

# Competition Policy Theory and Practice

MASSIMO MOTTA

# **Competition Policy Theory And Practice**

Terry Burke, Angela Genn-Bash, Brian Haines

# **Competition Policy Theory And Practice:**

Competition Policy Massimo Motta, 2004-01-12 This is the first book to provide a systematic treatment of the economics of antitrust or competition policy in a global context It draws on the literature of industrial organisation and on original analyses to deal with such important issues as cartely joint ventures mergers vertical contracts predatory pricing exclusionary practices and price discrimination and to formulate policy implications on these issues The interaction between theory and practice is one of the main features of the book which contains frequent references to competition policy cases and a few fully developed case studies. The treatment is written to appeal to practitioners and students to lawyers and economists It is not only a textbook in economics for first year graduate or advanced undergraduate courses but also a book for all those who wish to understand competition issues in a clear and rigorous way Exercises and some solved problems are provided Competition Policy Manfred Neumann, 2001 This work combines an analysis of competition policy in the US and Europe with the analytical tools from industrial organization work that are required to understand each topic The writer synthesizes a mixture of historical theoretical and policy perspectives **Competition Policy and the Economic** Approach Josef Drexl, Wolfgang Kerber, Rupprecht Podszun, 2011-01-01 This outstanding collection of original essays brings together some of the leading experts in competition economics policy and law They examine what lies at the core of the economic approach to competition law and deal with its normative and institutional limitations In recent years the more economic approach has led to a modernisation of competition law throughout the world This book comprehensively examines for the first time the foundations and limitations of the approach and will be of great interest to scholars of competition policy no matter what discipline Competition Policy and the Economic Approach will appeal to academics in competition economics and law policy makers and practitioners in the field of antitrust competition law as well as postgraduate students in competition law and economics Those interested in the interplay of law and economics in the field of competition will also find this book invaluable Entrepreneurship Policy: Theory and Practice Anders Lundstrom, Lois A. Stevenson, 2005-09-21 Entrepreneurship Policy Theory and Practice is the first book to fully analyze the construction of entrepreneurship policy a rapidly evolving area of policy about which little is known From a study and assessment of the practices of governments in thirteen countries in Europe North America and the Asia Pacific this book fully describes the policy area and shares new tools and methods for better understanding and explaining the why and how of an entrepreneurship policy approach Unlike other research in the field of entrepreneurship where implications from research findings are used to suggest what policy actions should be taken to increase the level of entrepreneurship in an economy this study is based on what entrepreneurship policy actions are being taken This is a unique book in the field which points to the way forward both for policymakers and for the research community in terms of thinking about entrepreneurship policy and the complex issues surrounding its Airport Slots Achim I. Czerny, Peter Forsyth, 2016-12-14 Over the past several decades commercial air development

traffic has been growing at a far greater rate than airport capacity causing airports to become increasingly congested How can we accommodate this increased traffic and at the same time alleviate traffic delays resulting from congestion The response outside the US has been to set a maximum number of slots and use administrative procedures to allocate these among competing airlines with the most important consideration being grandfather rights to existing carriers The United States on the other hand has used administrative procedures to allocate slots at only four airports In all other cases flights have been handled on a first come first served basis with aircraft queuing for the privilege of landing or taking off from a congested airport While recognizing the advantages of slot systems in lessening delays economists have criticized both approaches as being sub optimal and have advocated procedures such as slot auctions peak load pricing and slot trading to better utilize congested airports Edited by an international team of air transport economists and drawing on an impressive list of contributors Airport Slots provides an extremely comprehensive treatment of the subject It considers the methods currently used to allocate slots and applies economic analysis to each The book then explains various schemes to increase public welfare by taxing or pricing congestion and describes alternate slot allocation schemes most notably slot auctions In addition Airport Slots outlines the complexities involved in slot allocation methods including the requirement for multiple slots a take off slot at London Heathrow is useless unless there is a landing slot available at Frankfurt for a London Frankfurt flight Finally the book explores the economic pitfalls of slot allocation schemes for example controls may not be required if external delay costs are internalized by a dominant carrier at its hub Airport Slots provides a valuable contribution to the debate on how best to limit airport congestion The book's comprehensive treatment of the subject matter provides the reader with a one stop volume to explore airport congestion and slot allocation schemes offering valuable insights to academics and practitioners alike Competition in Theory and Practice Terry Burke, Angela Genn-Bash, Brian Haines, 2018-01-09 What is the role of competition in economic activity How can it be understood How can it be regulated Competition is a buzz word in economic policy and in commerce Yet it is given widely varying roles in different models and is viewed in very different ways by different schools This book published in 1991 provides a clear exposition of the major theoretical approaches to competition and an assessment of competition policy in the major economic powers The Limits of Competition Policy A. E. Rodriguez, Ashok Menon, 2010-01-01 What the authors offer is a thoroughgoing analysis clearly demonstrating that whatever economic path developing countries pursue imposing Western style antitrust regimes will engender uncertainty chill economic behaviour and foster an unhealthy climate for business They employ the influential error cost methodology to appraise the performance of competition policy and to show how such a policy creates irresolvable tensions in fragile economies with weak institutions economies characterized by informal rules of business practice long standing symbiotic business state relationships and unpredictable state action They mount a powerful critique of the arguments of neo institutionalists who fail to recognize the vulnerable nature of emerging market economies and competition advocates who

