

## **Annex VII.**

### **The Law of the Republic of Tajikistan on Competition and the Restricting of Monopoly Activities in Commodity Markets**

#### **CHAPTER 1. General**

##### **Article 7. Forms of Miscompetition**

Miscompetition shall not be allowed, including:

- the dissemination of false, inaccurate, or distorted data capable to do damage to other economic entities, or to do damage to their business reputation;
- the delusion of consumers regarding the nature, mode, and location of manufacture, consumer features, and the quality of a good;
- incorrect comparison by an economic entity (as well as in the process of its advertising activities) of its produced or sold goods with goods of other economic entities;
- the receipt, use, and disclosure of scientific and technical, production, or trade information, including a commercial secret, without the consent of its owner;
- the unauthorized use of a trade mark, a firm name, or a marking, as well as the copying of packing, an external attribute of a good of the other economic entity that may deprive the competitors of their economic activities;
- interference in entrepreneurial activities, the provision of various material incentives to the staff of competing firms with the purpose to gain them over its side and incline them to misperform their work duties.

##### **The Civil Code**

##### **Article 153. The Official and Commercial Secret**

The civil legislation shall protect the information consisting of an official and commercial secret in case when the information has a valid or a potential commercial value owing to the fact it is unknown by third parties, there is free legitimate access to it, and the owner of information takes measures to protect its confidentiality.

The individuals illegally received such information, as well as the officials, contrary to a labor contract, or counteragents, contrary to a civil and legal contract, disclosed an official or a commercial secret shall compensate the damage done.