

Report of the Special Committee on Competition Law

The Special Committee on Competition Law advises the Bar Council on matters relating to the implementation of the Competition Ordinance (Cap 619) and competition law in Hong Kong in general.

The Competition Ordinance is in operation only in part. Both the Competition Commission and the Competition Tribunal have been appointed and are taking strides in formulating the rules of operation of the cross-sector regulatory regime envisaged under the Ordinance. This effort is expected to take at least another year.

Members of the Special Committee have assisted the Bar Council in 2013 on two matters. The first is an article contributing to the Bar Association's column in Shanghai Lawyer, which outlines the regulatory regime under the Competition Ordinance with a view to compare it with the Mainland Chinese regulatory regime under the Anti-Monopoly Law.

The second involves drafting the response of the Bar Association to the consultation paper of the Judiciary on proposed amendments to the Competition Ordinance to make provision for ancillary and procedural powers of the Competition Tribunal.

The Special Committee is still a small committee. In the light of the upcoming consultations, which are expected to include the draft guidelines of the Competition Commission, the Special Committee is recruiting members. Any one who can demonstrate learning in competition law are most welcome to contact the Chairman.

Membership:

P Y Lo (Chairman)

Zabrina Lau

Carter Chim

P Y Lo

Chairman

Special Committee on Competition Law

4 December 2013