

International assistance in Competition Law

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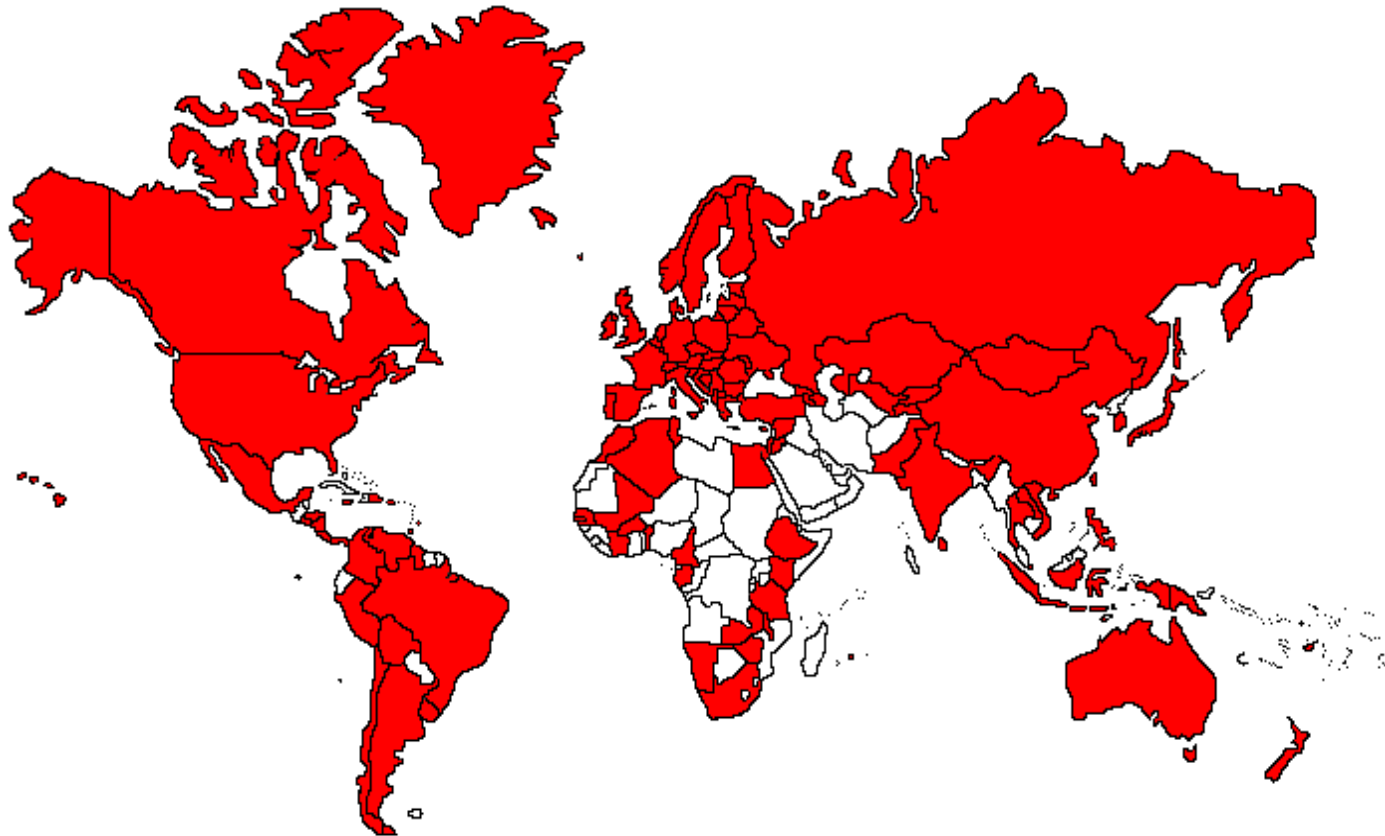
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The Global Spread of Antitrust: 2010



