
Modernisation and Decentralisation of EC Competition Law

Edited by
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**Modernisation And Decentralisation Of Ec Competition
Law European Business Law Practice Series Volume 16**

Arthur James Wells



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Aanwinsten van de Centrale Bibliotheek (Queteletfonds) Bibliothèque centrale (Fonds Quetelet),2001 EC Private Antitrust Enforcement Assimakis Komninos,2008-02-22 This book written by an academic cum practitioner with substantial experience in the field of antitrust enforcement presents the rise of private enforcement of competition law in Europe especially in the context of the recent modernisation and decentralisation of EC competition law enforcement In particular the study examines the role of courts in the application of the EC competition rules and views that role in the broader system of antitrust enforcement The author starts from the premise of private enforcement s independence of public enforcement and after examining the new institutional position of national courts and their relationship with the Court of Justice the Commission and public enforcement in general proceeds to deal with the detailed substantive and procedural law framework of private antitrust actions in Europe The author describes the current post decentralisation state of affairs but also refers to the latest proposals to enhance private antitrust enforcement in Europe both at the Community level where reference is made to the December 2005 Commission Green Paper on Damages Actions and its aftermath and at the national level where reference is made to recent and forthcoming relevant initiatives *European Access* ,2001 **The British National Bibliography** Arthur James Wells,2003 Brinkman's Cumulatieve catalogus van boeken de in Nederland en vlaanderen zijn uitgegeven of herdrukte ,2001 *Modernisation and Decentralisation of EC Competition Law* Josbe Rivas,2000-11-24 The result of a conference held in London in September 1999 the papers in this text discuss issues surrounding the European Commission s White Paper published in April 1999 This paper is concerned with the evolution of competition law in the European Union **Boekblad** ,2001 *Brinkman's cumulatieve catalogus van boeken* ,2002 Voorts een alphabetische lijst van Nederlandsche boeken in Belgi uitgegeven **Transnational Associations** ,2003 **Martindale-Hubbell International Law Digest** ,2003 *Historical Abstracts* ,1997 **The Modernisation of EC Antitrust Law** Rein Wesseling,2000 In recent years European Community EC competition law has come under fire Continued criticism of all aspects of the means by which EC competition law is enforced has brought to light ineffectiveness of the present system Consequently the European Commission has responded by issuing the White Paper on Modernisation which sets out its vision on the future of EC competition law This new book takes a step back and tries to understand the current challenges to EC competition policy by examining the origins of the Community s competition law system In the first part of the book the auth

Modernisation and Enlargement Damien Geradin,2004 This book comprises a set of papers that were prepared for and delivered at the Global Competition Law Centre s Annual Conference Modernisation and Enlargement Two Major Challenges for EC Competition Law The book presents an analysis of the new Regulation 1 2003 on the implementation of the competition rules laid down in Article 81 and 82 of the Treaty This new Regulation represents a cultural revolution for EC competition lawyers who were accustomed to notifying agreements in order to obtain some legal certainty for their clients

Modernisation opens up a brand new world where corporations and their lawyers will be asked to self assess the validity of their agreements under EC competition law The direct effect given to Article 81 3 will also stimulate implementation at the national level including actions in national courts although several procedural issues may impede private actions in courts Amongst its other features Regulation 1 2003 also creates a European Competition Network ECN which provides an institutional focus for cooperation between the NCAs and the Commission as well as among the NCAs themselves

Enlargement of the European Union was one of the factors which contributed to the adoption of Regulation 1 2003 Enlargement will expand the geographical scope of application of EC competition rules but it will also create many important challenges The NCAs of the new Member States are relatively new organisations which in some cases lack the expertise and resources to pursue a credible enforcement agenda These Member States are however willing to take on those challenges and though a period of adaptation will be needed there are no reasons why they should be unable to progressively develop a successful competition policy Already some agencies e g in Hungary or Poland have developed a credible enforcement record

