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Competition Policy and Regional Integration in Developing Countries



Competition Policy And Regional Integration In Developing Countries

Burton Ong



Competition Policy And Regional Integration In Developing Countries:

Competition Policy and Regional Integration in Developing Countries Josef Drexler, 2012-01-01 This wonderful volume offers a timely and important look at competition policy where it is changing the most developing countries pursuing regional agreements. It provides superb analytical discussions of the impact of regional competition policy integration why developing states have pursued this strategy and the extent to which it is meeting their needs. The editors have assembled a superb roster of experts so it is not a surprise that the book recommendations are insightful and deserving of attention from policy makers. Andrew Guzman, Berkeley Law School, US. This book presents a detailed study of the interface between regional integration and competition policies of selected regional trade agreements (RTAs) and the potential of regional competition laws to help developing countries achieve their development goals. The book provides insights on the regional integration experiences in developing countries, their potential for development and the role of competition law and policy in the process. Moreover, the book emphasizes the development dimension both of regional competition policies and of competition law. This timely book delivers concrete proposals that will help to unleash the potential of regional integration and regional competition policies and also help developing countries to fully enjoy the benefits deriving from a regional market. Bringing together analysis from well-known scholars in the developed world with practical insight from scholars in countries hoping to exploit the potential of competition law, this book will appeal to academics working in the field of competition law, practitioners, policy makers and officials from developing countries as well as those in development organizations such as UNCTAD.

Competition Law in Developing Countries Thomas K. Cheng, 2020-05-27 This book brings together perspectives of development economics and law to tackle the relationship between competition law enforcement and economic development. It addresses the question of whether and how competition law enforcement helps to promote economic growth and development. This question is highly pertinent for developing countries largely because many developing countries have only adopted competition law in recent years; about thirty jurisdictions had in place a competition law in the early 1980s and there are now more than 130 competition law regimes across the world, of which many are developing countries. The book proposes a customized approach to competition law enforcement for developing countries set against the background of the academic and policy debate concerning convergence of competition law. The implicit premise of convergence is that there may exist one or a few correct approaches to competition law enforcement which in most cases emanate from developed jurisdictions that are applicable to all. This book rejects this assumption and argues that developing countries ought to tailor competition law enforcement to their own economic and political circumstances. In particular, it suggests how competition law enforcement can better incorporate development concerns without causing undue dilution of its traditional focus on protecting consumer welfare. It proposes ways in which approaches to competition law enforcement need to be adjusted to reflect the special economic characteristics of developing country economies and the more limited

enforcement capacity of developing country competition authorities Finally it also addresses the long running debate concerning the desirability and viability of industrial policy for developing countries The author would like to acknowledge the Research Grants Council of Hong Kong for its generous support The work in this book was fully supported by a grant from the Research Grants Council of Hong Kong Project No HKU 742412H

Regional Competition Law Enforcement in Developing Countries Julia Molestina,2019-03-06 The book examines the potential for regional competition law systems as enforcement tools in developing countries based on a case study of the West African Economic and Monetary Union the Andean Community and the Caribbean Community It analyses the allocation of enforcement competences between the regional supranational and the national level and formulates detailed guidelines on the optimal degree of centralization or decentralization The book addresses all readers that are interested in the enforcement of competition law in developing countries Moreover it provides practical insights for public institutions that wish to identify or prevent possible misallocation of competences within regional competition law systems

Competition Law in the ASEAN Countries Ploykaew Porananond,2018-06-22 Amongst other regional organisations the Association of Southeast Asian Nations ASEAN stands out for the diversity of its ten Member States stemming from their respective economic and political heritage governance systems legal institutions stages of economic development and exposure to or reliance on foreign trade and investments As of 2017 however the regional bloc has formalised its focus on economic integration and development of a regional competition law Challenging this vision are the States very different national competition law systems ongoing problems with governmental intervention in the economy and lack of effective and efficient corruption free regulatory and juridical infrastructure This book the first detailed analysis of competition law in the ASEAN countries looks at the prospects of implementation for the regional law and compares the existing systems in each Member State Opening with a thorough description of the composition and organisation of the ASEAN the analysis proceeds to an in depth evaluation of such aspects as the following persistence of the ASEAN s traditional mode of dispute resolution often referred to as the ASEAN Way economic challenges posed by intra regional growth and globalisation the strong relationship between the business and government sectors and governmental interventions as cultural practices There is detailed reference throughout to case law legislation institutional announcements relevant treaties and literature on both the ASEAN and competition law As an important critical analysis of this major new regional competition law regime this book will be welcomed by competition law practitioners multinational corporation counsel and jurists officials and academics in a variety of legal fields Although the subject is specifically the ASEAN the analysis contributes to a better understanding of competition law regimes in developing economies and to the more general literature on global competition law

