

9th United Nations Conference on Competition and Consumer Protection

7–11 July 2025 - Palais des Nations - Geneva

Review of UNCTAD Model Law on Competition, Part 2: Commentaries

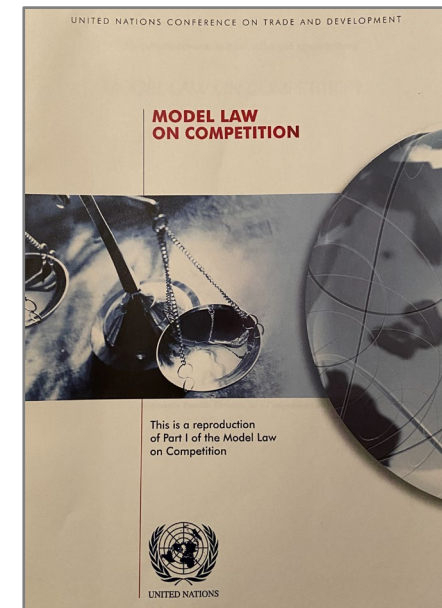
Friday, 11 July 2025
12:00-12:30, Room XIX

➤ UNCTAD Model Law on Competition

- Developed by member States' representatives gathered in UNCTAD intergovernmental meetings – initial discussion dates back to the 1970s, IGE on Competition drafted it in the 1990s
- Guidance on competition legislations, particularly for developing countries on how to develop their competition laws institutions and policies

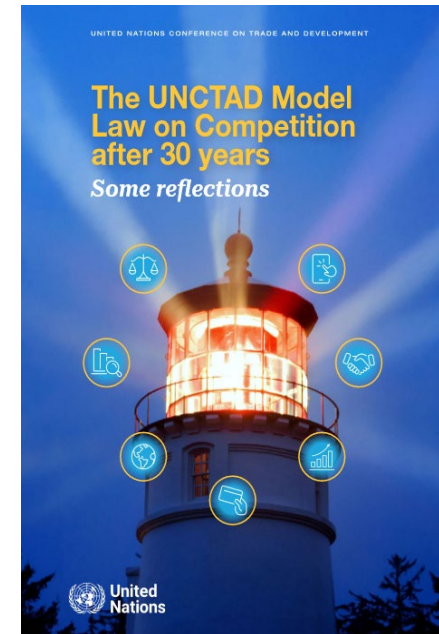
➤ UNCTAD Model Law on Competition (cont .)

- Part 1 comprises 13 provisions on key issues of a Competition legal framework:
 - ✓ Objectives or purpose of the law; Definitions and scope of application;
 - ✓ Restrictive agreements or arrangements; Acts or behaviour constituting an abuse of a dominant position of market power;
 - ✓ Notification [of agreements]; Notification, investigation and prohibition of mergers affecting concentrated markets;
 - ✓ The relationship between competition authority and regulatory bodies, including sectoral regulators;
 - ✓ Some possible aspects of consumer protection;
 - ✓ The Administering Authority and its organization; functions and powers;
 - ✓ Sanctions and relief; Appeals; Actions for damages.
- Part 2 is regularly updated with commentaries and cases from member States



➤ UNCTAD's focus

- Revisiting it in light of current economic trends: “The UNCTAD Model Law on Competition after 30 years: Some reflections (UNCTAD/DITC/CLP/2023/6)
- Ensure continued relevance of the Model Law ; improve the UNCTAD's work to further assist less experienced competition authorities in developing countries
- Project on “Review of Part 2: Commentaries of the UNCTAD Model Law on Competition”



Thank you

