

**Intergovernmental Group of Experts on Competition Law and
Policy, Fifteenth Session**

Geneva, 19-21 October 2016

Round Table on:

"Capacity building in competition law and policy"

Contribution

By

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Development**

The views expressed are those of the author(s) and do not necessarily reflect the views of
UNCTAD



Intergovernmental Group of Experts Meetings on Competition Policy and Consumer Protection

17-21 October 2016 | Geneva, Switzerland

ASEAN-German Cooperation Project: “Competition Policy and Law in ASEAN” (CPL II) Project



Dr. Max Büge, GIZ, Advisor Economic Policy and Private Sector Development



The global challenges
of tomorrow drive our work
today. We shape sustainable
development worldwide.

1. GIZ: Our profile
2. Our approach to Capacity Building
3. ASEAN-German Cooperation Project:
“Competition Policy and Law in ASEAN” (CPL II)
Project

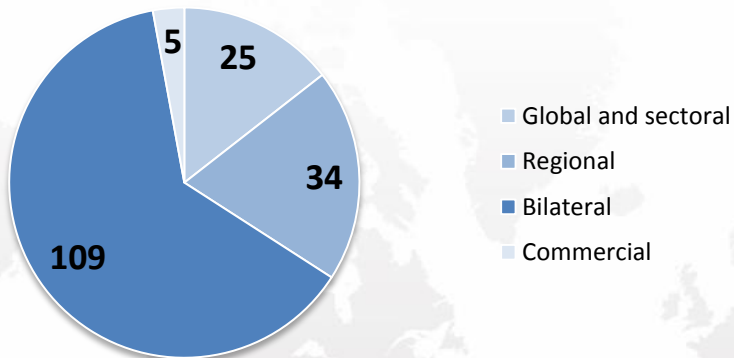


1. Our profile: *GIZ*

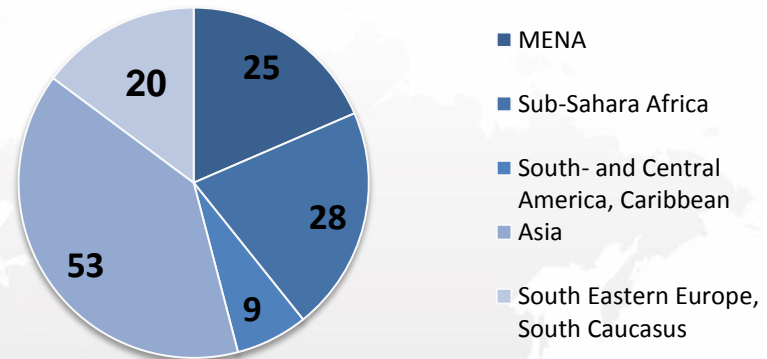
- Implementation of technical assistance projects on behalf of the German government, its partner governments and other bodies (e.g. EU)
- A company under private law, owned by the Federal Republic of Germany
- Operations in Germany + over 130 countries around the world
- Business volume > EUR 2.14 billion (*annual, 2015*)
- Main commissioning party: the German Federal Ministry for Economic Cooperation and Development (BMZ): EUR 1.7 billion (*annual, 2015*)
- 17,139 employees worldwide Portfolio Economic Policy & Private Sector Development: 173 projects, volume 1.1 billion Euro (aggregate)



1. Our Profile: *Portfolio Economic Policy & Private Sector Development, Currently 173 projects, Volume 1.1 billion Euro*



