

Comparative Law and Society

Edited by David S. Clark



Ariel Ezrachi

Trade and Environment Governance at the World Trade Organization Committee on Trade and Environment Manuel Teehankee, 2020-06-11 In the opinion of many the most crucial issue confronting the world today lies in achieving a sustainable nexus among global trade economic development and the environment This book written by a prominent diplomat with extensive direct experience in this field presents a much needed critical perspective on the conflict of norms among the three policy regimes focusing on the dilemma of reconciling approaches regarding harmonized global governance and a more diverse community based approach It is the first and only in depth treatment to systematically study a series of deliberations in the World Trade Organization's Committee on Trade and Environment CTE highlighting perspectives taken by both developed and developing economies The book demonstrates that the CTE's contributions to the evolving trade and environment policy framework have been contrary to popular perception both substantial and relevant In his review of how the particular characteristics of twenty key work outputs of the CTE impact current practice in trade and environment policy discussions the author discusses such key issues and topics as the following a singular harmonized global governance framework versus the centrifugal force of community based localized or regional solutions that emphasize diversity and multifaceted institution building drawbacks and continuing relevance of the CTE Work Agenda issues related to carbon intellectual property rights and services market access for environmental goods requirements for environmental purposes relating to products including standards and technical regulations packaging labeling and recycling and ways forward for combining global regimes with local solutions in an environmental context Given the urgent need for making economic policies more coherent with sustainability and environmental goals and for overcoming the ongoing stalemate between developed and developing countries on this matter this book is sure to be warmly welcomed by policy makers and negotiators in the areas of both trade and environment as well as by academics theorists and experts in the field of global governance interested in formulating practical approaches to trade and environment governance and minimizing potential policy conflicts

Research Handbook on International Competition Law Ariel Ezrachi, 2012-01-01 The Research Handbook on International Competition Law brings together leading academics practitioners and competition officials to discuss the most recent developments in international competition law and policy This comprehensive Handbook explores the dynamics of international cooperation and national enforcement It identifies initiatives that led to the current state of collaboration and also highlights current and future challenges The Handbook features twenty two contributions on topical subjects including competition in developed and developing economies enforcement trends advocacy and regional and multinational cooperation In addition selected areas of law are explored from a comparative perspective These include intellectual property and competition law the pharmaceutical industry merger control worldwide and the application of competition law to agreements and dominant market position Presenting an overview of the current state of cooperation and convergence as

well as a comparative analysis of substance and procedure this authoritative Handbook will prove an invaluable reference tool for academics competition officials and practitioners who focus on international competition law Comparative Law Mathias Siems, 2022-03-24 Presents a fresh contextualised and sophisticated perspective on comparative law for both Global Administrative Law and EU Administrative Law Edoardo Chiti, Bernardo Giorgio students and scholars Mattarella, 2011-07-03 This book seeks to enrich and refine global administrative law and EU administrative law analytical tools by examining their manifold relations Its aim is to begin to explore the complex reality of the interactions between EU administrative law and global administrative law to provide a preliminary map of such legal and institutional reality and to review it The book is the first attempt to analyze a dense area of new legal issues The first part of the book contains core elements of a general theory of the relationships between global and EU administrative law comparative inquiries exchanges of legal principles and developing linkages The second part is devoted to special regulatory regimes in which global and European law coexist though not always peacefully Several sectors are considered cultural heritage medicines climate change antitrust accounting and auditing banking supervision and public procurement Comparative Competition Policy Susan Beth Farmer, 2020 This essential two volume collection presents leading articles covering the breadth of comparative competition law The set comprehensively examines the theories behind competition the issues surrounding the abuse of dominance or monopolization and the vertical restraints of trade as well as cartels non cartels and mergers along with an insight into practice and procedures Together with an original introduction by the editor the articles in this collection provide an invaluable window into scholarly and professional reflection on this diverse subject Research Handbook on Methods and Models of Competition Law Deborah Healey, Michael 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 Elgar Encyclopedia of Comparative Law J. M. Smits, 2006 This is a very important and immense book Single handedly Smits has reviewed and checked this immense work to bring it to its final high standard in quality and accuracy and selection of laws The Criminal Lawyer This is a very important and immense book The Elgar Encyclopedia of Comparative Law is a treasure trove of honed knowledge of the laws of many countries It is a reference book for dipping into time and time again It is worth every penny and there is not another as comprehensive in its coverage as Elgar s I highly recommend the Elgar Encyclopedia of Comparative Law to all English chambers This is a very important book that should be sitting in every university law school library Sally Ramage The Criminal Lawyer The entries

