

Bills Committee on Competition Bill

**List of follow-up actions arising from the discussion
at the meeting on 13 April 2011**

At the meeting on 13 April 2011, the Administration was requested to provide written responses to the following concerns/requests -

- (a) consider whether it would be feasible for a provisional body with similar composition to the future Competition Commission (the Commission) or the existing Competition Policy Advisory Group to draw up a set of draft regulatory guidelines on the interpretation and implementation of the conduct rules for the reference of the Bills Committee;
- (b) provide, as undertaken by the Administration, information on the detailed implementation of the "de minimis" arrangements and the commitment mechanism which would help allay the concerns and worries of the Small and Medium Enterprises;
- (c) provide information on the impact of the enforcement of competition law on the public in other competition jurisdictions;
- (d) in relation to the proposed section 21 of Schedule 5 to the Bill concerning the funds of the Commission, advise whether the policy intention of the Government was to allow the Commission to receive donations in cash or in kind from individuals or commercial corporations; and if not, consider including an express provision in the section to make it clear that any form of donations to the Commission would not be allowed;
- (e) in relation to the proposed section 28 of Schedule 5 to the Bill regarding the establishment of committees under the Commission, provide examples of other statutory bodies (with relevant legislative provisions) which were empowered to establish, discharge or re-constitute committees etc in a similar manner; and
- (f) in relation to the proposed section 29 of Schedule 5 to the Bill relating to the delegation by the Commission, advise the functions of the Commission that might be delegated to any person or committee established by the Commission.

Council Business Division 1
Legislative Council Secretariat
15 April 2011