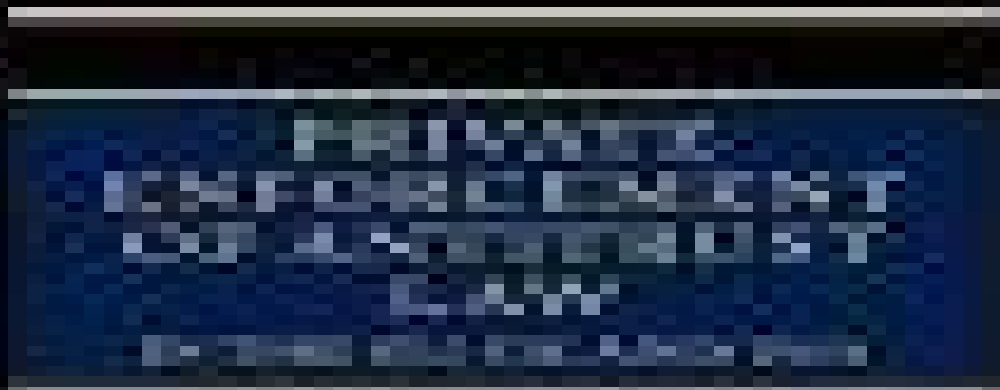




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Private Enforcement Of Antitrust Law In The Eu Uk And Usa

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EU and US Competition Law: Divided in Unity? Csongor István Nagy, 2016-04-22 This book examines the structure of the rule on restrictive agreements in the context of vertical intra brand price and territorial restraints analysing comparing and evaluating their treatment in US antitrust and EU competition law It examines the concept of agreement as the threshold question of the rule on restrictive agreements the structure and focus of

antitrust competition law analysis the treatment of vertical intra brand price and territorial restrictions and their place in the test of antitrust competition law The treatment of vertical intra brand restraints is one of the most controversial issues of contemporary competition law and policy and there are substantial differences between the world's two leading regimes in this regard In the US resale price fixing merits an effects analysis while in the EU it is prohibited almost outright Likewise territorial protection is treated laxly in the US while in the EU absolute territorial protection due to the single market imperative is strictly prohibited Using a novel approach of legal analysis this book will be of interest to academics and scholars of business and commercial law international and comparative law

Collective Redress and EU Competition Law Eda Şahin, 2018-12-07 Exploring obstacles to effective compensation of victims of competition infringements this book categorises the types of victims harmed and the types of losses arisen from these infringements to identify to what extent there is a need for enhanced private competition law enforcement in the European Union EU and the best way to address this need It shows that there is a genuine need for facilitating consumer damages actions and that consumer claims are the only claims that can be pursued in a collective redress action In order to compensate consumers and overcome barriers to effective enforcement of their right to damages it structures a collective redress action for consumers by considering the following elements i the formation of the group ii the type of representative party iii funding mechanisms and iv calculation and distribution of damages

Leniency in EU Competition Law Ingrid Margrethe Halvorsen Barlund, 2020-06-18 Leniency has emerged as one of the main enforcement instruments used by competition authorities to combat cartels Offering immunity from punishment is believed to destabilise already existing cartels and deter undertakings from entering into such arrangements This book offers the first in depth analysis of the scope of leniency in European Union EU competition law considering three crucial ramifications ensuring a leniency applicant can self report with confidence retaining the right to compensation of those who have suffered losses due to the cartel and furthering the objective of undistorted competition within the internal market With thorough insight into the interaction between the Commission's Leniency Notice and public and private enforcement the author fully explains such aspects of the subject as the following who is eligible for leniency liability of an immunity recipient the EU fining system disclosure of leniency evidence scope of public authorities reaching out to cartel infringers the immunity recipient and follow on damages claimants the immunity recipient and subsequent leniency applicants effect of the Damages Directive and the European Economic Area dimension The author offers cogent suggestions about how the shortcomings of the Commission's leniency offer can be ameliorated and which regulatory steps should be taken to give the policy greater leverage The author calls for increased harmonisation at national level in the EU and compares leniency practice in US antitrust law As a comprehensive analysis of the practical application of current policy and procedure in EU cartel enforcement the book clearly shows the ways in which the scope of leniency is manifest in the interaction between public and private enforcement evaluating which interaction is most effective

Its practical character will be recognised and welcomed by competition law practitioners and policymakers who will strengthen their grasp of leniency procedure and clearly discern implications for competition infringement cases

