



INTERGOVERNMENTAL GROUP OF EXPERTS ON **COMPETITION LAW AND POLICY**





REVISION OF THE UNCTAD MODEL LAW ON COMPETITION CHAPTERS II AND VII



UNCTAD MODEL LAW ON COMPETITION

- A reference document used as a benchmark for competition law and policy drafting and revising purposes.
- Composed of two parts: Part 1, a permanent guide including model competition law provisions and is not subject to revision.
- Part 2 - Commentaries to the relevant Chapters.
- Part 2 is a compilation of competition law and enforcement practices from both advanced and young competition regimes.

REVISION OF THE UNCTAD MODEL LAW ON COMPETITION

- **WHAT IS REVISED?** The commentaries in Part 2 of the Model Law are revised regularly by the UNCTAD secretariat based on contributions from member States.
- The mandate to revise the Model Law is given by the UN Conference to Review the UN Set on Competition held every five years.
- For IGE 2017, the secretariat revised the commentaries to Chapters 2 and 7 of the Model Law.

REVISION OF CHAPTER II DEFINITIONS AND SCOPE OF APPLICATION

- Last revised in 2010. 2017 Revision includes:
- Additional examples from various jurisdictions, both developed and developing.
- Updates of country examples (to reflect changes in laws or institutions)
- Commentary text under sub-section “Scope of application” have been updated to reflect 21st century competition legislation with respect to state restraints and competition, public interest and competition and the principle of competitive neutrality.
- A new table of examples from different competition laws on the prohibition of anti-competitive state restraints.

REVISION OF CHAPTER VII

THE RELATIONSHIP BETWEEN COMPETITION AUTHORITY AND REGULATORY BODIES, INCLUDING SECTORAL REGULATORS

- Last revised in 2010. 2017 Revision includes:
- Additional examples from various jurisdictions, both developed and developing.
- Updates of country examples (to reflect changes in laws or institutions)
- Commentary text updated to reinforce the role of competition authorities in regulation through market investigations and advocacy.
- A new section added: “The collaborative economy: New challenges facing competition and regulation”.
- A new table on examples of competition authorities’ responses to regulation of the collaborative economy.



THANK YOU!

Ebru Gokce Dessemond

Legal Officer

Competition and Consumer Policies Branch, UNCTAD

ebru.gokce@unctad.org

