

Student Workshop, Mumbai 2011

Course: Competition and Regulation from a Law and Economics Point of View

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Basic Literature:

Roger J. van den Bergh/ Peter D. Camesasca: European Competition Law and Economics. A Comparative Perspective, London 2006.

Massimo Motta: Competition Policy. Theory and Practice, Cambridge 2004.

Session 1: Competition, market failures and public regulation – introduction

Basic Reading: van den Bergh/Camesasca, pp. 1 – 104.

Session 2: Prohibition of Cartels

Basic Reading: Motta, pp. 137 – 159, 302 – 309, 313 – 316, 333 – 336.

(Further Reading: van den Bergh/Camesasca, chapters 5 and 6).

Session 3: Abuse of dominant position

Basic Reading: van den Bergh/Camesasca, chapter 7; Motta, pp. 411 – 422, 442 – 454.

Further Reading:

- C. Ritter, Does the Law of Predatory Pricing and Cross-Subsidisation Need a Critical Rethink? *World Competition*, vol. 27 (2004), pp. 613 – 649.
- European Commission: DG Competition discussion paper on the application of Article 82 of the Treaty to exclusionary abuses, Brussels, December 2005, available under <http://ec.europa.eu/comm/competition/antitrust/others/discpaper2005.pdf>

- European Commission: Guidance on the Commission's enforcement priorities in applying Article 82 of the EC Treaty to abusive exclusionary conduct by dominant undertakings, February 2009, available under [http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=CELEX:52009XC0224\(01\):EN:NOT](http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=CELEX:52009XC0224(01):EN:NOT)

Session 4: Merger Control

Basic Reading: van den Bergh/Camesasca, chapter 9.

Further Reading:

- K. Fountoukakos/S. Ryan: A New Substantive Test for EU Merger Control, *European Competition Law Review*, vol. 26 (2005), pp. 277 – 296.

Session 5: Enforcement problems of competition law

Basic Reading:

- European Commission Green Paper “Damages actions for breach of EC antitrust rules”, Brussels, 19.12.2005, available under http://ec.europa.eu/comm/competition/antitrust/others/actions_for_damages/gp_en.pdf
- White Paper (2008) available under <http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=CELEX:52008DC0165:EN:NOT>
- Th. Eger/P. Weise: Limits to the private enforcement of antitrust law, in: German Working Papers in Law and Economics, Vol. 2007, Article 3, available under <http://www.bepress.com/gwp/default/vol2007/iss2/art3>