International Competition Enforcement Law Between Cooperation and Convergence Jörg Philipp Terhechte, 2011-03-24 The international dimensions of competition law and policy are most often examined at the level of substantive law In this legal area both intentional and spontaneous assimilation and harmonization trends can be recognized which manifest themselves e g in comparable approaches to combating particularly harmful restraints so called hardcore cartels However the complex terrain of enforcement law has been mainly ignored up to date Are there common approaches in this field as well How are the various competition laws linked with each other in respect to procedural norms This book conceptualizes International Competition Enforcement Law against the backdrop of these issues and at the level of comparative law The ciphers cooperation and convergence will serve as the two principle ideas for this book International Antitrust Law & Policy: Fordham Corporate Law 2002 Barry E. Hawk, 2003 This volume contains articles and panel discussions delivered during the Thirty Ninth Annual Fordham Competition Law Institute Conference on International Antitrust Law Policy About the Proceedings Every October the Fordham Competition Law Institute brings together leading figures from governmental organizations leading international law firms and corporations and academia to examine and analyze the most important issues in international antitrust and trade policy of the United States the EU and the world This work is the most definitive and comprehensive annual analysis of international antitrust law and policy available anywhere The chapters are revised and updated before publication where necessary As a result the reader receives up to date practical tips and important analyses of difficult policy issues The annual volumes are an indispensable guide through the sea of international antitrust law The Fordham Competition Law Proceedings are acknowledged as simply the most definitive US EC annual analyses of antitrust competition law published Each annual edition sets out to explore and analyze the areas of antitrust competition law that have had the most impact in that year Recent hot topics include antitrust enforcement in Asia Latin America competition enforcement in the areas of telecommunications media and information technology All of the chapters raise questions of policy or discuss new developments and assess their significance and impact on antitrust and trade policy Competition Law Richard Whish, David Bailey, 2015 Definitive and clear authoritative and comprehensive the stand alone resource on competition law for students and practitioners written by the leading academics in the field This eighth edition addresses key developments including the Enterprise and Regulatory Reform Act 2013 with an increased emphasis on intellectual property

Research Handbook on EU Tort Law Paula Giliker, 2017-10-27 The Research Handbook on EU Tort Law focuses on the study of the law of tort delict non contractual liability of the European Union and examines the institutional liability of the EU Francovich liability and liability arising from a variety of EU secondary legislation directives regulations The impact of EU tort law on national legal systems is wide ranging covering areas such as consumer law competition law data protection law

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Vertical Agreements and Competition Law Sandra Marco Colino, 2010-01-02 This book focuses on the current legal framework for vertical agreements in the EU and the US Over the last ten years antitrust rules governing these agreements have undergone thorough reform In the EU the old sector specific block exemptions were replaced by Regulation 2790/99 applicable to all sectors of the economy In addition changes introduced to the procedural rules have led to the decentralisation of Article 81(3) and the removal of the notification requirement In like manner in the US the Supreme Court has gradually taken vertical restraints out of the per se illegality rule What *Sylvania* achieved in placing non price vertical restraints under the rule of reason in the late 1970s the *Khan* judgment did for maximum resale price maintenance in 1997 whilst most recently and most significantly in 2007 the *Leegin* case followed suit for minimum resale price maintenance The book is divided into four chapters The first chapter considers the double nature of vertical agreements and the regulatory dilemma The second chapter explores the most influential economic theories underpinning current regulatory frameworks and how these theories shape antitrust policy The third chapter questions the adequacy of the current economic analysis in recent EU and US legislation and court decisions The fourth chapter analyses how this maturing economic analysis can be reconciled with what commentators and regulators have identified as a key role for competition policy redressing assumed imbalances between dealers and manufacturers The author concludes by querying the prevailing logic of protecting sectoral interests above the competitive process

EC Competition Law Alison Jones, B. E. Sufrin, 2008 Ideal for students taking a course on competition law in its European context this book guides students through a wide range of carefully selected cases and materials with exceptional analysis and comment The selection of writings has been chosen to present the most important perspectives on the subject as well as the broader socio economic context of EC competition law This third edition has been fully updated with all the recent developments within EC Competition Law since 2004 including coverage of the review of Article 82 and the green paper on damages as well as further information on US anti trust law Each chapter now begins with a central issues section which helps students to focus and direct their learning Editions are kept up to date via an accompanying Online Resource Centre which also contains relevant weblinks and material including an additional chapter on State Aids Combining the strengths of a modern textbook and traditional materials book *Cases and Materials on EC Competition Law* provides a wide ranging and thorough guide to the study of Competition Law enabling students to engage with both legal and economic aspects and making it ideal for both under and postgraduate courses on EC Competition Law

The Oxford Handbook of European Union Law Anthony Arnall, Damian Chalmers, 2015-07-23 Since its formation the

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