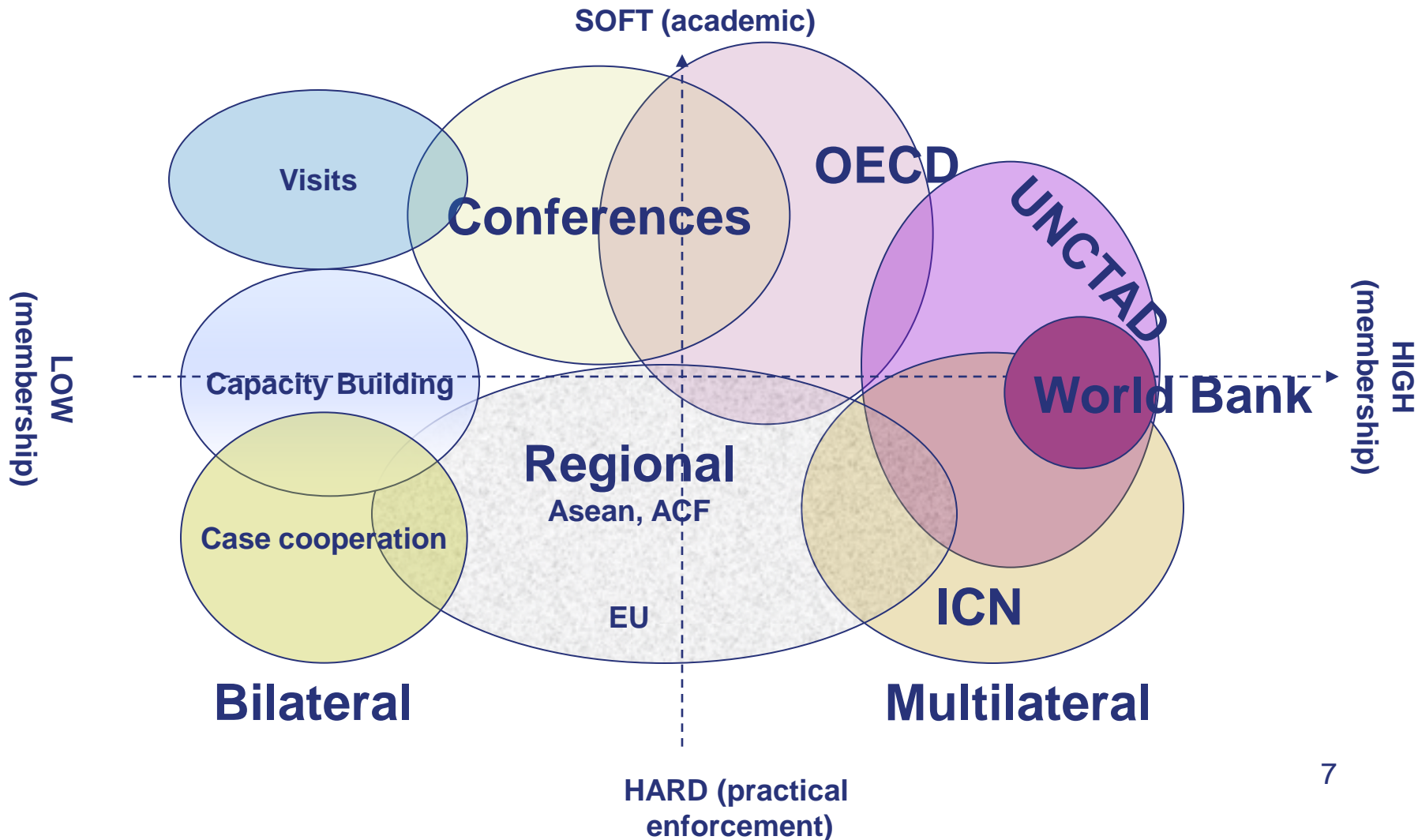
Aims

- **Coherence**
 - Common principles
- **Consistency**
 - Reduce conflicting rules
- **Convergence**
 - Promote common methods and outcomes
- **Development**
 - Consumer welfare/ growth
- **Coordination**
 - positive and negative comity
 - Case cooperation

Tools

- **Thought leadership**
 - Deterrence/compliance
- **Best practice**
 - ICN mergers, cartels, OECD roundtables
- **Advocacy**
 - ICN toolkit, evaluation of benefits in OECD
- **Capacity building**
 - China/India MoU. DFID technical assistance
- **Enforcement cooperation**
 - ECN, US/Australia/Singapore

Patchwork of relationships





TYPE OF ACTIVITY	FORUM
Thought leadership	OECD
Best practice	ICN
Advocacy	OECD ICN
Capacity Building	UN/World Bank OECD Bilateral Regional
Project cooperation	Bilateral EU/ECN
Joint Enforcement	

China

- **Mainly bilateral engagement**

- Not member of OECD, agencies not members of ICN
- US MoUs and cooperation
- EU-China Trade Project
- Regional - BRICs

- **OFT**

- MoUs with SAIC and NDRC. MofCom pending
- Co-sponsorship of China Antimonopoly Forum with UK FCO
- (planned) training seminars with MofCom on mergers
- Potential Secondees

- Best practice, advocacy, capacity building rather than case cooperation
- Interests in process/ agency efficiencies/advocacy

India

- **Multilateral and bilateral engagement**
 - ICN, UNCTAD, BRICs
 - US, EU
- **OFT**
 - Initial relationship building with CCI
 - Scope for outcome-oriented secondments and training
 - Building on the experience of other agencies

Some dos and don'ts

- **Avoid preaching**
 - Be aware of our own imperfections
- **Institutional and cultural context important**
 - Competition regime is wider than the agency
- **Good advocacy can be crucial for a new regime**
- **Importance of transparent decisions and processes**
- **Build peer to peer to relations**
- **Coordinate bilateral efforts – use multilateral**

China