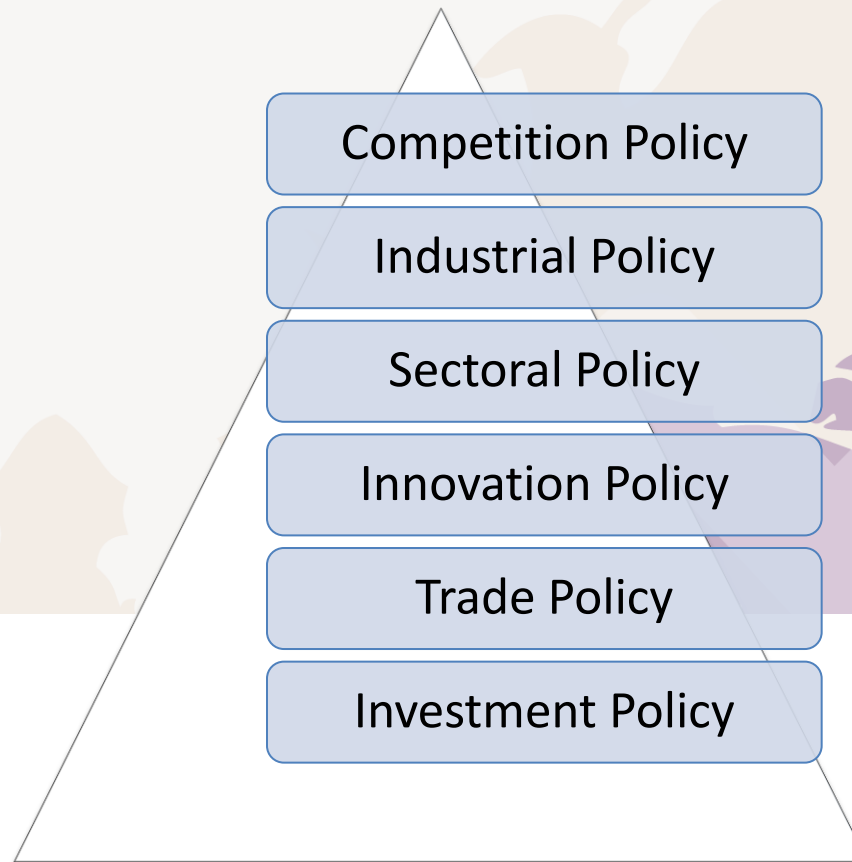
- **109 bilateral projects** (ca. 563 mln €)
- **25 global, sectoral projects** (ca. 288 mln €)
- **34 regional projects** (ca. 236 mln €)
- **5 projects commercial branch** (ca. 26 mln €)



