Working Party No. 3 on International Co-operation

DRAFT AGENDA OF THE 79th MEETING

To be held at the Château de la Muette, Paris
On 23 October 2000, starting at 10:00 a.m.
I. ADOPTION OF AGENDA

II. APPROVAL OF THE SUMMARY RECORD

III. COMPETITION POLICY ACTIVITIES WITH NON-MEMBERS

Report by Secretariat on responses to questionnaire and on OECD outreach

For discussion

Note by Secretariat

IV. ROUNDTABLE ON COMPLIANCE PROGRAMS

For discussion

Issues paper by Secretariat

V. COMMITTEE PRIORITIES AND BUDGET ISSUES

CONFIDENTIAL

For discussion

Note by Secretariat

VI. ACTIVITIES UNDER ANTI-CARTEL PROGRAMME

A. Future Work Relating to Cartels’ Harm, Members’ Sanctions, Leniency and Other Investigation Tools, and Co-operation

For discussion

Note by Secretariat

B. Leniency Programmes

For discussion

Note by Secretariat
VII. ACTIVITIES RELATING TO TRANSNATIONAL MERGERS

For discussion

Note by Secretariat

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VIII. OTHER BUSINESS
ANNOTATIONS TO THE REVISED DRAFT AGENDA

Note: The agenda has been revised to reflect the fact that the budget discussion, now Item V on the agenda, is a confidential item and will therefore be held immediately after lunch. The annotations have been updated in a few minor respects.

Item III

The Secretariat will report on the questionnaire responses it has received, as well as on other outreach matters, including its recent report on competition policy and regulatory reform in Brazil and its upcoming schedule. The Working Party will need to decide whether to have a roundtable in February, as originally contemplated, and if so to provide guidance concerning issues it wants to discuss.

Item IV

BIAC has been invited to attend the roundtable.

Item V (Confidential)

The Secretariat will describe developments concerning the CLP Division’s likely resources in 2001 and the OECD budget process. Later in the week, these issues will be discussed in the Bureau and the CLP. Since this matter is confidential, it will be discussed immediately after lunch, after which Observers will be invited to rejoin the meeting.

Item VI

Item A has two parts. First, it will cover the planned work on cartels’ harm and on sanctions. The Secretariat did not have the resources to issue its planned questionnaire this summer, and it will present a draft questionnaire for delegates’ comments and an analysis of methodological approaches for using the questionnaire responses and possibly providing additional support with respect to cartels’ harm. It will also provide further analysis of the most efficient means of dealing with the two sanctions issues noted in the Cartel Report – examining the type and amount of sanctions Members impose, and addressing the more complex task of assessing what are optimal sanctions for cartels. Second, the Secretariat will address the manner in which the Working Party might address investigation tools, including leniency, and international co-operation.

Item B relates specifically to the Working Party’s consideration of the Secretariat’s revised note on leniency programs. Since a CLP report on leniency programs would be useful in its own right and as a means for maintaining the anti-cartel programme’s momentum, delegates are asked to consider what kind of additional revisions would be necessary to convert the note into a CLP report that would ideally be approved for release in February.

Item VII

John Clark, author of most of the recent merger notes and reports the Working Party has considered or forwarded for issuance by the CLP, will attend the meeting.