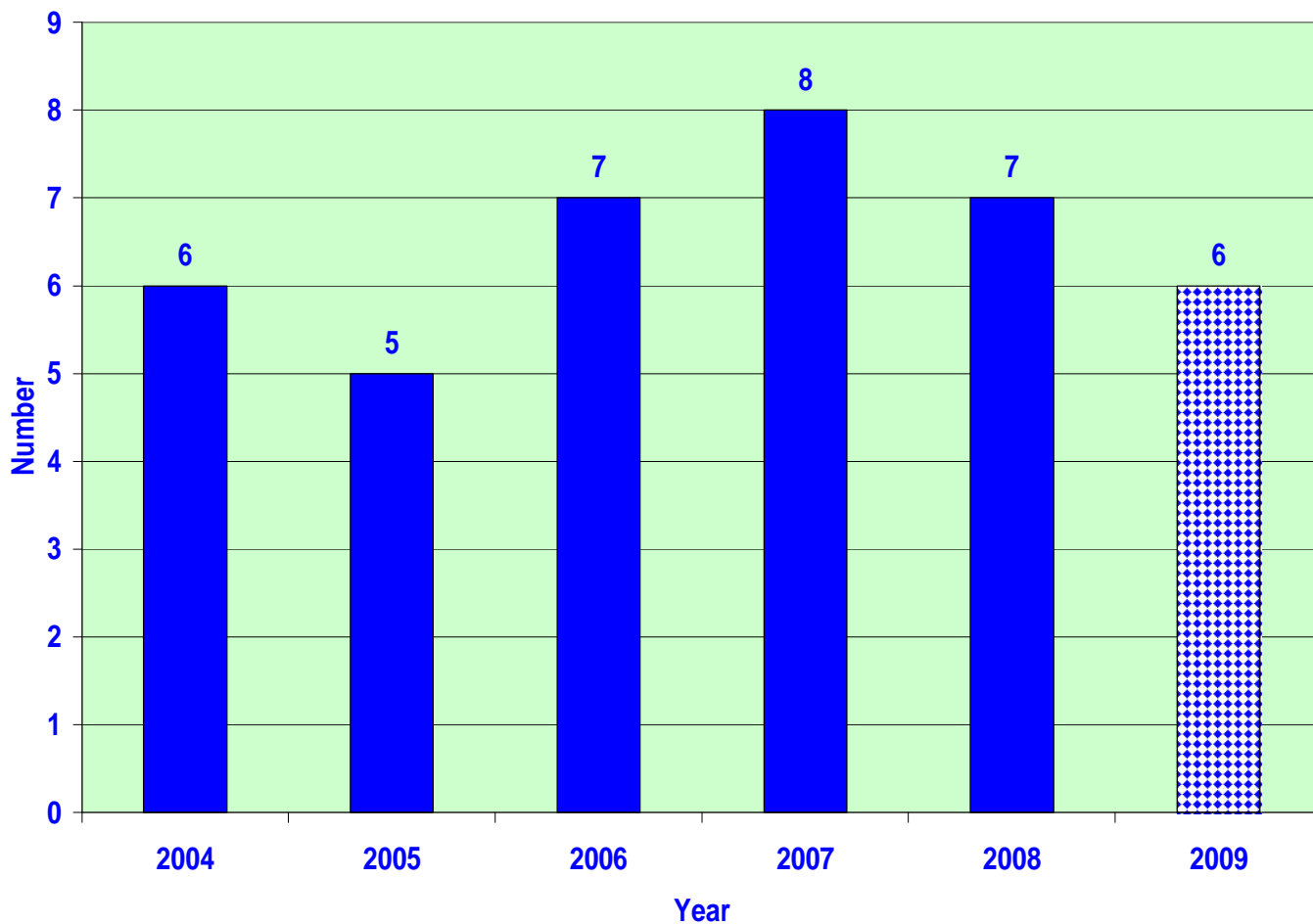


## 1.9. Cartel cases\* decided by the European Commission since 2004

Last change: ++11<sup>h</sup> November 2009++

Year	Number
2004	6
2005	5
2006	7
2007	8
2008	7
++2009++	6
<b>total</b>	<b>39</b>

- A cartel case concerns a single proceeding against various undertakings concerned, and may involve more than one infringement.