- **Ca. 40% of projects in Asia**
- **Ca. 38 % of projects in MENA and SSA**

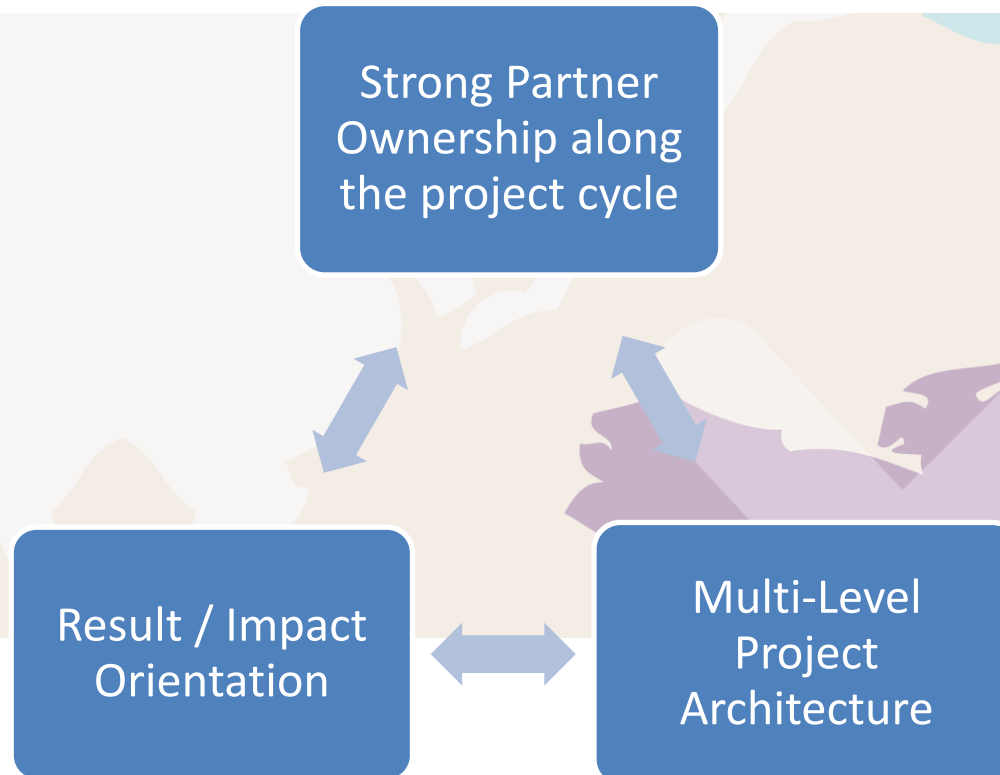


2. Our approach to capacity building





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- **Strong partner ownership along the project cycle:**

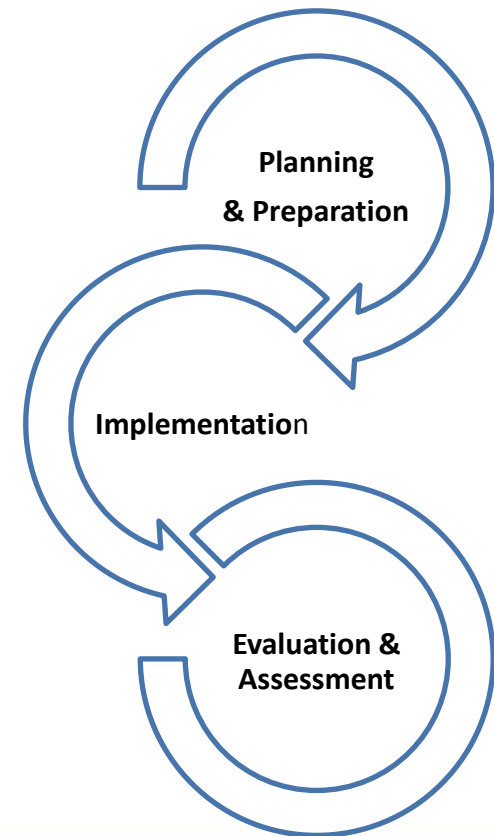
- Joint planning and preparation

(desk studies, actors/stakeholder mapping, process analyses, industry & institutional analyses, in depth interviews, preparation/planning workshops, identification of objectives & indicators)