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competitive conduct by comparing substantive law approaches in the US and the EU The book then explores issues of enforcement such as the regulator's powers whether to criminalize anti competitive conduct the degree to which private enforcement ought to be encouraged and the extraterritorial scope of domestic laws Finally the book discusses how competition law is being implemented in a variety of countries including Japan China Brazil Chile and Colombia This scholarly analysis of the key substantive procedural and remedial challenges facing global competition law policymakers offers a comparative framework to facilitate a better understanding of relevant policies This collection of global perspectives will be of great interest to scholars and students of competition law microeconomics and regulatory studies Competition law regulators policy makers and law practitioners will also find this book an invaluable resource Contributors include R Burgess E Buttigieg M A Carrier L Cejnar J Clarke D A Crane A Ditzel Faraco A Duke J Duns G A Hay K Klovers A Merrett N H Nesbitt G C Shaffer T Shiraishi R L Smith A Speegle B Sweeney J Tapia S Vande Walle S W Waller W Zheng Comparative Law and Economics the late Theodore Eisenberg, Giovanni B. Ramello, 2016-02-26 Contemporary law and economics has greatly expanded its scope of inquiry as well as its sphere of influence By focusing specifically on a comparative approach this Handbook offers new insights for developing current law and economics research It also provides stimuli for further research exploring the idea that the comparative method offers a valuable way to enrich law and economics scholarship With contributions from leading scholars from around the world the Handbook sets the context by examining the past present and future of comparative law and economics before addressing this approach to specific issues within the fields of intellectual property competition contracts torts judicial behaviour tax property law energy markets regulation and environmental agreements This topical Handbook will be of great interest and value to scholars and postgraduate students of law and economics looking for new directions in their research It will also be a useful reference to policymakers and those working at Anti-Cartel Enforcement in a Contemporary Age Caron Beaton-Wells, Christopher an institutional level Tran, 2015-09-24 Leniency policies are seen as a revolution in contemporary anti cartel law enforcement Unique to competition law these policies are regarded as essential to detecting punishing and deterring business collusion conduct that subverts competition at national and global levels Featuring contributions from leading scholars practitioners and enforcers from around the world this book probes the almost universal adoption and zealous defence of leniency policies by many competition authorities and others It charts the origins of and impetuses for the leniency movement captures key insights from academic research and practical experience relating to the operation and effectiveness of leniency policies and examines leniency from the perspectives of corporate and individual applicants advisers and authorities The book also explores debates surrounding the intersections between leniency and other crucial elements of the enforcement system such as compensation compliance and criminalisation The rich critical analysis in the book draws on the disciplines of law regulation economics and criminology It makes a substantial and distinctive contribution to the literature on a topic that is

highly significant to a wide range of actors in the field of competition law and business regulation generally From the Foreword by Professor Fr d ric Jenny fundamental questions are raised and thoroughly discussed in this book which is undoubtedly the most comprehensive scholarly work on leniency policies produced so far the book should be required reading for all seeking to acquire a deeper insight into the issues related to leniency policy It is a priceless contribution

