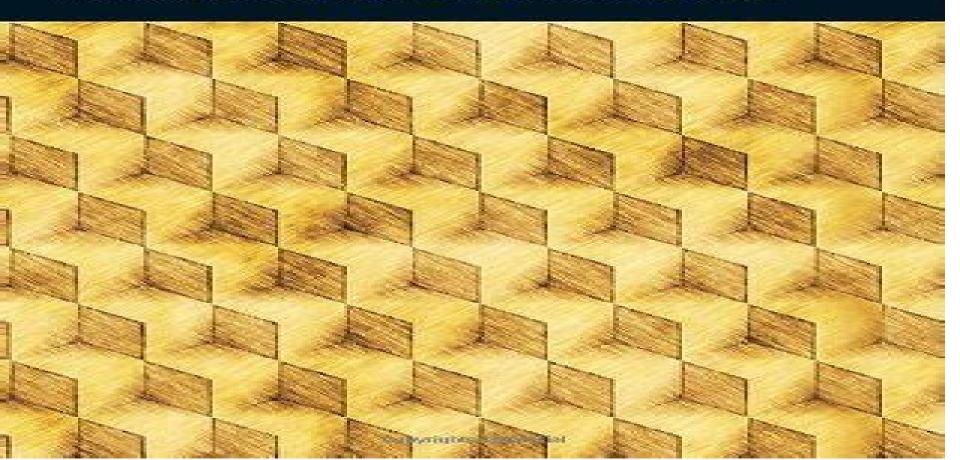


Handbook on European Competition Law

Substantive Aspects

Edited by Ioannis Lianos • Damien Geradin



Handbook On European Competition Law Substantive Aspects

A Gutmann

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<u>Process and Procedure in EU Administration</u> Carol Harlow Harlow KC,Richard Rawlings,2014-11-20 This book is about the administrative procedures of the European Union which we see as the super glue holding in place the sprawling structures of the EU governance system The early chapters deal with the structures expansively defined the diverse functions of administrative procedures in the EU and the values that underpin them concentrating on the respective contributions of

the legislature and administration A separate chapter deals with the important procedural function of rights protection through the two Community Courts and the contribution of the European Ombudsman We then turn to horizontal or general procedures dealing with executive law making transparency and the regulation of government contracting A study of Commission enforcement procedure ends the section Vertical or sector specific studies in significant areas of EU administration follow including competition policy cohesion policy structural funds and financial services regulation Separate chapters deal with policing cooperation through Europol and with the interplay of international and EU institutions in the fields of environmental procedure and human rights The final chapter contains the authors reflections on current proposals for codification but ends with a general evaluation of the role and contribution of administrative procedure in the construction of the EU Capacity Withdrawals in the Electricity Wholesale Market Panagiotis Tsangaris, 2017-08-30 This book examines the issue of capacity withdrawals in the electricity wholesale market Electricity generators can exercise market power in the wholesale market either by withdrawing generation capacity or by pricing above competitive levels in order to achieve a higher market price and thereby increase revenues After a comprehensive explanation of capacity withdrawal practices and the issues that arise when proceeding under competition law the book analyses whether an increased state of transparency as provided for in the REMIT and Regulation 543 2013 could facilitate the efficient functioning of electricity wholesale markets and the investigation of capacity withdrawal practices It also examines the effect of the prohibition of market manipulation as prescribed in the REMIT in dealing with abusive capacity withdrawals in the electricity wholesale market The EU Leniency Policy Baskaran Balasingham, 2016-04-24 The European Union EU leniency programme is a key weapon in the Commission's fight against hard core cartels Much of the success of EU cartel enforcement depends on the continued effectiveness of the leniency policy and is especially critical in response to the growth of private enforcement This book offers a comprehensive description of the development of the policy along with a normative framework that promises to ensure the full legitimacy of the leniency programme the Commission's policy should pursue not only effectiveness but also fairness It is the first work to extensively analyse the effectiveness and fairness in the EU leniency policy Proceeding systematically from clarifying the concepts of effectiveness and fairness to addressing the tension between leniency and private actions for damages the author discusses the nature of and interrelations among such aspects as the following the theoretical model of the EU fining policy the compatibility of the EU enforcement system with fundamental rights protection the gathering and evaluation of evidence at the preliminary investigation stage the severity and foreseeability of the EU cartel fines judicial review by the EU Courts in competition matters to what extent the current policy is effective and fair and reforms brought about by the 2002 and 2006 Leniency Notices and the leniency related amendments by the 2014 Antitrust Damages Directive A key feature is the author's presentation of a normative framework to test the effectiveness deterrence and substantive fairness retribution of the EU leniency policy As a clear demonstration of how to