The Regionalisation of Competition Law and Policy within the ASEAN Economic Community Burton Ong,2018-03 Examines regional competition policy developments in South East Asia exploring a broad range of related issues from diverse perspectives

Research Handbook on Asian

Competition Law Steven Van Uytsel, Shuya Hayashi, John O. Haley, 2020-04-24 This timely Research Handbook provides a comprehensive overview and discussion of the substantive competition law provisions of the ASEAN Plus Three region including Hong Kong and Taiwan Taking a unique comparative perspective chapters examine Asian competition laws in relation to the existing laws that served as models for them analysing how and why they deviate *The Economic Characteristics of Developing Jurisdictions* Michal S. Gal, Mor Bakhoun, Josef Drexler, Eleanor M. Fox, David J. Gerber, 2015-06-29 There is ongoing debate as to what competition law and policy is most suitable for developing jurisdictions This book argues that the unique characteristics of developing jurisdictions matter when crafting and enforcing competition law and these should **Competition Law and Economic Inequality** Jan Broulík, Katalin Cseres, 2022-12-15 The gap between the rich and poor is widening across the globe This book explores whether this major societal challenge of our time can be addressed by the means of competition law The primary goal of today's competition law is to ensure that market power does not lead to an inefficient production of goods and services Nevertheless even such efficiency oriented curbing of market power may arguably contribute to the reduction of differences in how much people own and earn Furthermore many competition law regimes do take into account distributive considerations too The chapters investigate the relationship between competition law and economic inequality from philosophical historical and economic perspectives Their inquiries concern the conceptual foundations of competition law and doctrinal frameworks of individual jurisdictions as well as specific problems and markets As such the book provides a novel and comprehensive overview of whether and how competition law can contribute to more equality in both developed and developing countries The book is a must read for researchers public officials judges and practitioners within the competition law community It will also appeal to anyone more broadly interested in issues of inequality and economic policy [The Liberalisation of the Telecommunications Sector in Sub-Saharan Africa and Fostering Competition in Telecommunications Services Markets](#) Rachel Alemu, 2018-02-02 This study investigates whether the existing regulatory framework governing the telecommunications sector in countries in Sub-Saharan Africa effectively deals with emerging competition related concerns in the liberalised sector Using Uganda as a case study it analyses the relevant provisions of the law governing competition in the telecommunications sector and presents three key findings Firstly while there is comprehensive legislation on interconnection and spectrum management inefficient enforcement of the legislation has perpetuated concerns surrounding spectrum scarcity and interconnection Secondly the legislative framework governing anti competitive behaviour though in line with the established principles of competition law is not sufficient Specifically the framework is not equipped to govern the conduct of multinational telecommunications groups that have a strong presence in the telecommunications sector Major factors hampering efficient competition regulation include Uganda's sole reliance on sector specific competition rules restricted available remedies and a regulator with limited experience of enforcing competition legislation The weaknesses in the framework strongly suggest the need to

adopt an economy wide competition law Lastly wireless technology is the main means through which the population in Uganda accesses telecommunications services Greater emphasis should be placed on regulating conduct in the wireless communications markets

The BRICS-Lawyers' Guide to Global Cooperation Rostam J. Neuwirth, Alexandr Svetlicinii, Denis De Castro Halis, 2017-10-12 In the international trade and development arena new and developing economies have created a block that is known as BRICS Brazil Russia India China and South Africa Initially conceived to drive global change through economic growth the financial crisis and reversal of fortunes of the BRICS nations have raised questions about their ability to have an impact on the governance of global affairs This book explores the role of law in various areas of BRICS cooperation including trade investment competition intellectual property energy consumer protection financial services space exploration and legal education It not only covers the specifics of each of the BRICS nations in the selected areas but also offers innovative and forward looking perspectives on the BRICS cooperation and their contribution to the reform of the global governance networks This is a unique reference book suitable for academics government officials legal practitioners business executives researchers and students

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