

ADDENDUM TO OFT1495

1. This Addendum to the Leniency Guidance¹ sets out the way in which the CMA will exercise its discretion in relation to the grant of Type B leniency in Resale Price Maintenance (RPM) cases.
2. The CMA may grant successful Type B applicants immunity or up to a 100% discount on any financial penalty.²
3. However, the CMA **would not generally expect to grant immunity or discounts on any financial penalty of more than 50% to Type B applicants in RPM cases, and the detailed provisions of the Leniency Guidance should be read accordingly.**
4. This Addendum applies to new leniency applications made on or after 24 September 2020.

24 September 2020

¹ OFT 1495, *Applications for leniency and no-action in cartel cases, OFT's detailed guidance on the principles and process*, July 2013.

² CMA73, *Guidance as to appropriate amount of a penalty*, 18 April 2018, paragraph 3.1; and OFT1495, paragraph 2.2.