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Algorithmic Tacit Collusion Adrian Doerr ,2025-06-11 **Competition Policy and the Music Industries** Jenny Kanellopoulou, 2021-11-04 This book explores the nature of the music industries before and after the digital revolution from the point of view of the consumer and explores the question of whether there is a role for competition policy intervention in the music industries Considering the historically consolidated environment of the music industries and their rapidly evolving business models in the twenty first century the author argues that there is a need for updated competition design to promote consumer welfare and competition in these markets Opening a much needed interdisciplinary dialogue across music studies business and law the book applies business model literature to antitrust law in the context of the music industries It offers a comprehensive history of encounters between the music industry and antitrust and regulatory authorities in the US UK and EU from the payola scandals of the 1950s to the merger of Live Nation and Ticketmaster in 2010 showing how even as business models in the industry have changed it has repeatedly moved towards consolidation with little regulation Drawing on this history it considers how competition policy can foster innovation and safeguard consumer interests in the music markets of the future Offering new analytical and methodological tools this book is relevant to those studying the music industries from business legal and cultural perspectives **Research Handbook on Sustainability and Competition** Law Julian Nowag, 2024-07-05 This is an open access title available under the terms of a CC BY NC ND 4 0 License It is free to read download and share on Elgaronline com This Research Handbook explores the complex interplay between competition law and sustainability and also provides key insights into the role and limitations that tax environmental laws consumer laws and social laws have in promoting sustainability A distinguished array of international experts examine core principles of environmental and social sustainability delve into the economic dynamics that shape this multidimensional relationship and critically analyse how competition law and policy can both positively and negatively shape sustainability Research Handbook on Methods and Models of Competition Law Deborah Healey, Michael outcomes Jacobs, Rhonda L. Smith, 2020-11-27 This comprehensive Handbook illuminates the objectives and economics behind competition law It takes a global comparative approach to explore competition law and policy in a range of jurisdictions with differing political economies legal systems and stages of development A set of expert international contributors examine the operation and enforcement of competition law around the world in order to globalize discussions surrounding the foundational issues of this topic In doing so they not only reveal the range of approaches to competition law but also identify certain basic economic concepts and types of anticompetitive conduct that are at the core of competition law Competition Policy for the New Era Tembinkosi Bonakele, Eleanor Fox, Liberty Mncube, 2017-12-01 Competition law has expanded to more

than 100 jurisdictions worldwide with varying degrees of economic social and institutional development raising important questions as to what is the appropriate design of competition law regimes and the interaction between competition law and economic development This volume comprising a selection of papers from the 4th BRICS International Competition Conference written by academic and practising economists and lawyers from both developed and developing countries is distinctive in its focus on a broader view of competition policy in BRICS and developing countries It examines the role competition the application of broader public interest and national interest concerns in the analysis and influence on developing country competition authorities policy making The contributors address topics such as a broad view of competition policy making markets work for the people as a post millennium development goal some key issues concerning the further development of China's antimonopoly law remedies in BRICS countries public interest issues in cross border mergers crafting creative remedies in food markets in South Africa what are African competition authorities doing to fight cartels successes and challenges in the fight against cartels and the economics of antitrust sanctioning Redress and EU Competition Law Eda Şahin, 2018-12-07 Exploring obstacles to effective compensation of victims of competition infringements this book categorises the types of victims harmed and the types of losses arisen from these infringements to identify to what extent there is a need for enhanced private competition law enforcement in the European Union EU and the best way to address this need It shows that there is a genuine need for facilitating consumer damages actions and that consumer claims are the only claims that can be pursued in a collective redress action In order to compensate consumers and overcome barriers to effective enforcement of their right to damages it structures a collective redress action for consumers by considering the following elements i the formation of the group ii the type of representative party iii funding mechanisms and iv calculation and distribution of damages **Antitrust and Upstream Platform Power Plays** A. K. von Moltke, 2023-12-20 In recent years large digital platforms have been in the doghouse of antitrust decision makers worldwide Antitrust regulators agree urgent intervention is needed Interestingly it is the plight of victimized suppliers of merchants app developers publishers platform labourers and the like who are upstream in the value chain that has topped the policy agenda prompting scrutiny of an almost unprecedented intensity Amid such anxieties Antitrust and Upstream Platform Power Plays asks a somewhat provocative question are upstream platform power plays really competition problems and ones for antitrust at that The obvious answer yes is deceptively simple for a number of reasons First it contradicts contemporary antitrust s single minded focus on consumers which has all but erased supplier exploitation in the brick and mortar economy from the policy's radar Second the wider antitrust community remains bitterly divided when it comes to judging platform practices In addition if any consensus could be had it would almost certainly confirm the long standing tenet that antitrust cannot be about supplier welfare as such These paradoxes call for a policy introspection precisely what this book provides The analysis offered in Antitrust and Upstream Platform Power Plays is altogether

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