European and International Competition Law: Legal Foundations



[1]

Furse, Mark, Competition law of the EC and UK, 6th ed. Oxford: Oxford University Press, 2008.

[2]

Jones, Alison, Jones, Alison, and Sufrin, B. E., EU competition law: text, cases, and materials, 4th ed. Oxford: Oxford University Press, 2011.

[3]

Middleton and K, Blackstone's UK and EC Competition Documents, 6th ed. 2009.

[4]

Bishop, Simon and Walker, Mike, The economics of EC competition law: concepts, application and measurement, 3rd ed. London: Sweet & Maxwell, 2010.

[5]

Maher M. Dabbah, EC and UK Competition Law: Commentary, Cases and Materials, Illustrated edition. Cambridge University Press, 2004.

[6]

Gerber, David J., Law and competition in twentieth century Europe: protecting Prometheus, [Updated pbk. ed.]. Oxford: Oxford University Press, 2001 [Online]. Available:

http://library.kent.ac.uk/cgi-bin/resources.cgi?url=http://dx.doi.org/10.1093/acprof:oso/9780199244010.001.0001

[7]

Goyder, D. G., Goyder, Joanna, and Albors-Llorens, Albertina, Goyder's EC competition law, 5th ed. Oxford: Oxford University Press, 2009.

[8]

Korah, Valentine, An introductory guide to EC competition law and practice, 9th ed. Oxford: Hart Pub, 2007.

[9]

Korah, Valentine, Cases and materials on EC competition law, 3rd ed. Oxford: Hart Pub, 2006.

[10]

Monti, Giorgio, EC competition law, vol. Law in context. Cambridge: Cambridge University Press, 2007.

[11]

Slot, Piet Jan and Johnston, Angus, An introduction to competition law, 1st English ed. Oxford: Hart Publishing, 2006.

[12]

Bergh, Roger van den and Camesasca, Peter D., European competition law and economics: a comparative perspective, 2nd ed. London: Sweet & Maxwell, 2006.

[13]

Whish, Richard, Competition law, 6th ed. Oxford: Oxford University Press, 2009.

[14]
Arnull, Anthony and Wyatt, Derrick, Wyatt & Dashwood's European Union law, 5th ed. London: Sweet & Maxwell, 2006.
[15]
Chalmers, Damian, European Union law: text and materials. Cambridge: Cambridge University Press, 2006.
[16]
Craig, P. P. and De Bu
rca, G., EU law: text, cases, and materials, 4th ed. Oxford: Oxford University Press, 2007.
[17]
Steiner, Josephine, Woods, Lorna, and Steiner, Josephine, EU law, 10th ed. Oxford: Oxford University Press, 2009.
[18]
'Europa - European Commission - Competition'
[19]
'EUR-Lex'

'Welcome to the European Parliament'. .

[20]

[21]	
'http://curia.europa.eu/jurisp/cgi-bin/form.pl?lang=en'	
[22]	
'EUR-Lex'	
[23]	
'European Court Reports' [Online]. Available: databaseName	
[24]	
'Common Market Law Reports' [Online]. Available: databaseName	
[25]	
'European competition law review' [Online]. Available: databaseName	
[26]	
'Annual Proceedings of the Fordham Law Corporate Institute, International Antitrust'	
[27]	
'Law & policy' [Online]. Available: databaseName	
[28]	
'World competition' [Online]. Available: databaseName	
[29]	
'Competition Law Review' [Online]. Available: databaseName	

[30]
'European competition law review' [Online]. Available: databaseName
[31]
'European law review'.
[32]
'Common market law review'.
[33]
'Yearbook of European law' [Online]. Available: databaseName
[34]
'Legal issues of European integration' [Online]. Available: databaseName
[35]
'European public law'.
[36]
British Institute of International and Comparative Law, 'International and comparative law quarterly'.
[37]
European Union, 'European voice: a weekly view of the Union'. Economist Group, Bruxelles.

