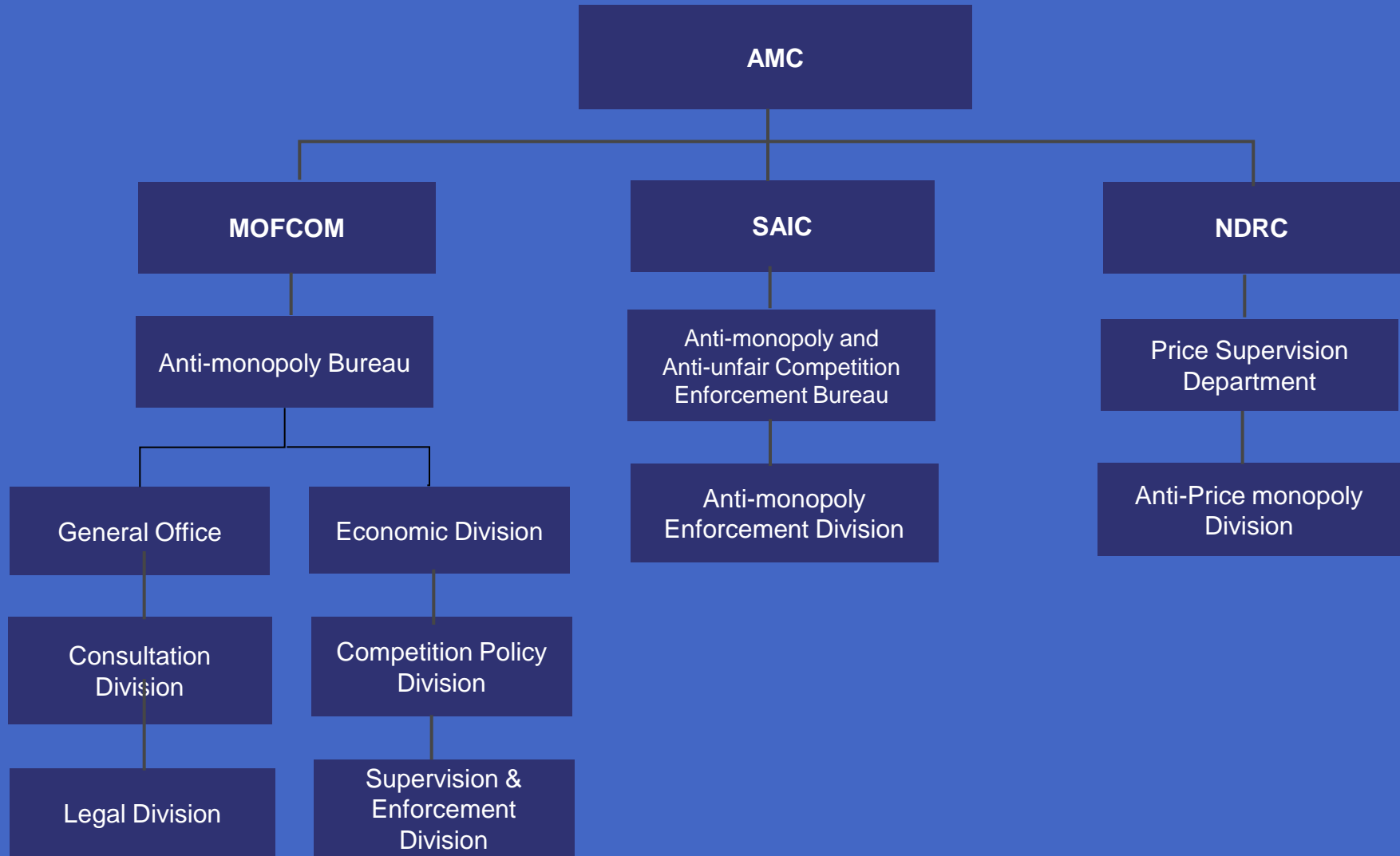


The PRC Anti-Monopoly Enforcement Agencies



Main mergers-related legislation

- ▶ Anti-monopoly Law, Chapter IV – Concentrations of Undertakings
- ▶ Provisions of the State Council on Thresholds for Prior Notifications of Concentrations of Undertakings
- ▶ Measures on Calculation of Turnover for Notification of Concentrations of Financial Institutions
(MOFCOM, People's Bank of China, CBRC, CSRC, CIRC)
- ▶ Provisions of the Ministry of Commerce on the Implementation of the Mechanism for the National Security Review of Mergers and Acquisitions of Domestic Enterprises by Foreign Investors

Key Procedural Rules and Guidance

- ▶ Guidelines on the Definition of the Relevant Market (AMC)
- ▶ Measures on the Notification of Concentrations of Undertakings
- ▶ Measures on the Review of Concentrations of Undertakings
- ▶ Draft Provisions on the Definition of Undertakings Participating in Concentrations
- ▶ Draft Interim Provisions for the Assessment of the Effect of the Concentration of Undertakings on Competition
- ▶ Draft Guidelines on the Assessment of the Eliminative or Restrictive Effects of Horizontal Concentrations of Undertakings

Enforcement

- ▶ Draft Provisions on Imposing Restrictive Conditions on Concentrations of Undertakings
- ▶ Draft Interim Measures on the Investigation and Handling of Concentrations of Undertakings that do not Meet the Notification Thresholds but are Suspected of Monopoly
- ▶ Draft Interim Measures on Evidence Collection for Concentrations of Undertakings that do not Meet the Notification Thresholds but are Suspected of Monopoly
- ▶ Draft Interim Measures on the Investigation and Handling of Concentrations of Undertakings that have Failed to Notify in Accordance with Applicable Laws