Handbook of Research in Trans-Atlantic Antitrust Philip Marsden, 2008-01-01 The book is handsomely produced by Edward Elgar The notes contain more than citations and are well worth reading A welcome feature is that after each set of notes there is a list of the most important writings on the topic followed by a list of the most important cases Edward Elgar is well known in economic circles hence the endnotes to which economists are accustomed It has published several books on competition for lawyers over the last years and is a welcome entrant to the lawyers market Valentine Korah World Competition This extremely well done and important book collects writings by more than two dozen academics and practitioners on important topics in competition law This is an excellent book important for research by anyone who is serious about global or comparative competition policy European Law Review This Handbook assembles a valuable collection of insightful analyses dealing with many cutting edge issues arising in modern antitrust enforcement on both sides of the Atlantic Philip Lowe European Commission The contributions to this Handbook provide a comprehensive up to date treatment of antitrust law in the Americas and Europe I would recommend it to anyone who wants to learn about antitrust law and its administration in the major enforcement areas of the world This is bound to become an important reference for antitrust students and experts Keith Hylton Boston University US This comprehensive research Handbook brings together cutting edge legal and economic analysis into antitrust issues by leading experts from Europe the USA Canada Mexico and South America The Handbook of Research in Trans Atlantic Antitrust covers a wide range of areas including the meaning of consumer welfare mergers in monopsony markets unilateral effects private and criminal enforcement implementing competition policy in regulated sectors abuse of intellectual property rights competition remedies international enforcement cooperation complainants rights dominant firm pricing tying and bundling The Handbook also includes discursive consideration of the similarities and differences among the various regimes on either side of the Atlantic as well as a look to future trends and applications in regional and global contexts Offering a comparative view of pressing antitrust issues this Handbook will be of great interest to academics lawyers practitioners and officials **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 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 Research Handbook on General Principles in EU Law Ziegler, Katja S., Neuvonen, Päivi J., Moreno-Lax, Violeta, 2022-04-22 This Research Handbook offers a comprehensive study of existing and emerging general principles of EU law by scholars from a wide range of expertise in EU law international law legal theory and different areas of substantive law It explores the theory content role and function of general principles in EU law to better understand general principles as a mechanism for the substantive openness of the EU legal order as well as for cross fertilization and coherence of legal orders Their potential as a tool to manage the interaction of legal regimes and orders is a particular focal point and will make this Handbook a must Research Methods in Competition Law Deborah Healey, Michael Jacobs, Rhonda L. read for scholars of EU Law Smith, 2020-11-27 Offering a broad ranging examination of competition law methodologies worldwide this Handbook focuses on the economic foundations of competition law Expert contributors consider the procedural and substantive application of competition laws and draw comparisons between newer and more established jurisdictions. This comparison assists in understanding newer models of competition law such as those from China a particularly significant example as a global trade power Showcasing unique approaches to specific jurisdictional issues the book further explores the important interface of competition law and intellectual property Research Handbook on Private Enforcement of Competition Law in the EU Barry J. Rodger, Miguel S. Ferro, Francisco Marcos, 2023-02-14 The Research Handbook on Private Enforcement of Competition Law in the EU provides wide ranging coverage of a key aspect of competition law enforcement which is undergoing constant and rapid growth in significance The Handbook examines the private enforcement of competition law across the EU and beyond shedding light on pertinent and underlying issues Forthcoming Books Rose Arny, 2003

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approach to examine the nexus between competition law and corporate law engaging with legal systems across the Americas Asia and Europe It explores topical issues at the intersection of these subjects such as the purposes underpinning competition and corporate law the boundaries of the firm corporate organisation and its effects on competition and the interplay between corporate governance compliance and antitrust enforcement Research Handbook on International and Comparative Sale of Goods Law Djakhongir Saidov, 2019 This thorough and detailed Research Handbook explores the complexity of governance of sales contracts in the modern world It examines many topical aspects of sales law and practice with considerable emphasis being placed on the diversity of commercial and transactional contexts in which sales contracts are made and performed including digital technologies long term contracts and global supply chains and sources governing such contracts particularly those emanating from commercial players such as standard form contracts trade usages and trade terms Written by leading experts from an international and comparative perspective the Research Handbook is relevant to anyone with an interest in commercial sales and contract law **Comparative Competition Law and** Economics Roger J. Van den Bergh, 2017-09-29 Offering a concise and critical comparison of EU competition law and US antitrust law from an economic perspective this is the ideal textbook for international and interdisciplinary courses combining law and economic approaches

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