presume to stand ready and vigilant to enforce competition policy on state entities **EC Electronic Communications** and Competition Law Mira Burri Nenova, 2007 The Goals of Competition Law Daniel Zimmer, 2012 What are the normative foundations of competition law That is the question at the heart of this book Leading scholars consider whether this branch of law serves just one or more than one goal and if it serves to protect unfettered competition as such how this goal relates to other objectives such as the promotion of economic welfare The book brings together contributions on the relevance of different welfare standards on the concept of freedom to compete and on distributional fairness as a goal of competition law Moreover it discusses the relationship to other legal goals such as mar **Exclusionary Practices Chiara** Fumagalli, Massimo Motta, Claudio Calcagno, 2018-01-11 The most controversial area in competition policy is that of exclusionary practices where actions are taken by dominant firms to deter competitors from challenging their market positions Economists have been struggling to explain such conduct and to guide policy makers in designing sensible enforcement rules In this book authors Chiara Fumagalli Massimo Motta and Claudio Calcagno explore predatory pricing rebates exclusive dealing tying and vertical foreclosure through a blend of theory and practice They develop a general framework which builds on and extends existing economic theories drawing upon case law discussions of cases and other practical considerations to identify workable criteria that can guide competition authorities to assess exclusionary practices Along with analyses of policy implications and insights applied to case studies the book provides practitioners with non technical discussions of the issues at hand while guiding economics students with dedicated technical sections with rigorous formal models 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 in equality 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 Antitrust Institutions and Policies in the Globalising Economy Eleonora Poli.2015-10-19 Eleonora Poli analyses how ideas and material interests have come to determine the evolution of antitrust policies in the USA EU Japan and BRICS She argues that three major economic crises together with market globalisation

have changed governments perceptions of market competition giving rise to a neo liberal global phase The Metaphysics of Market Power George Raitt, 2019-05-02 Australian competition law has just emerged from a significant period of reform which has seen controversial changes to the legal test to distinguish between normal competitive conduct and conduct that should be condemned The controversy continues arguably because the traditional legal conception of market power does not provide a useful standard in real world markets This important new book offers a radical interpretation of market power based on the power to manipulate Seeing it in this way allows for positive and normative standards within which to frame a legal theory of liability for misuse of that power The book provides suggestions to improve the forensic assessment of conduct that should be condemned as misuse of market power Mergers and Acquisitions P. L. Beena, 2014-10-10 This book provides a holistic account of developments and patterns of mergers and acquisitions that have taken place in the Indian corporate sector especially in the post liberalisation era It combines astute analyses with up to date data to present an all inclusive picture of globalisation and its impact on business in contemporary India This will serve as an important resource to researchers scholars and students of economics management business administration business studies commerce and corporate law as well as policy makers legal practitioners industrial houses and industrial bodies Approach to Abuse of Dominance in European Competition Law Liza Lovdahl Gormsen, 2010-03-04 Three questions surround the interpretation and application of Article 82 of the EC Treaty What is its underlying purpose Is it necessary to demonstrate actual or likely anticompetitive effects on the market place when applying Article 82 And how can dominant undertakings defend themselves against a finding of abuse Instead of the usual discussion of objectives Liza Lovdahl Gormsen questions whether the Commission's chosen objective of consumer welfare is legitimate While many Community lawyers would readily accept and indeed welcome the objective of consumer welfare this is not supported by case law The Community Courts do not always favour consumer welfare at the expense of economic freedom This is important for dominant undertakings ability to advance efficiencies and for understanding why the Chicago and post Chicago School arguments cannot be injected into Competition Law Richard Whish, David Bailey, 2012-01-12 The authors describes the potential scope and Article 82 application of the various legal provisions which regulate competition in the UK This book also examines the results of the convergence of UK and EC law with regard to competition in business **Resale Price Maintenance and the Law Christy** Kollmar, 2023-03-31 The question of how to properly enforce against RPM has been a contentious debate for decades on both sides of the Atlantic The catalyst is the acceptance that RPM can generate both anti competitive effects and pro competitive efficiencies that need to be properly balanced to ensure against Type I Type II errors and to create viable legislation Part I focuses on 100 years of US origins and the current legal approach to VR enforcement which reveals the precedent responsible for the transition between per se illegality and the rule of reason thresholds at the federal level Nine anti competitive and 19 pro competitive theoretical models are also introduced to clearly demonstrate the true nonconsensus

