
Intergovernmental Group of Experts on Competition Law and Policy

17th Session
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Afternoon Session

Agenda Item 3e. Report of the discussion group on international cooperation

Contribution by
Federal Antimonopoly Service

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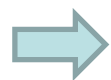
On International Cooperation of Competition Authorities in Combating Restrictive Business Practices

**Andrey Tsyganov,
Deputy Head of the FAS Russia**

Geneva, July 11, 2018

Global Efforts on International Cooperation

- UN Set on Principles and Rules on Competition (1980);
- Survey on Information Exchange on Competition in APEC Region: Phase I (2012);
- Report on the OECD/ICN Survey on International Enforcement Cooperation (2013);
- Recommendation of the OECD Council concerning International Co-operation on Competition Investigations and Proceedings (2014);
- Challenges on International Cooperation in Competition Law Enforcement (OECD, 2014);
- ICN Practical Guide to International Cooperation in Mergers (2015);
- US Antitrust Guidelines for International Enforcement and Cooperation (2017);
- European project “ECN +” (2017);
- ASEAN Regional Cooperation Network (2018).



International Cooperation is crucial for enhancing national enforcement!



Problems and Challenges of the International Cooperation have been already identified and examined

UN Set on Principles and Rules on Competition

was adopted by UN General Assembly in 1980. Since that time:

- the markets have changed significantly;
- more than 100 jurisdictions have competition laws;
- violations of competition law became transnational that caused the need of strengthening international cooperation of Competition Authorities.

Today there is a need to update the UN Set on Competition in accordance with the obtained experience and modern challenges

There are several proposals how the international cooperation could be improved on UNCTAD platform :

- The adoption of the Toolkit on International Cooperation as an Annex to the UN Set on Competition;
- The further work on dissemination of international practices and exchange of contact lists.

Analysis of the proposals shows that they are not contradictory and could supplement each other

We need to summarize all the best practices identified on different platforms and integrate them into the UN Set on Competition, particularly, for benefit of of developing countries and the economic development of these countries.

The draft Toolkit proposed by the FAS Russia during the 16th session of IGE UNCTAD is a starting point on which global competition community could work and build the consensus.

Adoption of the decision on further work by IGE UNCTAD on Enhancing International Cooperation (July 2018)

Work exercised by IGE UNCTAD on the text of the Annex to the UN Set on Competition (2018-2019)

Report on Results of the discussion of the draft Toolkit (Annex to the UN Set on Competition) on 18th session of IGE UNCTAD (July 2019)

Adoption of the Annex to the UN Set on Competition during the Review Conference (July 2020)



**THANK YOU FOR YOUR
ATTENTION!**