[38]
'Economist'.
[39]
'EUobserver'
[40]
'EurActiv European Union Information Website (EU and Europe)'
[41] 'International news euronews, latest international news'
[42]
'EU Law Blog'
[43]
'ECJBlog.com'
[44]
Furse, Mark, Competition law of the EC and UK, 6th ed. Oxford: Oxford University Press, 2008.
[45]
Jones, Alison, Jones, Alison, and Sufrin, B. E., EU competition law: text, cases, and materials, 4th ed. Oxford: Oxford University Press, 2011.
[46]
L · - J

University of Kent
EC Treaty
[47]
'Oceans apart', Economist, vol. 387, 2008.
[48]
'The trustbuster's tools', Economist, vol. 346, 1998.
[49]
Fox and E, 'We protect competition; you protect competitors', World competition, vol. 26, 2003 [Online]. Available: databaseName
[50]
Fox and E, 'The new American competition policy - from anti-trust to pro-efficiency', European competition law review, 1981 [Online]. Available: databaseName
[51]

Liesner, J and Glynn, and D, 'Does anti-trust make economic sense?', European competition law review, 1987 [Online]. Available: databaseName

[52]

Monti, Giorgio, EC competition law, vol. Law in context. Cambridge: Cambridge University Press, 2007.

[53]

Bergh, Roger van den and Camesasca, Peter D., European competition law and economics: a comparative perspective, 2nd ed. London: Sweet & Maxwell, 2006.

[54]

Willimsky and S, 'The concept(s) of competition', European competition law review, vol. 1, 1997 [Online]. Available: databaseName

[55]

Furse, Mark, Competition law of the EC and UK, 6th ed. Oxford: Oxford University Press, 2008.

[56]

Jones, Alison, Jones, Alison, and Sufrin, B. E., EU competition law: text, cases, and materials, 4th ed. Oxford: Oxford University Press, 2011.

[57]

EC Treaty...

[58]

Commission guidelines contained in articles 81 and 82 EC (OJ 2004 C101/81). . .

[59]

Alese and F, 'The economic theory of non-collusive oligopoly and the concept of concerted practice under art.81', European competition law review, vol. 20, 1999 [Online]. Available: databaseName

[60]

Black and O, 'What is an agreement', European law review, vol. 24, 2003.

[61]

Brown and C, 'Bayer v commission: the ECJ agrees', European competition law review, vol. 25, 2004 [Online]. Available: databaseName

[62]

Casey, S and Hinchcliffe, and S, 'When is an agreement not an agreement? Implications of the Bayer judgement for parallel trade and contractual dealings with wholesalers and distributors', Business law review (London), vol. 25, 2004 [Online]. Available: databaseName

[63]

Capobianco and A, 'Information exchange under EC competition law', Common market law review, vol. 41, 2004.

[64]

Jones and A, 'Woodpulp: concerted practice and/or conscious parallelism', European competition law review, vol. 14, 1993 [Online]. Available: databaseName

[65]

Monti, Giorgio, EC competition law, vol. Law in context. Cambridge: Cambridge University Press, 2007.

[66]

Odudu and O, 'Interpreting art.81 (1): object as subjective intention', European law review, 2001.

[67]

Odudu and O, 'Interpreting art.81 (1): the object requirement revisited', European law review, 2001.

[68]

Bergh, Roger van den and Camesasca, Peter D., European competition law and economics: a comparative perspective, 2nd ed. London: Sweet & Maxwell, 2006.

[69]	
------	--

Furse, Mark, Competition law of the EC and UK, 6th ed. Oxford: Oxford University Press, 2008.

[70]

Jones, Alison, Jones, Alison, and Sufrin, B. E., EU competition law: text, cases, and materials, 4th ed. Oxford: Oxford University Press, 2011.

[71]

EC Treaty. .

[72]

Article 1 of Regulation 1/2003 on the implementation of the rules of competition laid down in Articles 81 and 82 of the Treaty (OJ 2003 L1/1).