This book is invaluable for all EU competition lawyers *Modernisation of European Competition Law* Jules Stuyck, Hans Gilliams, Elke Ballon, 2002 The idea of the Modernisation of European Competition Law had been launched by the Commission in late 2000 in a White Paper The Commission proposed to decentralise the application of the EC competition rules national authorities and judges would receive new competencies in this area The modernisation process should dramatically change the scene Current expectations are that there is a fair chance that the Commission's proposal will be adopted with some amendments by the Council before the end of 2002 Following the publication of the White Paper the Leuven Centre for a Common Law of Europe decided to devote a conference to the subject of Modernisation of EC Competition Law in June 2001 At the time of the Conference the modernisation idea had been followed by a draft Regulation implementing Articles 81 and 82 EC This book contains the papers that were delivered at the conference These papers examine the salient features of the proposed reform and discuss its consequences for European and national competition law and practice Special emphasis is placed on private enforcement of EC antitrust rules The editors added a general introduction setting out the highlights of the modernisation debate as it was conducted in Leuven Therefore this book will help to understand this single most important reform of EC competition law since its conception Contributions to this book are made by T C Arthur Sir C Bellamy L Cornelis W Devroe H Gilliams L Gyselen K Lenaerts J Stuyck J Temple Lang M van der Woude and W van Gerven *Side Effects of the Modernisation of EU Competition Law* Laura Parret, 2011 This book offers an investigation of several aspects of the so called modernization of EU competition law It brings together a number of articles written between 2005 and 2010 supplemented by an overall analysis and forward looking conclusion Modernization affected both the enforcement of competition law the entry into Reg 1 2003 and decentralization as well as the substantive application of the law a more economical approach Five subjects are dealt with in consequent chapters They all touch on

sometimes unintended the important side effects of modernization The first subject is the level of individual judicial protection offered by the EU courts The second subject is the interstate trade clause which has acquired a new role after modernization The third subject is highly relevant in practice namely the rules on proof in cartel cases The book then goes on to examine the crucial issue of the objectives of EU competition law and finally devotes an article to the challenging question whether there is still a role for the principle of national procedural autonomy and what effectiveness still requires now in terms of further harmonization of national procedures In a substantial last chapter the different essays and articles are drawn together and a number of fundamental issues are addressed the relationship between competition policy and the internal market the pressures put on the institutional and procedural framework by substantive modernization the difficult relationship between decentralization convergence and consistency and the need for a sufficient system of judicial protection at the EU level

Decentralisation and application of EC competition law by national courts and arbitrators

Assimakis P. Komninos, European University Institute. Law Department, 2006 *European Competition Law Annual 2000*

Claus-Dieter Ehlermann, Isabela Atanasiu, 2001-05-21 The materials of a 2000 debate on the proposals made by the European Commission for the reform and decentralisation of EC antitrust enforcement EC Competition Law and Policy Albertina

Albors-Llorens, 2012-12-06 Providing a clear overview of the main issues in EC competition law and policy this is an up to date text for students and practitioners alike Focusing on the two main Treaty Articles which are concerned with competition law this book looks at the foundations of EC competition law anti competition agreements abuse of dominant position and the enforcement of EC competition law

The Reform of EC Competition Law Ioannis Lianos, Ioannis Kokkoris, 2009-12-16

This book represents a fresh approach to EC competition law one that is of singular value in grappling with the huge economic challenges we face today As a critical analysis of the law and options available to European competition authorities and legal practitioners in the field it stands without peer It will be greatly welcomed by lawyers policymakers and other interested professionals in Europe and throughout the world European Competition Law Annual 2004 Claus-Dieter

Ehlermann, Isabela Atanasiu, 2006-06-02 The European Competition Law Annual 2004 is ninth in a series of volumes following the annual workshops on EU Competition Law and Policy held at the Robert Schuman Centre of the European University Institute in Florence The volume reproduces the materials of the roundtable debate that took place at the ninth edition of the workshop 11-12 June 2004 which examined the relationship between competition law and the regulation of liberal professions The liberal professions and the rules governing their functioning have become of interest for EC competition law enforcement since the early nineties making the object of a series of Commission decisions and judgments of the European courts The subject has gained in importance in the perspective of the recent decentralisation of EC antitrust enforcement The regulation of liberal professions is also a matter of increasing concern from the perspective of freedom of services in the internal market The workshop participants a group of senior representatives of the Commission and the national competition

authorities of some Member States renowned international academics and legal practitioners discussed the economic legal and political institutional issues that arise in the relationship between competition law and the regulation of liberal professions

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konnte kein erfolg errungen werden der entscheidende durchbruch blieb aus weitere

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web die schlacht an der somme war eine der größten schlachten an der westfront des ersten weltkrieges sie begann am 1 juli 1916 im rahmen einer britisch französischen großoffensive gegen die deutschen stellungen sie wurde am 18 november desselben jahres abgebrochen ohne eine militärische entscheidung herbeigeführt zu haben

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web die schlacht an der somme die im sommer und herbst 1916 stattfand war eine der größten schlachten des ersten weltkriegs mit mehr als einer million toten war es auch eine der blutigsten schlachten der menschheitsgeschichte

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web nie zuvor erlitt die britische armee so hohe verluste an einem tag die schlacht an der somme entwickelte sich zu einem abnutzungskrieg bis zum abbruch der kämpfe im herbst 1916 verloren deutsche und briten jeweils