- Proximity and flexibility during implementation

- Joint evaluation & assessment

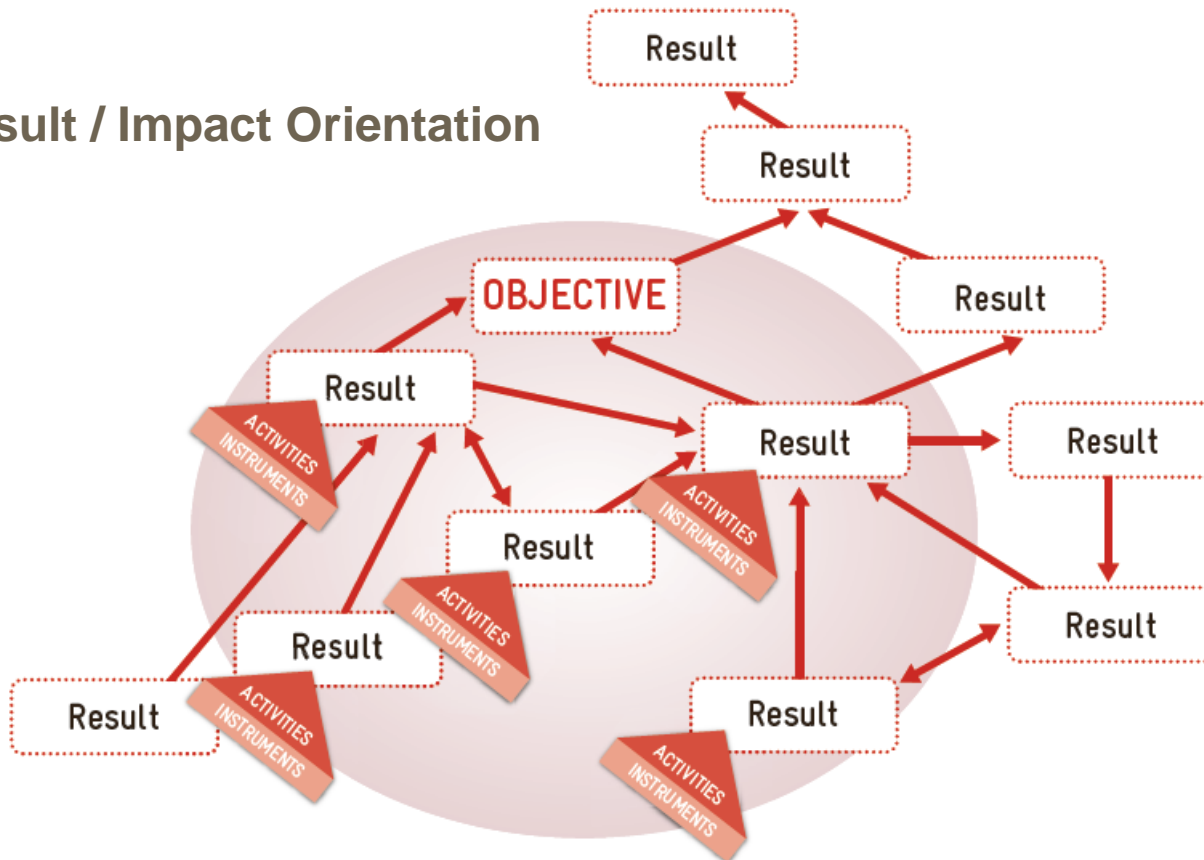
(Knowledge transfer, architecture for future cooperation, exit strategy & institutional anchoring)