[73]

Commission Notice on agreements of minor importance which do not appreciably restrict competition under Article 81 (1) of the Treaty (de minimis) OJ 2001 C368/13.

[74]

Commission Regulation (EC) 2790/1999 on the application of Article 81 (3) of the Treaty to category of vertical agreements and concerted practices OJ 1999 L336/21.

[75]

Commission Notice Guidelines on vertical restraints OJ 2000 C291/1...

[76]

Commission Guidelines on the application of art.81 (3) (OJ 2004 C101/97). .

[77]

Kjolbye and L, 'The new Commission guidelines on the application of art.81 (3): an economic approach to art.81', European competition law review, vol. 25, 2004 [Online]. Available: databaseName

[78]

Lianos and I, 'Collusion in vertical relations under art.81 EC', Common market law review, vol. 45, 2008.

[79]

Lugard and P, 'Honey, I shrunk the article! A critical assessment of the Commission's Notice on art.81 (3)', European competition law review, vol. 25, 2004 [Online]. Available: databaseName

[80]

Monti, Giorgio, EC competition law, vol. Law in context. Cambridge: Cambridge University Press, 2007.

[81]

Nazzini and R, 'Art.81 EC between time present and time past: a normative critique of "restriction of competition" in EU law', Common market law review, vol. 43, 2006.

[82]

Odudu and O, 'Interpreting art.81 (1): demonstrating restrictive effect', European law review, 2001.

[83]

Odudu and O, 'A new economic approach to art.81 (1): case comment on Metropole TV

(M6)', European law review, vol. 27, 2002.

[84]

Bergh, Roger van den and Camesasca, Peter D., European competition law and economics: a comparative perspective, 2nd ed. London: Sweet & Maxwell, 2006.

[85]

Whish, R and Sufrin, and B, 'Article 85 and the rule of reason', Yearbook of European law, vol. 7, 1987 [Online]. Available: databaseName

[86]

Furse, Mark, Competition law of the EC and UK, 6th ed. Oxford: Oxford University Press, 2008.

[87]

Jones, Alison, Jones, Alison, and Sufrin, B. E., EU competition law: text, cases, and materials, 4th ed. Oxford: Oxford University Press, 2011.

[88]

EC Treaty...

[89]

'A billion-euro question', Economist, vol. 391, 2009.

[90]

Monti and G, 'The scope of collective dominance under art.82', Common market law review, vol. 38, 2001.

[91]

Monti, Giorgio, EC competition law, vol. Law in context. Cambridge: Cambridge University Press, 2007.

[92]

Bergh, Roger van den and Camesasca, Peter D., European competition law and economics: a comparative perspective, 2nd ed. London: Sweet & Maxwell, 2006.

[93]

Furse, Mark, Competition law of the EC and UK, 6th ed. Oxford: Oxford University Press, 2008.

[94]

Jones, Alison, Jones, Alison, and Sufrin, B. E., EU competition law: text, cases, and materials, 4th ed. Oxford: Oxford University Press, 2011.

[95]

EC Treaty. .

[96]

COM(2009) 864 Commission Communication: Guidance on the Commission's enforcement priorities in applying art.82 EC to abusive exclusionary conduct by dominant undertakings, 9.2.2009.

[97]

Commission (DG Competition) discussion paper on the application of article 82 of the treaty to exclusionary abuses, December 2005. .

[98]

Dolmans, M and Graf, and T, 'Analysis of tying under art.82 EC: the European Commission's Microsoft decision in perspective', World competition, vol. 27, 2004 [Online]. Available: databaseName

[99]

Kallaugher and J, 'Rebates revisited: anti-competitive effects and exclusionary abuse under art.82', European competition law review, vol. 25, 2004 [Online]. Available: databaseName

[100]

Monti, Giorgio, EC competition law, vol. Law in context. Cambridge: Cambridge University Press, 2007.

