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Trends to Watch in Canadian Competition Law

Akshay Shirole and Pat Cahill



Canadian Competition Law

John S. Tyhurst



Canadian Competition Law:

Historical Perspectives on Canadian Competition Policy R. S. Khemani, W. T. Stanbury, 1991 This publication includes eight papers which address the following issues the beginning of Canadian competition policy 1888 1900 the administration and enforcement of competition policy in Canada 1889 to 1952 Canadian competition law reform 1919 and 1935 the history of price maintenance legislation in Canada the evolution of legislation adjudication and administration the case of the Competition Act a comparison of Canada's competitive environment in 1889 and 1989 and 1889 1989 and into the twenty first century *Canadian Competition Law and Policy at the Centenary* Institute for Research on Public Policy, 1991 This document contains papers on the following topics the role of competition policy and its relationship to other economic policies conspiracy mergers abuse of dominant position vertical restraints misleading advertising deceptive marketing practices competition policy and regulation competition policy and intellectual property and administration and enforcement

Canadian Competition Law and Policy John Tyhurst, 2025-02-21 Competition law is centred on the idea that competitive markets can efficiently and effectively deliver the goods services and economic growth that society desires It seeks to promote the proper functioning of markets in order to deliver such benefits as low prices consumer choice and innovative products This is done through provisions such as criminal offences for price fixing and other anti competitive agreements between competitors through the review of mergers that may prevent or lessen competition and through remedies against dominant firms that may exclude competitors or create barriers to entry Competition laws have gained importance internationally in recent decades and are now present in over 130 jurisdictions worldwide Canadian Competition Law and Policy provides a succinct and accessible analysis of the Competition Act and related legislation regulations enforcement guidelines and other guidance issued by the Competition Bureau The discussion provides extensive case examples drawn from Canadian American European and other competition law authorities to illuminate concepts and legal tests The book seeks to offer students lawyers and others interested in the subject a practical guide to the context objectives and evolution of the Canadian competition law scheme by providing an overview of the jurisprudential and legislative history an approachable outline of key economic concepts and a review of methods and approaches applied by economists and lawyers to the analysis of competition law problems While this book is focused on the law the discussion also touches on topics related to the broader subject of competition policy which deals with such matters as how competition legislation is designed and implemented and its interplay with regulatory and other government policies that may affect the competitive market An emerging issue in this respect is the conduct of dominant firms in digital and data driven markets and the extent to which competition law is equipped to address this conduct or may need to adapt or change to do so Canadian Competition Law and Policy addresses other fascinating and challenging examples of industry structures such as oligopolistic markets and market conduct such as tied selling and predatory pricing that require a blend of business economics law and related disciplines for

their analysis

Competition Law of Canada Calvin S. Goldman, J. D. Bodrug, 2013-12-01 Written by leading members of the Competition Practice Groups of Davies Ward Phillips Vineberg LLP and Blake Cassels Graydon LLP Competition Law of Canada is the definitive work on the subject and is recognized by the Canadian legal Expert Directory 2002 as most frequently cited as the leading loose leaf service on Canadian competition law Organized in a logical easily accessible format this work provides comprehensive analysis historical perspective and practical examination of Canadian competition law All the major areas of competition law are examined in individual detailed chapters

The Law and Economics of Canadian Competition Policy M. J. Trebilcock, 2003-01-01 Offering a unique cross disciplinary approach to scholarship in law and economics this much needed work expounds and critically evaluates all of the major doctrines of Canadian competition policy The topics addressed each in a separate chapter include Canadian competition policy in an historical context basic economic concepts multi firm conduct horizontal agreements the merger review process predatory pricing and price discrimination vertical restraints intra brand competition inter brand competition abuse of dominance competition policy and intellectual property rights competition policy and trade policy competition policy and regulated industries and enforcement The treatment of each substantive topic is organized first around a discussion of the relevant body or bodies of economic theory and then the pertinent bodies of legal doctrine including case law Each chapter contains a critique of existing law in light of contemporary economic theory This is the only book available that offers an up to date integrated analysis of economic theory and legal doctrine in the context of Canadian competition policy

Canadian Competition Law and Policy John S. Tyhurst, 2021-01-11 Canadian Competition Law and Policy provides a succinct and accessible analysis of the Competition Act and related legislation regulations enforcement guidelines and other guidance The book provides extensive case examples drawn from Canadian American European and other competition law authorities to illuminate concepts and legal tests

Canadian Competition Law and Policy, Second Edition John Tyhurst, 2026-04-07 Competition law seeks to promote the proper functioning of markets in order to deliver benefits to consumers such as lower prices choice and innovative products This is achieved through provisions in the Competition Act addressing price fixing mergers which may prevent or lessen competition and dominant firm practices which exclude competitors or create barriers to entry The second edition of the award winning Canadian Competition Law and Policy provides a succinct up to date and accessible analysis of the Competition Act scheme jurisprudence and enforcement guidance issued by the Competition Bureau It uses extensive case examples to illuminate concepts and legal tests and reflects recent writing and developments in the area The book also provides legislative context and history and an approachable outline of key economic concepts The second edition also touches on emerging topics like the conduct of dominant firms in digital and data driven markets and the strengthened rules governing the review of mergers The three rounds of amendments between 2022 and 2024 examined in the second edition also include a reformed test governing the behaviour of dominant firms and an expanded private enforcement regime

permitting the recovery of benefits derived from anti competitive conduct These developments discussed in the book make its publication very timely as consumers businesspeople legal practitioners and policymakers alike evaluate how these changes will affect the landscape of competition law in Canada in coming years

Canadian Competition Law and Policy Canada. Bureau of Competition Policy,1990 The nature and the role of competition policy in Canada s history is a subject of growing interest This bibliography provides a comprehensive picture of the development of Canada s competition law and policy over the past 100 years

The Objectives of Canadian Competition Policy, 1888-1983 Paul K. Gorecki,W. T. Stanbury,Institute for Research on Public Policy,1984 From the Foreword Despite the longevity and importance of competition policy there has been no comprehensive study of its objectives Hence this work by Gorecki and Stanbury fills a gap in our understanding of how the objectives of a public policy are adapted to changes in the economy shifts in political priorities new developments in theory and refinements in judicial decision making

Competition Laws Outside the United States H. Stephen Harris,2001

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A Plan to Modernize Canada's Competition Regime Canada. Parliament. House of Commons. Standing Committee on Industry, Science and Technology,2002 This report first sets Canada s competition regime in context with an overview of the role of competition law a comparative analysis of different competition law provisions and a debate over the merits of framework law versus the special provisions for special industries approach Chapter 2 reports on the state of competition in Canada and the state of enforcement Chapter 3 discusses the role of the Competition Tribunal its decision making procedures The next three chapters address the important provisions of the Competition Act covering conspiracy anticompetitive pricing abuse of dominance and merger review Each of these chapters assesses the economic content of the law whether the relevant practices should be placed in the criminal or civil part of the Act the substantive elements of each provision and the Competition Bureau s administration Chapter 8 considers a narrow but important issue dealing with the application of the refusal to deal provision in gasoline retailing The conclusion summarizes recommendations for improvement of the Canadian competition policy framework

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