



**ANTITRUST  
DEVELOPMENTS  
IN EUROPE  
2001**

Edited by  
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**Robbert Snelders**

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# Antitrust Developments In Europe 2003

**SJ Ball**



## **Antitrust Developments In Europe 2003:**

**Antitrust Developments in Europe 2003** Romano Subiotto, Robbert Snelders, 2004 Antitrust laws and proceedings in Europe both at the Community and national levels shape the European and international business landscape profoundly it is therefore essential that business leaders and legal practitioners remain informed of the most important antitrust law developments and their effect on the business world Antitrust Developments in Europe 2003 provides a comprehensive and practical commentary on the past year's major developments in EC and national antitrust law Topics covered include Vertical Restraints Horizontal Agreements Abuse of Market Power Mergers Joint Ventures State Aid and Policy and Procedures The insightful and concise analysis of major antitrust actions contained in this yearbook will be invaluable to antitrust legal practitioners in house counsel business people and others with an interest in the field Cleary Gottlieb Steen Hamilton with one of the most sophisticated and highly respected European antitrust law practices has systematically and meticulously monitored antitrust developments in Europe since the early 1970s This volume represents the combined efforts and expertise of Cleary Gottlieb's antitrust practitioners in this rapidly changing field *The Development of European Competition Policy* Brian Shaev, Sigfrido M. Ramírez Pérez, 2024-06-03 This book considers a central issue of our time the relationship between the macroeconomic objectives of political parties in democratic countries and the legal framework of market economies The impressive panel of contributors examines social democratic policies on cartels market concentration and competition in different European countries spanning a hundred year period specifically the interwar period the initial postwar period the 1960s and 1970s the 1980s and 1990s and the 2000s This thought provoking volume challenges the dominant belief that the EU's economic system and competition policy were mainly influenced by neoliberal economic thinking instead showing that Keynesian and social democratic positions played a major role in the emergence of this system It will be valuable reading for advanced students researchers and policymakers interested in modern economic history industrial organization political economy European legal history and political science Competition Policy and Merger Analysis in Deregulated and Newly Competitive Industries Peter C. Carstensen, Susan Beth Farmer, 2008-01-01 The thorough analyses presented in the book provide the reader with a good overview of the deregulation process in the respective industries Competition Policy and Merger Analysis in Deregulated and Newly Competitive Industries is a valuable resource for researchers of law economics and political science Volker Soyez European Competition Law Review This comprehensive book contains case studies on the evolution of competition policy with an emphasis on merger policy for seven major US industries that have experienced substantial deregulation in the past forty years electricity natural gas telecommunications railroads airlines hospitals and banking Also included is a comparison of the EU's experience in attempting to bring about competition in the energy finance and airline industries The contributors to the volume each a recognized expert on the industry examined explore the positive and negative implications of the substitution of market oriented processes for historic patterns of command and control

regulation The chapters reveal clear similarities in the economic legal and public policy issues that have arisen following deregulation of these economic sectors Together they provide a good basis to discern the consistency of the problems and the relative success of differing responses to these issues over a range of industries going through similar transformation While taking a basically positive view of the movement away from direct regulation the contributors identify a number of continuing problems with achieving workable competition in these industries The thorough analyses presented here will be of great value to law economics and political science researchers interested in deregulation economic consultants advising government agencies or private parties attorneys who focus on deregulated industries policy planners at the agencies overseeing these industries and students in advanced seminars on economic regulation

New Developments in UK and EU Competition Policy Roger Clarke, Eleanor J. Morgan, 2006-11-28 Major developments have recently taken place in competition and antitrust policy in both the UK and EU Following an informative overview this timely book presents authoritative accounts of recent changes and clear analyses of current policy As well as discussing new developments in policy towards monopolies mergers cartels and state aids it features chapters on the treatment of vertical restraints and regulated industries The book also includes a discussion of the relationship between competition policy and intellectual property rights and concludes with a forward looking assessment

**Article 81 EC and Public Policy** Christopher Townley, 2009-09-22 This book discusses the role of public policy in Article 81 of the EC Treaty and explains how complex competition law cases can be understood