existent between economists as to whether RPM is deleterious enough to justify a stringent approach to RPM regulation Part II closely examines the EU origins and current legal structure where RPM has maintained its hardcore by object designation pursuant to Art 101 1 TFEU with the consequence of having no safe harbours no applicability of the De Minimus Doctrine an onerous negative rebuttable presumption non severability of the agreement and almost no chance of obtaining an exemption under Art 101 3 This is exacerbated by the EC s lack of guidance on how to prove all conditions necessary for an Art 101 3 exemption and when a vertical arrangement actually escapes Art 101 1 applicability The aim of this book is to examine the economic models historical origins and legal structures of the US EU regimes to develop proposals on how to modify the EU s current legal structure to ensure proper enforcement of RPM behaviour that actually enhances legal certainty through a more aligned approach at the national level Part III proposes five solutions which scrutinise the concepts of appreciability hardcore and by object restraints to implement modifications to EU s current legal framework to ensure RPM receives reasonable and equitable treatment in line with economic theory Does EU Merger Control Discriminate Against Small Market Companies? Mika Oinonen, 2010-01-01 Although the question posed by the title of this book has generated considerable debate the essential issue remains open and largely blurred While some believe that there is no so called small market problem others discern discrimination against small market companies i e companies with a strong position in their home markets but a modest position in the European and global markets and a consequent need for changes in competition law The author of this enormously helpful work here sets the stage for meaningful discussion by analysing the EC Merger Regulation s objectives economic foundations and application practice to present a reasoned view of the issues that can be considered relevant for such a discussion Considering their effect on the small market problem the author scrutinizes such factors as the following the Commission's methodology for delineating relevant markets in merger assessments unnecessary prohibition caused by overestimation of the market power of small market mergers erroneous approval of cases that should actually be prohibited impact of the so called Harvard and Chicago schools of competition theory and their key policy implications process related alternative views of competition and new synthesizing approaches relevant criteria for a proper analysis of market power concentration measures and market shares barriers to entry price and profitability analyses and product definition v geographic definition of markets In a final chapter the author presents some tentative conclusions normative in nature concerning the problem and the relevant issues relating to it As the first in depth analysis of the issues that are actually involved with its particular diagnosis of the assessment of market power in considering the relevant issues for the problem this study brings into salience the terms of the debate on the problem and thus takes a giant step forward towards defining what needs to be done Competition lawyers policymakers and academics in Europe and elsewhere will find the discussion of great value Economic Development, Competition Policy, and the World Trade Organization Bernard M. European Competition Law Annual 2011 Philip Lowe, Mel Marguis, 2014-11-01 Hoekman, Petros C. Mavroidis, 2002

This volume contains papers presented at the 16th Annual EU Competition Law and Policy Workshop held at the European University Institute on 17 18 June 2011 This edition of the Workshop examined the emerging and increasingly important use of private rights of action before national courts and the prospects for legislation and soft law initiatives at the level of the EU The book has been updated and reflects the European Commission's private enforcement package of June 2013 Furthermore the experiences of various national jurisdictions are discussed both within Europe and in the US and Canada As a whole the volume explores how public and private enforcement might function harmoniously as an integrated system to promote the public interest while ensuring that individual rights created in this field by the EU competition rules are vindicated The contributors have however devoted significant analysis to the tensions between those two modes of enforcement Authors contributing to this book include Enno Ahlenstiel Donald Baker Jochen Burrichter Horst Butz Scott Campbell Brian Facey Tristan Feunteun Ian Forrester Andrew Foster Andrew Gavil Barry Hawk James Keyte Assimakis Komninos Bruno Lasserre Fr d ric Louis Mel Marquis Veljko Milutinovic Luis Silva Morais Tom Ottervanger Silvia Pietrini Mark Powell John Ratliff J Thomas Rosch David Rosner Mario Siragusa James Venit

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