2. Our approach to capacity building

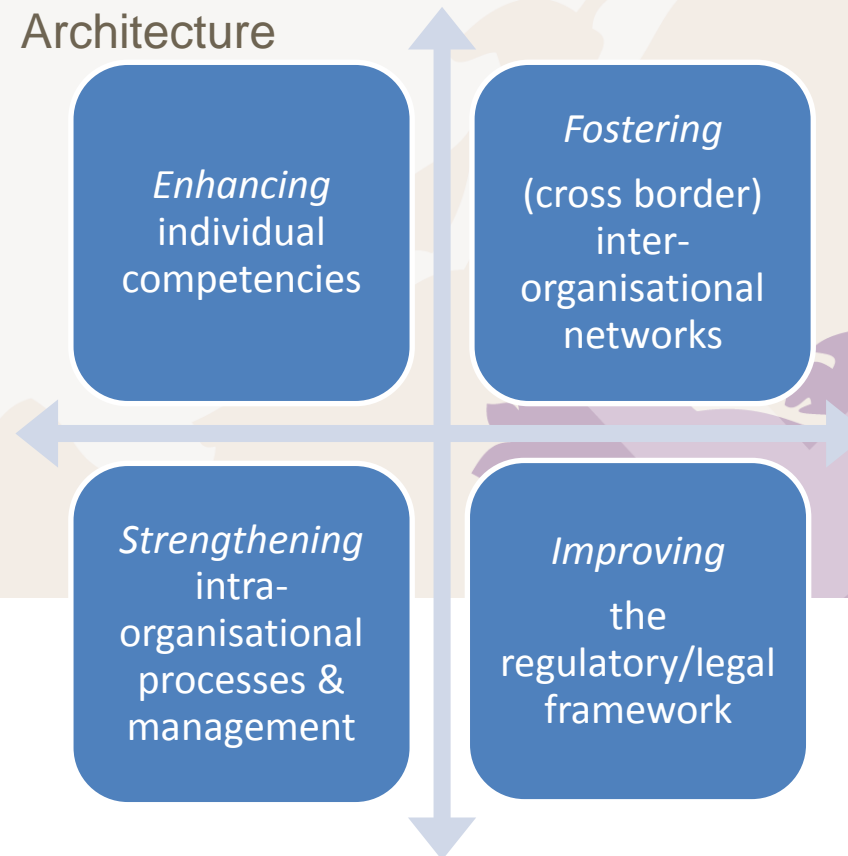
- **Result / Impact Orientation**





2. Our approach to capacity building

- Multi-Level Project Architecture





3. ASEAN: Support for Competition and Consumer Protection

- In 1999, GIZ's support to competition policy started in **Indonesia**

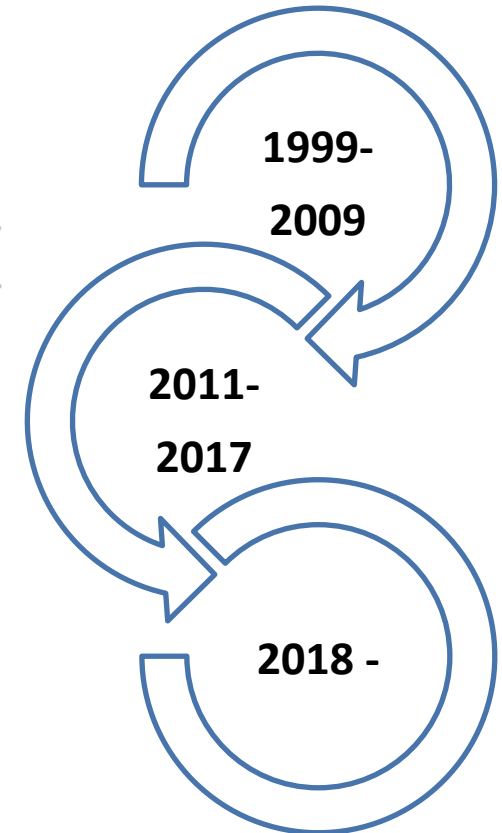
(the introduction of the law was assisted by a team of German experts led by Prof. Kartte, a former President of the German Federal Cartel Office)

- Since 2011, GIZ has also been actively promoting competition reforms in the **ASEAN Member States**

(enhancing legal and institutional prerequisites at the regional and national levels)

