Intergovernmental Group of Experts on Competition Law and Policy
12th Session, 9 to 11 July 2012, Geneva, Switzerland

Roundtable on “Cross-border Anti Competitive Practices: The Challenges for Developing Countries and Economies in Transition”¹

Tuesday, 10 July 2012 (15:00 - 18:00)
Palais des Nations, Room XIX (3rd floor)

While developed countries have been very successful in dealing with international cartels and cross-border mergers, the vast majority of developing countries are left behind. Only a handful of developing countries manage to regulate cross-border anticompetitive practices.

Against this backdrop, the session looks into the experiences of several selected countries with a good record of cross-border cartel enforcement and merger control. It identifies specific challenges faced by developing countries in dealing with international cartels and mergers and provides possible measures to overcome these challenges.

In international cartel enforcement, the note by the UNCTAD secretariat suggests some national level measures, including setting up leniency programs and increasing enforcement efforts into domestic cartels in the first place. At the international level, it encourages international cooperation and proposes the establishment of an international intelligence network.

In dealing with cross-border mergers, the note highlights the importance of building capacities and development of skills at the national level; while it promotes bilateral, regional and international cooperation through sharing of case-specific information and exchanging views on methodologies, approaches and remedies; and coordination between the jurisdictions affected by international mergers.

¹ UNCTAD (2012), Cross-border anticompetitive practices: The challenges for developing countries and economies in transition, Note by the UNCTAD secretariat (TD/B/C.I/CLP/16).
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WORK PROGRAMME

15:00 to 15:10   Introductory presentation by UNCTAD secretariat
15:10 to 15:30   Keynote speech
                 Mr. Ariel Ezrachi, Director, Oxford University Centre for
                 Competition Law and Policy
15:30 to 16:15   Panel discussion
                 Panellists
                 • Mr. Paulo Burnier da Silveira, Head, International Unit,
                   Administrative Council for Economic Defense (CADE), Brazil
                 • Ms. Anna Maria Tri Anggraini, Commissioner, KPPU, Indonesia
                 • Mr. Zunaid Mohamed, Private Lawyer, South Africa
16:00 to 18:00   Interactive debate (Part II)
                 The panel discussion will be followed by interactive debate,
                 including interventions by
                 • EU
                 • USA
                 • Hungary
                 • Japan
                 • Mexico
                 • OECD
                 • CUTS

Delegates wishing to speak during the session are invited to inform the UNCTAD secretariat accordingly by contacting Sangmin Song (sangmin.song@unctad.org) or Ebru Gökçe (ebru.gokce@unctad.org).