[101]

Oliver and P, 'The concept of "abuse" of a dominant position under art.82: recent developments in relation to pricing', European competition journal, 2005 [Online]. Available: databaseName

[102]

Sheehan and E, 'Unilateral refusals to deal and the role of the essential facility doctrine: a US/EC comparative perspective', World competition, vol. 22, 1999 [Online]. Available: databaseName

[103]

Bergh, Roger van den and Camesasca, Peter D., European competition law and economics: a comparative perspective, 2nd ed. London: Sweet & Maxwell, 2006.

[104]

Loewenthal and P-J, 'The defence of "objective justification" in the application of art.82 EC', World competition, vol. 28, 2005 [Online]. Available: databaseName

[105]

Capobianco and A, 'The essential facility doctrine: similarities and differences between the American and European approach', European law review, vol. 26, 2001.

[106]

Doherty and B, 'Just what are essential facilities?', Common market law review, vol. 38, 2001.

[107]

Competition Law Forum's art.82 review group, 'The reform of art.82: comments on the DG Competition Discussion paper of art.82 to exclusionary abuses', European competition journal, 2006 [Online]. Available: databaseName

[108]

Eilmansberger and T, 'How to distinguish good from bad competition under art.82: in search of clearer and more coherent standards for anti-competitive abuses', Common market law review, vol. 42, 2005.

[109]

Vecchi and T, 'Unilateral conduct in an oligopoly according to the discussion paper on art.82: conscious parallelism or abuse of collective dominance?', World competition, vol. 31, 2008 [Online]. Available: databaseName

[110]

Furse, Mark, Competition law of the EC and UK, 6th ed. Oxford: Oxford University Press, 2008.

[111]

Jones, Alison, Jones, Alison, and Sufrin, B. E., EU competition law: text, cases, and materials, 4th ed. Oxford: Oxford University Press, 2011.

[112]

Regulation 1/2003 on the implementation of the rules of competition laid down in articles 81 and 82 of the Treaty (OJ 2003 L1/1).

[113]

Commission's Notice on immunity from fines and reduction of fines in cartel cases (OJ 2006 C298/17). .

[114]

COM(2005) 672 final, Commission Green Paper on damages actions for breach of EC antitrust rules. .

[115]

Ameye and E, 'The interplay between human rights and competition law in the EU', European competition law review, vol. 25, 2004 [Online]. Available: databaseName

[116]

Levy, N and O'Donoghue, and R, 'The EU leniency programme comes of age', World competition, vol. 27, 2004 [Online]. Available: databaseName

[117]

Monti, Giorgio, EC competition law, vol. Law in context. Cambridge: Cambridge University Press, 2007.

[118]

Pirie and M, 'The complainant in EC competition law', World competition, vol. 23, 2000 [Online]. Available: databaseName

[119]

Bergh, Roger van den and Camesasca, Peter D., European competition law and economics: a comparative perspective, 2nd ed. London: Sweet & Maxwell, 2006.

[120]

Venit and J, 'Brave new world: the modernisation and decentralisation of enforcement under arts 81 and 82 EC', Common market law review, vol. 40, 2003.

[121]

Willis and P, 'You have the right to remain silent...or do you? The privilege against self-incrimination following Manesmannroehrenwerke and other recent decisions', European competition law review, 2002 [Online]. Available: databaseName

[122]

Wils and W, 'The combination of the investigative and prosecutorial function and the adjudicative function in EC antitrust enforcement: a legal and economic analysis', World competition, vol. 27, 2004 [Online]. Available: databaseName

[123]

Wils and W, 'Self-incrimination in EC antitrust enforcement: a legal and economic analysis', World competition, vol. 26, 2003 [Online]. Available: databaseName

[124]

Editorial Comment, 'A little more action please! The White Paper on damages actions for breach of the EC antitrust rules', Common market law review, 2008.

[125]

Eilmansberger and T, 'The Green Paper on damages actions for breach of the EC antitrust rules and beyond: reflections on the utility and feasability of stimulating private enforcement through legislative action', Common market law review, vol. 44, 2007.

[126]

Furse, Mark, Competition law of the EC and UK, 6th ed. Oxford: Oxford University Press, 2008.

