#### **Intergovernmental Group of Experts on Competition Law and Policy**

#### Meeting of the UNCTAD Research Partnership Platform

10th SESSION

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Wednesday, 10 July, 2019

**UNCTAD-ZHAW Joint Research Project: Digitalization, Competition and Consumer Protection** 

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School of Management and Law

# UNCTAD-ZHAW Joint Research Project: Digitalization, Competition and Consumer Protection

10<sup>th</sup> Meeting of the UNCTAD Research Partnership Platform Geneva, 10<sup>th</sup> July 2019



**Building Competence. Crossing Borders.** 

Dr. Fabio Babey, Deputy Head of Center for Competition and Commercial Law

# Digitalization, Competition and Consumer Protection

# **Agenda**

- . About us
- I. Background
- III. Objective
- IV. Plan

#### I. About us







Center for Competition and Commercial Law Focuses on selected aspects of international commercial law at the intersection of business and law. We facilitate cooperation and build networks with premier academic and business partners.

# II. Background

## The rise of digitalization









# Are the current competition law enforcement tools fit to deal with these issues?







# II. Background

### **New developments**



#### **Anti-competitive Agreements**

- Geoblocking
- Price algorithms



#### **Abuse of Market Power**

- Big data
- Network effects



#### **Merger Control**

- Conditions for review
- Market definition

# II. Background

## Chances and Challenges for competition and consumers

How digitalization could be inclusive and benefit developing countries



Equal opportunities for all?

How digitalization could harm consumers



Less quality, less choice, less privacy and less innovation?

# III. Objective

Raise critical awareness of the opportunities and challenges arising from digitalization.

Provide policy recommendations to promote competition in and inclusiveness of the digital economy, and ensure that consumers are well protected.

#### IV. Plan

#### Phase 1

Identify the challenges and developments in the digital world in relation to competition and consumer protection.

#### Phase 2

Identify how competition and consumer protection authorities deal with the new challenges.

#### Phase 3

Evaluate the findings and develop policy recommendations for competition and consumer protection authorities, especially in developing countries.

The findings are presented in an UNCTAD - ZHAW joint publication during the 8<sup>th</sup> UN Review Conference.



#### IV. Plan

#### Draft Outline of the Publication

- I. Introduction
- II. E-commerce, competition policy and consumer protection
- III. Digital economy, big data and competition
- IV. Digital economy and consumer data protection
- V. Online platforms: Regulate or break up?
- VI. Regional Solutions to Global Problems: Regional Competition Frameworks

#### IV. Plan

#### **Timeline**

July 2019 Presentation of the project during the 10<sup>th</sup> RPP meeting

December 2019 Deadline for the submission of the first draft of Chapters

February 2020 Deadline for final drafts of Chapters

Spring 2020 Finalization of the publication

Launch of the publication for the 8th UN Review Conference in 2020.



# Thank you for your attention! Please get in touch with us:

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