Legal Issues of Economic Integration, 2004

The Ne Bis in Idem Principle in EU Law Bas van Bockel, 2010-01-01 The legal principle of ne bis in idem restricts the possibility of a defendant being prosecuted repeatedly on the basis of the same offence act or facts This book describes obstacles that stand in the way of a single autonomous and uniformly applicable general ne bis in idem principle of EU law

**EU Cartel Enforcement** Andreas Scordamaglia-Tousis, 2013-08-01 There has been a long standing debate on the compatibility of EU competition law with fundamental rights protection particularly as the latter is enshrined in the due process requirements of the European Convention on Human Rights ECHR This book a signal contribution to that debate assesses two questions of paramount concern first whether the current level of fundamental rights protection in cartel enforcement falls within the accepted ECHR standards and second how the often conflicting objectives of effectiveness and adequate protection of fundamental rights could optimally be achieved Following a detailed survey of relevant EU institutional substantive and procedural law rules the author offers a set of persuasive normative responses to both questions Proceeding from an in depth analysis of the pertinent rights and legal nature of competition proceedings under EU and ECHR law the author goes on to examine such elements of the perceived incompatibility as the following investigatory powers vested in competition authorities the privilege against self incrimination right to privacy fair trial probatory requirements degree of use of presumptions in EU practice Article 6 ECHR guarantees pertaining to the presumption of innocence proving coordination of competitive

behaviour proving restriction of competition admissibility of evidence before EU Courts and the Commission assessment of the attribution of liability rules EU fining rules judicial review of cartel decisions by EU Courts and national sanctioning rules The author's extraordinarily thorough presentation is rounded off with a remarkably comprehensive bibliography that lists in addition to books and articles newspaper articles EU regulations and directives soft law guidelines and best practices EU and ECtHR case law EU Advocate General opinions European Commission decisions and European Ombudsman decisions General conclusions stress the necessity of introducing further reforms to enhance the effectiveness and legitimacy of fundamental rights in the context of competition proceedings Few books have taken such a thorough and far reaching approach to the reconciliation of effective public enforcement and fundamental rights or of effective deterrence with the principles of legality non retroactivity presumption of innocence and ne bis in idem In the depth of its appraisal of the entire spectrum of enforcement components from a fundamental rights perspective the book is without peers It will be warmly welcomed by any parties interested in the intersection of competition law and human rights

**Legitimacy in EU Cartel Control** Ingeborg Simonsson, 2010-02-23 This book examines the law developed by the EU to control cartels The law including case law is carefully documented and analysed

**Current Publications in Legal and Related Fields**, 2004  
Aanwinsten van de Centrale Bibliotheek (Queteletfonds) Bibliothèque centrale (Fonds Quetelet), 2004 *Current Law Index*, 2007 **Index to Legal Periodicals & Books**, 2006 **The British National Bibliography** Arthur James Wells, 2009 *Competition Policy Newsletter*, 2008 Annual Proceedings of the Fordham Corporate Law Institute, 2005

**OECD Journal of Competition Law and Policy** Organisation for Economic Co-operation and Development, 1999

**The Governance of Global Competition** Oliver Budzinski, 2008 Employs the economics of federalism to create an analytical framework which can be used for comparative analysis of stylised competence allocation rules This book offers a perspective on international competition policy It is suitable for economists legal scientists and competition authorities

*Competitive Advantage and Competition Policy in Developing Countries* Paul Cook, Raul V. Fabella, Cassey Lee, 2007 Competitive markets are now established in most successful economies but the question of what competition is and what it means for policy in developing countries is often overlooked This book provides a refreshing and critical examination of the issues relating to market competition and competition policy The book discusses competition from different theoretical perspectives and examines the implications these viewpoints have for policy The contributors assess competitiveness in domestic markets and the impact of foreign competition They also review the experiences of a range of countries in developing competition policy and examine both the strengths and weaknesses of these policies Written in a non technical manner *Competitive Advantage and Competition Policy in Developing Countries* is addressed to policymakers as well as academics concerned with regulation and competition It will also be of interest to regulators in dedicated agencies such as utility regulators competition agencies and those dealing with regulatory impact assessment

**A Practical Guide to**

**National Competition Rules Across Europe** Marjorie Holmes, Lesley Davey, 2007 Conclusions and Recommendations  
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