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# REGULATION AND DEREGULATION

*Policy and Practice in the Utilities  
and Financial Services Industries*

*Edited by*

CHRISTOPHER McCRUDDEN

# Regulation And Deregulation Policy And Practice In The Utilities And Financial Services Industries

**Timo Makkonen**



## **Regulation And Deregulation Policy And Practice In The Utilities And Financial Services Industries:**

Regulation and Deregulation Christopher McCrudden, 2007 *International Deregulation and Privatization* Christian Campbell, 2021-10-01 Issues vital to private investors from competition law to tax aspects are surveyed here by accountants and lawyers from throughout the EU The text shows the extent to which deregulation or liberalization of industrial sectors in the member states of the European Union EU has impacted beyond the economies and financial markets of Europe As more sectors of the European economy open to private participants the effect on the aviation rail insurance telecommunications and utilities sectors as this insightful text shows will continue to intensify dramatically Published under the Transnational Publishers imprint

The British Regulatory State Michael Moran, 2003-08-14 For the first two thirds of the twentieth century British government was among the most stable in the advanced industrial world In the last three decades the governing arrangements have been in turmoil and the country has been a pioneer in economic reform and in public sector change In this book Michael Moran examines and explains the contrast between these two epochs What turned Britain into a laboratory of political innovation Britain became a formal democracy at the start of the twentieth century but the practice of government remained oligarchic From the 1970s this oligarchy collapsed under the pressure of economic crisis The British regulatory state is being constructed in its place Moran challenges the prevailing view that this new state is liberal or decentralizing Instead he argues that it is a new threatening kind of interventionist state which is colonizing dominating and centralizing hitherto independent domains of civil society The book is essential reading for all those interested in British political development and in the nature and impact of regulation

**Leading Issues in Competition, Regulation, and Development** Paul Cook, 2004-01-01 The promotion of liberalized and deregulated markets by bilateral and multilateral aid donors and by global institutions such as the WTO has led to significant attention being paid to competition and regulatory reforms in developing economies The process of reform involves the transfer and diffusion of market models derived from practice and theory in developed countries However in developing countries regulation needs to do more than simply promote competitiveness and consumer interests it also needs to ensure that the market nurtures development By rigorously examining the numerous impacts of regulation this book will help to fill a significant gap in the literature on economic and social development The book now available in paperback draws together contributions from leading experts across a range of disciplines including economics law politics and governance public management and business management The authors begin with an extensive overview of the issues of regulation and competition in developing countries and carefully illustrate the important themes and concepts involved Using a variety of country and sector case studies they move on to focus on the problems of applicability and adaptation that are experienced in the process of transferring best practice policy models from developed to developing countries The book presents a clear agenda for further empirical research and is notable for its rigorous exploration of the links between theory and practice Although there is substantial interest in competition and

regulation as yet there has been relatively little investigation of these issues in developing economies This book redresses the balance and will be a valuable resource for researchers academics teachers and students interested in development economics and development studies It will also be of great relevance for practitioners and policymakers working in the fields of competition policy and regulatory reform      **The Oxford Handbook of Public Policy** Michael Moran, Martin

Rein, Robert E. Goodin, 2008-06-13 The Oxford Handbooks of Political Science is a ten volume set of reference books offering authoritative and engaging critical overviews of the state of political science Each volume focuses on a particular part of the discipline with volumes on Public Policy Political Theory Political Economy Contextual Political Analysis Comparative Politics International Relations Law and Politics Political Behavior Political Institutions and Political Methodology The project as a whole is under the General Editorship of Robert E Goodin with each volume being edited by a distinguished international group of specialists in their respective fields The books set out not just to report on the discipline but to shape it The series will be an indispensable point of reference for anyone working in political science and adjacent disciplines Public policy is the business end of political science It is where theory meets practice in the pursuit of the public good Political scientists approach public policy in myriad ways Some approach the policy process descriptively asking how the need for public intervention comes to be perceived a policy response formulated enacted implemented and all too often subverted perverted altered or abandoned Others approach public policy more prescriptively offering politically informed suggestions for how normatively valued goals can and should be pursued either through particular policies or through alternative processes for making policy Some offer their advice from the Olympian heights of detached academic observers others as engaged scholars cum advocates while still others seek to instil more reflective attitudes among policy practitioners themselves toward their own practices The Oxford Handbook of Public Policy mines all these traditions using an innovative structure that responds to the very latest scholarship Its chapters touch upon institutional and historical sources and analytical methods how policy is made how it is evaluated and how it is constrained In these ways the Handbook shows how the combined wisdom of political science as a whole can be brought to bear on political attempts to improve the human condition      *The Silicon Empire*