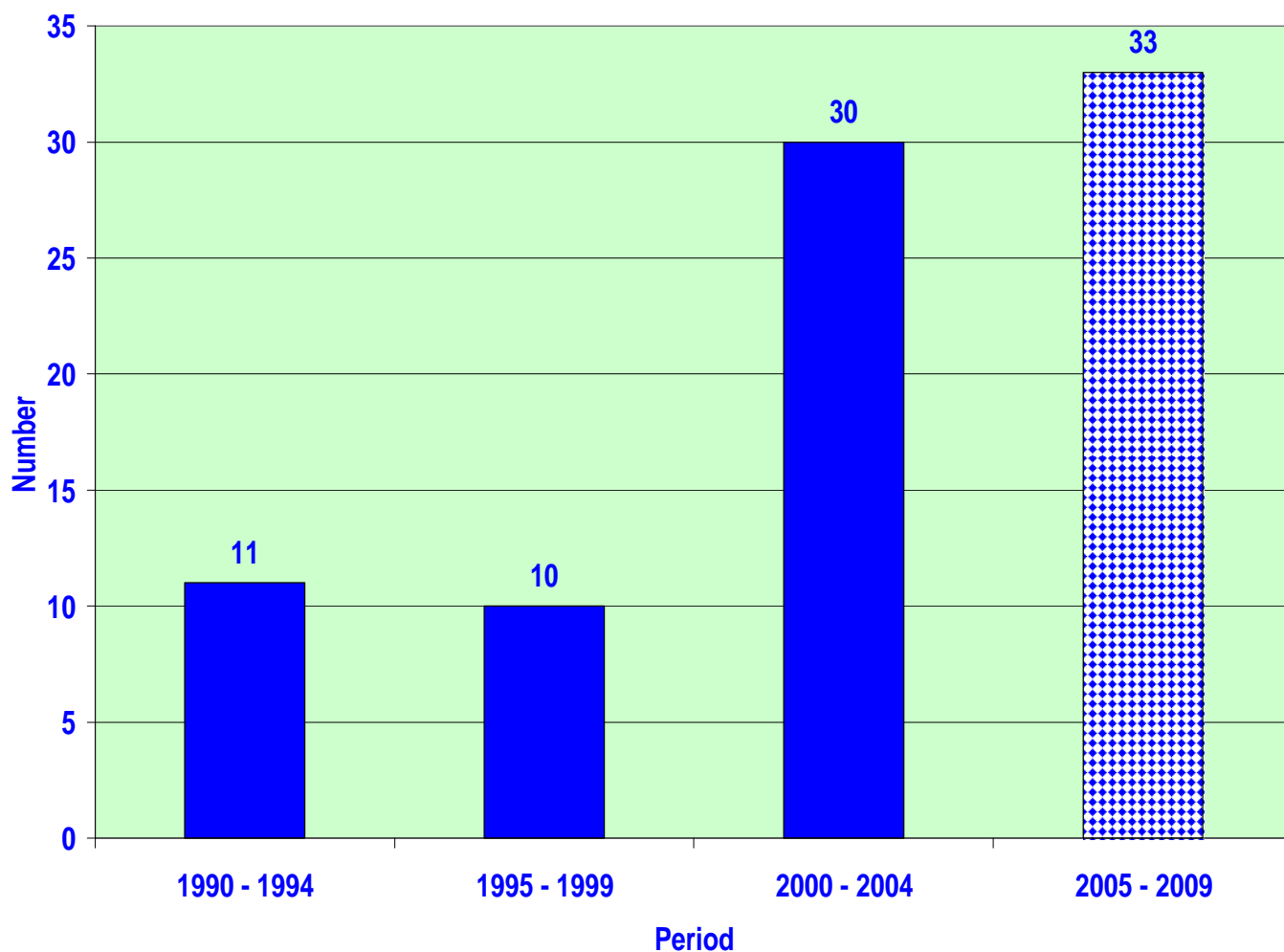


## 1.10. Cartel cases\* decided by the European Commission since 1990

Last change: ++11<sup>th</sup> November 2009++

Period	Number
1990 – 1994	11
1995 – 1999	10
2000 – 2004	30
++2005 – 2009++	33
<b>total</b>	<b>84</b>

\* A cartel case concerns a single proceeding against various undertakings concerned, and may involve more than one infringement. Only those cartel cases where a fine was imposed were considered for the purpose of that table.



## 1.11. Fines Guidelines 2006 – fine as percentage of global turnover

Last change: ++31<sup>st</sup> December 2009++

fines guidelines 2006 - fines as percentage of global turnover										
undertakings fined	0-0,99%	1-1,99%	2-2,99%	3-3,99%	4-4,99%	5-5,99%	6-6,99%	7-7,99%	8-8,99%	9-10%
75	41	6	4	7	3	1	2	2	0	9

Remark: Undertakings which have received full immunity from fines were not included in the above table.

