DRAFT AGENDA OF THE 80TH MEETING OF THE COMMITTEE ON COMPETITION LAW AND POLICY

To be held at the Château de la Muette, 2 rue André-Pascal, on 24 and 25 October 2000, beginning at 09:30 am
I. ADOPTION OF DRAFT AGENDA

II. APPROVAL OF SUMMARY RECORD OF LAST MEETING

List of participants

Future Work Programme [CONFIDENTIAL ITEM]

For information

Competition Law and Policy Development in Lithuania
Competition Law and Policy Development in Israel
UNCTAD report
Roundtable on Mergers in Financial Services

III. REPORTS BY CHAIRMEN OF WORKING PARTIES

a) Competition Policy and International Trade
   -- Report by the co-Chairman of the Joint Group on Trade and Competition

b) Competition Policy and Regulation
   -- Report by the Chairman of Working Party No. 2

c) Competition Policy and International Co-operation
   -- Report by the Chairman of Working Party No. 3

d) UNCTAD
   -- Oral report by the UNCTAD Co-ordinator
IV. RELATIONSHIP WITH NON MEMBER COUNTRIES  
(CONFIDENTIAL ITEM)

a) The OECD Competition Global Forum
   For discussion
   Note by the Secretariat  DAFFE/CLP(2000)19

c) Observership in the CLP
   - Request from Israel and Lithuania

b) Accession to the 1998 Recommendation on Hard Core Cartels
   For discussion
   Note by the Secretariat  DAFFE/CLP(2000)25

V. ANNUAL REPORTS ON COMPETITION POLICY

- Reports to be presented by the Delegates at this meeting:
  
  Austria  DAFFE/CLP(2000)20/02
  Canada   DAFFE/CLP(2000)20/04
  Germany  DAFFE/CLP(2000)20/01
  Greece   DAFFE/CLP(2000)20/09
  Italy    DAFFE/CLP(2000)20/12
  Norway   DAFFE/CLP(2000)20/14
  Spain    DAFFE/CLP(2000)20/06
  Argentina DAFFE/CLP(2000)20/24

- Additional reports for this meeting:
  
  Australia  DAFFE/CLP(2000)20/23
  France     DAFFE/CLP(2000)20/08
  Japan      DAFFE/CLP(2000)20/21
  Korea      DAFFE/CLP(2000)20/29
  Netherlands DAFFE/CLP(2000)20/15
  New- Zealand DAFFE/CLP(2000)20/24
  Portugal   DAFFE/CLP(2000)20/16
  Switzerland DAFFE/CLP(2000)20/19
VI. **ROUNDTABLE ON JOINT VENTURES**

*For discussion*

Issues paper by the Secretariat DAFFE/CLP(2000)23

Notes by Delegations:

Australia DAFFE/CLP/WD(2000)26
Canada DAFFE/CLP/WD(2000)27
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Denmark DAFFE/CLP/WD(2000)29
Germany DAFFE/CLP/WD(2000)30
Ireland DAFFE/CLP/WD(2000)31
Italy DAFFE/CLP/WD(2000)32
Japan DAFFE/CLP/WD(2000)33
Netherlands DAFFE/CLP/WD(2000)34
United Kingdom DAFFE/CLP/WD(2000)35

VII. **REGULATORY REFORM**

*Review of Ireland*

Country examiners:

*For discussion*

Note by the Secretariat DAFFE/CLP(2000)21

VIII. **ROUNDTABLE ON ELECTRONIC COMMERCE**

*For discussion*

Issues paper by the Secretariat DAFFE/CLP(2000)22

Notes by Delegations

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Ireland DAFFE/CLP/WD(2000)40
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Sweden
United Kingdom
United States
European Commission
BIAC

IX. OTHER BUSINESS
ANNOTATIONS

Item III

(a) The co-Chairman of the Joint Group on Trade and Competition will report on its meeting on 9th June 2000. The Chairman will report on recent developments in WTO and on the OECD contribution.

(b) The Chairman of the Working Party No. 2 will report on the meeting of the Working Party held on 7th June 2000.