Michael B. Likosky, 2018-01-18 Michael Likosky examines the continuities and discontinuities between colonial and present day high tech transnational legal orders His concern is specifically with the colonial characteristics of the legal order which underpins the global high tech economy He distinguishes the democratic and human rights rhetoric of this economy from a reality wherein the legal order is often used to reproduce colonial type relationships Just as in the colonial period the expansion of trans border commerce overlaps with democratic demands and human rights in complex multifaceted and paradoxical ways Through a case study looking at Malaysia's Multimedia Super Corridor a high tech national development plan and foreign direct investment scheme he examines how the transnational leaders of the high tech economy along with the Malaysian political elite react when human rights problems threaten to derail commercial plans      **Law, Infrastructure**

**and Human Rights** Michael B. Likosky, 2006-10-30 From attacks on oil infrastructure in post war reconstruction Iraq to the laying of gas pipelines in the Amazon Rainforest through indigenous community villages infrastructure projects are sites of intense human rights struggles Many state and non state actors have proposed solutions for handling human rights problems in the context of specific infrastructure projects Solutions have been admired for being lofty in principle however they have been judged wanting in practice This book analyzes how human rights are handled in varied contexts and then assesses the feasibility of a common international institutional solution under the auspices of the United Nations to the alleged problem of the inability to translate human rights into practice

**Equal in Law, Unequal in Fact** Timo Makkonen, 2012-01-06 An intriguing paradox characterises international and European action against discrimination On the one hand equality and the right to non discrimination are key human rights and protected by an impressive line of legal documents On the other hand empirical studies show that discrimination is still rampant today This book maps the gap between the rights and the reality and examines the causes consequences and extent of discrimination in Europe today as well as the international and European legal response to it On the basis of this analysis the study explains why anti discrimination law fails to deliver and what can be done about it The result is of interest to scholars students civil society politicians and anyone interested in equality and making it a reality

**Controlling Market Power in Telecommunications** Damien Geradin, Michel Kerf, 2003 Controlling market power is a crucial issue in liberalised telecommunications markets By comparatively analysing five countries this book explores how the regulatory framework should be designed

**Certification Authority Law: Around the World** Stephen Errol Blythe, 2013-01-24 Stephen Errol Blythe is Professor of Accounting Business Law in the College of Business Administration Abu Dhabi University Abu Dhabi United Arab Emirates He earned a Ph D in Business Administration at the University of Arkansas in 1979 and a Ph D in Computer Law at The University of Hong Kong in 2010 He has published 34 computer law articles in distinguished journals such as Chicago Kent Journal of Intellectual Property Columbia Journal of East European Law European Journal of Law and Economics Houston Journal of International Law North Carolina Journal of Law and Technology Northwestern Journal of International Law and Business Syracuse Journal of International Law and Commerce and Tulane Journal of Technology and Intellectual Property In the 1980s he practiced law solo in Houston Texas representing numerous plaintiff employees in litigation against defendant employers In the 1990s he was affiliated with the law firm of Cheek Cheek Cheek in Oklahoma City and represented numerous defendant insurance companies in litigation He has traveled to more than 50 countries on 6 continents Dr Blythe may be contacted at [ecommercelaw@hotmail.com](mailto:ecommercelaw@hotmail.com)

**The Right to Do Wrong** Mark Osiel, 2019-02-25 Common morality in the form of shame outrage and stigma has always been society's first line of defense against ethical transgressions Social mores crucially complement the law Mark Osiel shows sparing us from oppressive formal regulation Much of what we could do we shouldn't and we don't We have a free speech right to be offensive but we know we will face outrage in response We may declare bankruptcy but not without stigma Moral

norms constantly demand more of us than the law requires sustaining promises we can legally break and preventing disrespectful behavior the law allows Mark Osiel takes up this curious interplay between lenient law and restrictive morality showing that law permits much wrongdoing because we assume that rights are paired with informal but enforceable duties People will exercise their rights responsibly or else face social shaming For the most part this system has worked Social order persists despite ample opportunity for reprehensible conduct testifying to the decisive constraints common morality imposes on the way we exercise our legal prerogatives The Right to Do Wrong collects vivid case studies and social scientific research to explore how resistance to the exercise of rights picks up where law leaves off and shapes the legal system in turn Building on recent evidence that declining social trust leads to increasing reliance on law Osiel contends that as social changes produce stronger assertions of individual rights it becomes more difficult to depend on informal tempering of our unfettered freedoms Social norms can be indefensible Osiel recognizes But the alternative more repressive law is often far worse This empirically informed study leaves little doubt that robust forms of common morality persist and are essential to the vitality of liberal societies

#### **Regulating and Supervising Investment Services in the European Union Y.**

Avgerinos,2003-05-14 This book provides an extensive and critical assessment of the current regulatory and supervisory framework of investment services in the European Union EU and proposes alternative institutional structures Recent trends in financial services at EU level as well as regulatory and institutional developments at national level make the focus of this book very timely The book contributes to the debate by making specific suggestions with regard to the institutional structure and the operational sphere of a central pan European regulator

