

# Promoting Competition – Maintaining our Economic Drive

促進自由競爭 – 保持經濟動力

Economic Development and Labour Bureau  
經濟發展及勞工局

# Three Major Categories

## 三個主要類別

- **A new competition law – need and scope**  
新競爭法 – 立法需要及涵蓋範圍
- **The regulatory framework**  
規管架構
- **Enforcement and other regulatory issues**  
執法及其他規管事宜

# A New Competition Law – Need and Scope

## 新競爭法 – 立法需要及涵蓋範圍

- **Cross-sector or sector specific**  
跨行業抑或特定行業
- **Market structure issues, including monopolies and mergers and acquisitions**  
市場結構事宜(包括壟斷和收購合併)
- **Exclusions and exemptions**  
豁免和豁免

# The Regulatory Framework

## 規管架構

- **Three options**  
三個方案
  - **Option One: A single authority with power to investigate and adjudicate**  
方案一：由單一規管機構負責調查和審裁
  - **Option Two: Separation of enforcement and adjudication**  
方案二：由不同機構負責執法與審裁
  - **Option Three: Adjudication by a specialist tribunal**  
方案三：由專責審裁處負責審理
- **Self-standing or two-tier structure**  
單層架構或兩層架構

# Enforcement and Other Regulatory Issues

## 執法及其他規管事宜

- **SME's concerns**  
中小企的憂慮

- **Market power**  
市場力量

- **Investigative power**  
調查權力

- **Civil claims for damages and litigation cost**  
民事訴訟與相關費用

- **Overseas experience**  
海外經驗

# Enforcement and Other Regulatory Issues (Cont'd)

## 執法及其他規管事宜 (續)

- **Concurrent powers**  
權力重疊
- **Civil or criminal infringements**  
民事或刑事後果
- **Leniency programme**  
寬免計劃

**Thank You**  
**謝謝**