(c) The Chairman of Working Party No. 3 will report on the meeting of the Working Party held on 8th June 2000 as well as on its Fall meeting to be held on 23d October 2000.

(d) The UNCTAD co-ordinator will report on the UNCTAD 4th Review Conference of the Set of Rules of the United Nations on RBPs.

Item IV.

CLP Delegates will consider under this Confidential item several related sub items, on the basis of a Secretariat note to be circulated before the meeting.

Under a) the Secretariat will report on plans shifting the focus of the competition law and policy outreach program by creating an OECD Global Competition Forum that will focus on issues that are best addressed in a global context and present opportunities for genuine policy dialogue. Other issues (and capacity building) will continue to be addressed in Regional and Country programmes. It is currently contemplated that the first Global Forum would be a 1.5-day event to be held in 2001.

Under sub item b), the CLP Delegates will consider the policies and procedures it will apply when non-Member countries want to associate with the 1998 OECD Council Recommendation on hard core cartels. The Recommendation invites such association without specifying any criteria, and is consistent with permitting unilateral association (as occurred in the case of Brazil). After Ukraine, which is not an observer in the CLP, expressed interest in adhering, The CLP is consulted on the approach to be taken to this request and similar requests which may be forthcoming from other non Member countries.”

Under sub item c), on Observership in the CLP, Delegates will have to express a technical advice to the Council on the observership requests put forward by the Israel and Lithuania, a year ago. (Delegates will recall that the countries made presentations to the CLP in June [DAFFE/CLP/WD(2000)23 and 24].)

As item IV is Confidential, observers will be asked not to attend that part of the CLP meeting.
Delegates submitting written reports (see the Secretariat letter on.) are reminded of the decision at the 72d session of the CLP on 23-24 October 1997 (DAFFE/CLP/M(97)2) “to change the country review periodicity in the Committee. From now on, country reports will continue to be submitted annually but only presented and discussed every two years. This should allow more time for discussions in the CLP while avoiding the information being outdated.”

According to that decision, Delegates were invited to submit their country report as usual while taking note that only half of them will be presented to the October 2000 CLP meeting.

Only those listed in the Agenda will be invited to make an oral presentation at this session. Moreover, oral introductory remarks are not obligatory but if such remarks are made, they should be brief (no more than five minutes) with presenters focusing on one or two important points only. As usual these presentations will be spread over the two meeting days, according to the constraints of the timetable. Interested delegations are invited to inform the Secretariat of any scheduling constraint or preference they may have.

Delegates will recall that the Committee decided to hold a roundtable on Joint Ventures. This roundtable will take place on Tuesday 24th October from 3pm to 6pm. A number of issues for discussion were suggested by the Secretariat in its letter requesting country contributions (on 30 June CLP/2000.90; see also DAFE/CLP(2000)23). These country contributions will provide the background for discussion.

One new regulatory reform country review will be carried out. It concerns the report on the role of competition policy and enforcement in regulatory reform in Ireland. This chapter, which will be prepared by the Secretariat, will be circulated to all delegates before the meeting. The country review, which will be led by two examining countries, will last about two hours and a half, and will be performed according to the following schedule:

(3’) Chairman’s opening remarks
(5’) Secretariat’s opening remarks
(10’) Opening remarks by the country under review
(60’) Questions/ answers session with two examiners
(45’) Further questions by other delegations
(30’) General discussion on the overall merits of the chapter and its recommendations
(10’) The country under review responds to the assessment
(5’) Chairman sums up
Item VIII.

Delegates will recall that the Committee decided to hold a roundtable on Electronic Commerce. A Secretariat note and country contributions will provide the background to the discussion, which will be held on Wednesday 25th October from 2.30 p.m. (Secretariat letter on 30 June 2000, CLP/2000.89; see also DAFFE/CLP(2000)22).

Item IX.

a) Delegates will be requested to agree on the topics of CLP roundtables to be held in 2001 [DAFFE/CLP/WD(2000)22].

b) The Secretariat will provide an update on publications, including sales figures for the CLP Journal.

c) The CLP Delegates will be requested to fill in a self-evaluation questionnaire [DAFFE/CLP/QUEST(2000)1] to evaluate this session's work.