

Dynamic Competition and Public Policy

TECHNOLOGY,
INNOVATION, AND
ANTITRUST ISSUES

EDITED BY
Jerry Ellig

Dynamic Competition And Public Policy Technology Innovation And Antitrust Issues

Albert Sánchez Graells



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Dynamic Competition and Public Policy Jerome Ellig, 2001-04-23 Scholars explore antitrust issues as these relate to dynamic industry competition and public policy Intellectual Property and Antitrust Mariateresa Maggiolino, 2011-01-01 This book brings to bear Professor Maggiolino's considerable skills as a comparative competition law scholar on what is perhaps the single most important competition policy issue facing us today namely how to use IP policy and competition policy in tandem to further both economic competition and competition in innovation Professor Maggiolino's book covers a large range of IP practices by dominant firms where competition law can be invoked including sham litigation and product design improper infringement actions predation and refusals to license This book is well researched well written and completely up to date Every serious competition law antitrust and intellectual property scholar and practitioner should regard it as must reading

Expanding Competition in Regulated Industries Michael A. Crew, 2013-03-09 Expanding Competition in Regulated Industries reviews the changing regulatory environment notably incentive regulation and competition in regulated industries Some of the major changes in electricity gas and telephone utilities allow for competition in local service through unbundling This book is of interest to researchers utility managers regulatory commissions and the Federal Government

Public Procurement and the EU Competition Rules Albert Sánchez Graells, 2011-01-29 Shortlisted for the 2012 Prix Vogel in Economic Law Public procurement and competition law are both important fields of EU law and policy intimately intertwined in the creation of the internal market Hitherto their close connection has been noted but not closely examined This new work is the most comprehensive attempt to date to explain the many ways in which these fields often considered independent of one another interact and overlap in the creation of the internal market In this process of convergence between competition and public procurement law the need for this joint study is clearly apparent As such the book asks whether competition law principles inform or condition public procurement rules and whether they are adequate to ensure that competition is not distorted in markets where public procurement is particularly significant The book moves away from the classical focus of public procurement on the activities of private actors developing instead an analytical framework for the appraisal of the market behaviour of the public buyer from a competition perspective The analysis is both legal and economic Proceeding through a careful assessment of the general rules of competition and public procurement the book constantly tests the efficacy of the rules in competition and public procurement against a standard of the proper functioning of undistorted competition in the market for public procurement

Firm Dominance in EU Competition Law Jorge Marcos Ramos, 2020-02-20 How does it come about that a certain firm dominates a market Can an understanding of this process lead to a more effective enforcement of competition law That is the question approached in this compelling book The author reviews the European Union's EU's Article 102 case law comparing it with United States US provisions demonstrating that new ways of looking at market power are needed today's tech giants differ from older monopolies He

clarifies the role of dominant firms in the competitive process proposing that conduct should be scrutinized differently depending on the source of market power rather than using the same approach for all dominant undertakings Supporting his contention that the legal consequences that derive from holding a dominant position cannot be disassociated from the sources of that market power that a dynamic understanding of dominance requires looking both forwards and backwards in time the author examines such sources of dominance as the following statutory dominance derived from explicit protectionist measures or subtler geoeconomic strategies legacy firms such as the telecommunications or transport industries natural monopolies e g the exploitation of a mine investment efforts undertaken in a competitive environment intangible resources such as timing reputation experience innovation capabilities or managerial processes lucky monopolies and anticompetitive behavior on the road to dominance Drawing insights from EU and US case law industrial organization scholarship and strategic management literature the book resolves questions related to the role that the origins of market power have played and should play in the enforcement of EU competition rules against dominant firms It concludes with a list of policy recommendations bringing the application of Article 102 TFEU against dominant firms more in line with the objective of protecting the competitive process With its focus on how EU competition law enforcement should be fine tuned to adequately incorporate the origins of firm dominance into the analysis of single firm behavior the book makes a major contribution to the analysis of anticompetitive effects Practitioners competition authorities and academics in competition law will greatly appreciate the book s combination of legal analysis and recommendations for policy reform

European Competition Law Annual 2005 Claus-Dieter Ehlermann, Isabela Atanasiu, 2007-03-12 This volume reproduces the materials of a debate which examined the interaction between competition law and intellectual property law

Issues in Competition Law and Policy: Jurisprudence, 2008 This massive 3 volume hardcover examination of the history design and enforcement of competition law is for judges enforcement officials lawyers and economists anyone who wishes to understand the jurisprudential substantive and methodological issues confronting modern competition law and policy The authors of this book include policy makers academics economists and lawyers from across the globe ensuring a variety of perspectives and approaches on competition law and policy

Science & Public Policy, 2005 [The Institutional Structure of Antitrust Enforcement](#) Daniel A. Crane, 2011 This text provides a comprehensive and succinct treatment of the history structure and behaviour of the various US institutions that enforce antitrust laws It also draws comparisons with the structure of institutional enforcement outside the US and it considers the possibility of creating international antitrust institutions

Open Architecture as Communications Policy, 2004 **Competition and Cooperation Among Internet Service Providers** Margit Vanberg, 2009 The convergence of the network technologies underlying internet telecommunications and cable TV services will fundamentally change the regulation of these sectors In so called next generation networks voice and video data will also be transmitted over the IP technology of the internet Using the methods of applied micro economics this

dissertation analyzes the need for ex ante sector specific regulation in the markets for internet service provision The focus is on the economies of scale and scope associated with large network infrastructures as well as on the network externalities important in internet service provision The analysis concludes that there are no monopolistic bottlenecks in the core markets of internet service provision Effective competition among internet service providers does however require regulated non discriminatory access to remaining monopolistic bottlenecks in the upstream market for local communications infrastructure The study describes the extent of the necessary regulations in the internet periphery and compares it to current regulatory practice in the US and Europe The book addresses practitioners in regulation and politics as well as the scientific community

Dissertation **Strategy, Technology, and Public Policy** David J. Teece,1998 David J Teece has led the way in integrating industrial organisation technological innovation and strategic management This book and its companion volume reveal how he achieved it Journal of Regulatory Economics ,2002 **Florida Law Review** ,2002 **The New Law Journal** ,2002
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