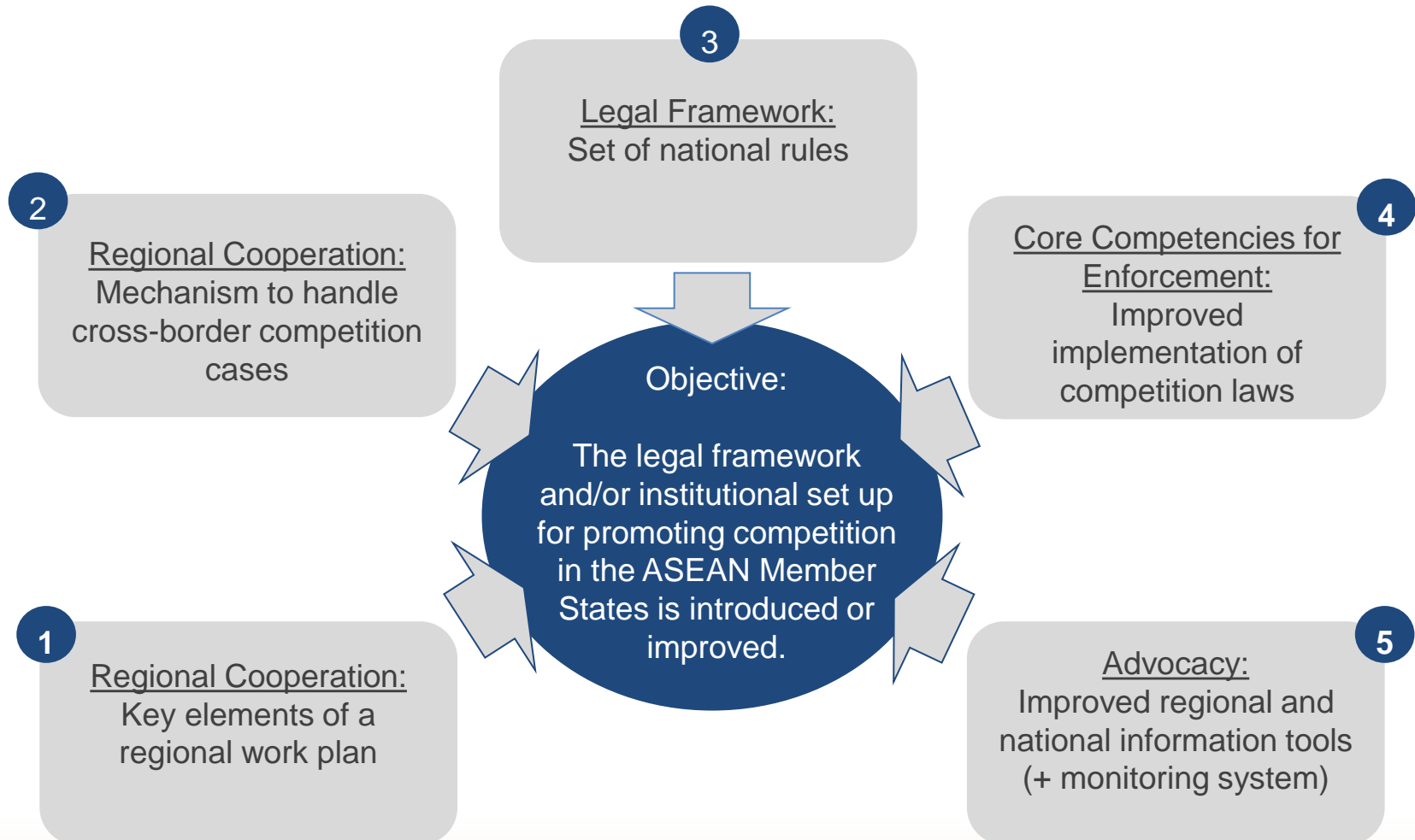
- Since 2015, this support has been complemented by selected activities on **consumer protection**

(which are set to be expanded to a broader regional project with ASEAN by 2018)





3. ASEAN Competition Policy and Law Project





3. ASEAN Competition Policy and Law Project

Bridging the
“**Implementation Gap**”
between regional commitment
and national policies



- Assisting Member States in the introduction of competition laws, as part of their commitments towards the **ASEAN Economic Community (AEC) 2015**.
- Strengthening the position of less advanced countries in the **regional dialogue and cooperation** on competition policy.
- Supporting decision making process when certain issues are most effectively addressed at the **national, regional or group level**.
- Fostering the **exchange of experiences and knowledge transfer within the region**, incl. secondments and study visits between more advanced and newer competition agencies.



3. ASEAN Competition Policy and Law Project

Bridging the
“**Implementation Gap**”
between regional commitment
and national policies



- **Training** on economic analyses for competition-related agencies (together with OECD, Nov. 2015)
- **Support** for Drafting the Law on Business Competition of LAO, PDR (Study tours to Indonesia)
- **Study tour** of a delegation from the Supreme Court of Justice, Indonesia, to the Federal Cartel Office and the Federal Court of Justice in Germany.
- **Regional Workshops** (e.g. “Monitoring the Effectiveness of Competition Regimes”; “Economic Analysis for Competition Law Enforcement”)



Outlook

- GIZ and UNCTAD are pursuing an intensive exchange of information and **complementary approaches for capacity building**
- Although not formalized, there is often already **coordination at the planning stage** in order to avoid thematic or temporal overlaps.
- Contributions from different development partners are now guided by the **new strategic action plans** of ASEAN in the areas of competition policy and consumer protection.
- This example of successful GIZ-UNCTAD cooperation can be expanded to **other countries and regions**.





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Thank you for your attention!

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