“Competition Law in Developing Countries: the case of Angola and Mozambique”

Presentation by

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and
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You can access some of my papers and references to academic/research activities in connection with my Jean Monnet Chair at
www.cirsf.eu
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I - Introductory Remarks

• **Q:** Why focus on competition law in *developing countries*?
  
• **A:** One solution *does not* fit all. *But... how far should we go in introducing ‘adjustments’?*

• **Q:** Why select *Angola* and *Mozambique*?
  
• **A:** Two jurisdictions that display a number of similarities (prone to comparison), but that have adopted a seemingly contrasting approach to competition law
II - The case of Mozambique

• Summary and appraisal of relevant legislation:
  a) Law no. 10/2013, of 11 April 2013 (and respective Glossary) - Mozambican Competition Act (MCA)
  b) Decree no. 37/2014, of 1 August 2013 - Competition Authority [still to be created]
  c) Main features of the MCA
  d) Specific elements (‘adjustments’)
  e) Where do we stand?
III - The case of Angola

• Summary and appraisal of relevant legislation:
  a) Law no. 5/2018, of 10 May 2018 - Angolan Competition Act (ACA)
  b) Further legislation developing the contents of the ACA is underway
  c) Creation of a Competition Authority is underway
  d) Main features of the ACA
  e) Specific elements (‘adjustments’) 
  f) Where do we stand?
IV - Concluding remarks

• Contrast between the situation in Angola and in Mozambique is due not so much to the contents of the law, but rather to the (political) (un)willingness to implement it.
• Both the MCA and the ACA draw inspiration from the European competition law
• Both the MCA and the ACA include a number of ‘adjustments’ of standard competition rules, although the motivation behind them is not always clear.
Thank you for your attention

For additional references please see:


• Morais, Luis Silva, Joint Ventures and EU Competition Law, Hart Publishing, 2013 [especially last part - IV - with extensive discussion of the varying goals of competition law and policy in diferente jurisdictions]