[127]

Jones, Alison, Jones, Alison, and Sufrin, B. E., EU competition law: text, cases, and materials, 4th ed. Oxford: Oxford University Press, 2011.

[128]

Regulation 139/2004 on the control of concentrations between undertakings (OJ 2004 L24/22) ('EC Merger Regulation'. .

[129]

Commission Guidelines on the assessment of horizontal mergers under the Council Regulation on the control of concentrations between undertakings (OJ 2004 C31/5).

[130]

Commission Guidelines on the assessment of non-horizontal mergers under the Council Regulation on the control of concentrations between undertakings (November 2007).

[131]

Burnley and R, 'Who's afraid of conglomerate mergers? A comparison of the US and EC approaches', World competition, vol. 28, 2005 [Online]. Available: databaseName

[132]

Drauz and G, 'Unbundling GE/Honeywell: the Assessment of Conglomerate Mergers Under EC Competition Law',

http://www.thesedonaconference.org/conferences/20011108/handouts/pdf/Portfolio%20Power%20in%20Fordham.pdf.

[133]

Levy and N, 'EU merger control: from birth to adolescence', World competition, vol. 26,

2003 [Online]. Available: databaseName

[134]

Monti, Giorgio, EC competition law, vol. Law in context. Cambridge: Cambridge University Press, 2007.

[135]

Schmidt and J, 'The new EMCR: "significant impediment" or "significant improvement", Common market law review, vol. 41, 2004.

[136]

Bergh, Roger van den and Camesasca, Peter D., European competition law and economics: a comparative perspective, 2nd ed. London: Sweet & Maxwell, 2006.

[137]

Furse, Mark, Competition law of the EC and UK, 6th ed. Oxford: Oxford University Press, 2008.

[138]

Jones, Alison, Jones, Alison, and Sufrin, B. E., EU competition law: text, cases, and materials, 4th ed. Oxford: Oxford University Press, 2011.

[139]

1991 EC-US Agreement regarding the applications of their competition laws (OJ 1995 L132) . .

[140]

1998 EC-US Agreement of the positive comity principles in the enforcement of their competition laws (OJ 1998 L173). $\,$

[141]

1999 EC-Canadian Agreement regarding the application of their competition laws (OJ 1999 L175). .

[142]

'European Commission and EU Member States communication of 2002 to the Working Group on the interaction between trade and competition policy WT/WGTCP/W/22 (19.11.02)', http://trade.ec.europa.eu/doclib/docs/2004/march/tradoc 113332.pdf.

[143]

Banks and J, 'The development of the concept of extraterritoriality under European merger law and its effectiveness under the Merger Regulation following the Boeing/McDonnell Douglas decision', European competition law review, 1998 [Online]. Available: databaseName

[144]

Fox and E, 'The Merger Regulation and its territorial reach: Gencor v Commission', European competition law review, 1999 [Online]. Available: databaseName

[145]

Lange, D and Sandage, and J, 'The Wood Pulp decision and its implications for the scope of EC Competition Law', Common market law review, 1989.

[146]

Conrad and C, 'Strategies to reform the regulations on international competition', World competition, vol. 26, 2003 [Online]. Available: databaseName

[147]

Drexl and J, 'International competition policy after Cancun: placing a Singapore Issue on the WTO Development Agenda', World competition, vol. 27, 2004 [Online]. Available:

databaseName

[148]

Grewlich and A, 'Globalisation and conflict in competition law', World competition, vol. 24, 2001 [Online]. Available: databaseName

[149]

Jenny and F, 'Competition, trade and development before and after Cancun', Annual Proceedings of the Fordham Law Corporate Institute, International Antitrust, vol. 30, 2004.

[150]

Kaczorowska and A, 'International competition law in the context of global capitalism', European competition law review, 2000 [Online]. Available: databaseName

[151]

Meibom, W and Geiger, and A, 'A world competition law as an ultima ratio', European competition law review, 2002 [Online]. Available: databaseName