#### **Regulatory Governance Edward Donelan,2022-05-31**

This book describes how governments formulate policies draft legislation and manage stocks of legislation and how approaches to these tasks are converging That convergence has developed over 30 years through the work by the OECD in its studies on regulatory reform and the work of other international organizations to improve regulatory management The Institutions of the European Union and its member states OECD member countries and a growing number of developing and transitional countries have developed a policy best described as Better Regulation That policy is characterized using regulatory impact assessment improving public consultation and reducing administrative burdens The policy has brought improvements in legislative drafting and managing stocks of legislation The book concludes with a description of the impact of information technology on governments and how the challenges posed by the Internet globalization and pandemics are being met by new approaches to regulating to ensure its benefits exceed its costs

Public Procurement and the EU Competition Rules Albert Sánchez Graells,2015-06-25 Public procurement and competition law are both important fields of EU law and policy intimately intertwined in the creation of the internal market Hitherto their close connection has been noted but not closely examined This work is the most comprehensive attempt to date to explain the many ways in which these fields often considered independent of one another interact and overlap in the creation of the internal market This process of

convergence between competition and public procurement law is particularly apparent in the 2014 Directives on public procurement which consolidate the principle of competition in terms very close to those advanced by the author in the first edition This second edition builds upon this approach and continues to ask how competition law principles inform and condition public procurement rules and whether the latter in their revised form are adequate to ensure that competition is not distorted The second edition also deepens the analysis of the market behaviour of the public buyer from a competition perspective Proceeding through a careful assessment of the general rules of competition and public procurement the book constantly tests the efficacy of these rules against a standard of the proper functioning of undistorted competition in the market for public procurement It also traces the increasing relevance of competition considerations in the case law of the Court of Justice of the European Union and sets out criteria and recommendations to continue influencing the development of EU Economic Law

**Internet and Electronic Commerce Law in the European Union** John Dickie,1999-09-23 This book outlines and analyses the legislative activity of the Union in terms of Internet and Electronic Commerce Law *Courts, Regulators, and the Scrutiny of Economic Evidence* Despoina Mantzari,2022 This book brings together strands of scholarship from law economics and political science to explore two key themes the influence of economic evidence on the discretionary assessments of economic regulators and the limits of judicial review of economic evidence supplemented with comparative examination of both UK and US systems *The Politics of Regulation* Jacint Jordana,David Levi-Faur,2004-01-01 These

changes together with the general advance in the study of regulation undoubtedly demand a re evaluation of the theory of regulation its methodologies and scope of application This book is a perceptive investigation of recent evolutions in the manner and extent of governance through regulation Scholars and students of comparative politics public policy regulation theory institutional economics and political sociology will find it to be essential reading It will also prove a valuable source of reference for those working or dealing with regulatory authorities and for business managers in private industries and services operating under a regulatory framework

**The Ashgate Research Companion to New Public Management** Tom Christensen,Per Lægreid,2016-03-23 This collection provides a comprehensive state of the art review of current research in the field of New Public Management NPM reform Aimed primarily at a readership with a special interest in contemporary public sector reforms The Ashgate Research Companion to New Public Management offers a refreshing and up to date analysis of key issues of modern administrative reforms This volume comprises a general introduction and twenty nine chapters divided into six thematic sessions each with chapters ranging across a variety of crucial topics in the field of New Public Management reforms and beyond The principal themes to be addressed are **The Liberalization of Postal Services in the European Union** Damien Geradin,2002-06-03 Among the critical matters discussed are the following terminal dues for international mail remail provisions the UPU and WTO constraints on the European postal market EU Commission decisions and ECJ case law interpreting the postal directive the effects of EC Treaty Articles 81 and 82 and the

Merger Control Regulation abuse of market power especially by incumbent public postal operators the essential facilities doctrine and funding of universal service obligations In addition there are specific country reports from five EU Member States France Germany Italy Portugal and the United Kingdom and Norway bearing witness to the diversity of means adopted to implement the postal directive Business persons and their counsel regulatory officials practitioners and academics interested in the creation of an EU wide postal market as well as in the ongoing reliability and improvement of postal service should find this text valuable

**Competition Law and Economic Regulation** Niamh Dunne, 2015-03-26 Niamh Dunne undertakes a systematic exploration of the relationship between competition law and economic regulation as legal mechanisms of market control Beginning from a theoretical assessment of these legal instruments as discrete mechanisms the author goes on to address numerous facets of the substantive interrelationship between competition law and economic regulation She considers amongst other aspects the concept of regulatory competition law deregulation liberalisation and regulation for competition the concurrent application of competition law in regulated markets and relevant institutional aspects including market study procedures the distribution of enforcement powers between competition agencies and sector regulators and certain legal powers that demonstrate a hybridised quality lying between competition law and economic regulation Throughout her assessment Dunne identifies and explores recurrent considerations that inform and shape the optimal relationship between these legal mechanisms within any jurisdiction



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