

1. Record Nr.	UNINA9910824615303321
Titolo	International antitrust litigation : conflict of laws and coordination // edited by Jurgen Basedow, Stephanie Francq and Laurence Idot
Pubbl/distr/stampa	Oxford ; ; Portland, Oregon : , : Hart Publishing, , 2012
ISBN	1-84731-888-6 1-4725-6585-1 1-281-06377-0 9786613774002 1-84731-887-8
Edizione	[1st ed.]
Descrizione fisica	1 online resource (520 p.)
Collana	Studies in private international law ; ; v. 8
Disciplina	341.753
Soggetti	Antitrust law (International law) Antitrust law - European Union countries Conflict of laws - Antitrust law Procedure (Law)
Lingua di pubblicazione	Inglese
Formato	Materiale a stampa
Livello bibliografico	Monografia
Note generali	Description based upon print version of record.
Nota di bibliografia	Includes bibliographical references and index.
Nota di contenuto	; Introduction / Jurgen Basedow, Stephanie Francq and Laurence Idot -- How to apply Articles 5(1) and 5(3) of the Brussels I Regulation to private enforcement of competition law : a coherent approach / Blanca Vila Costa -- International cartels and the place of acting under Article 5(3) of the Brussels I Regulation / Jurgen Basedow -- Jurisdiction issues : Brussels I Regulation Articles 6(1), 23, 27 and 28 in antitrust litigation / Michael Wilderspin -- Private enforcement of antitrust provisions and the Rome I Regulation / Marc Fallon and Stephanie Francq -- International antitrust claims under the Rome II Regulation / Stephanie Francq and Wolfgang Wurmnest -- Relevance of the distinction between the contractual and non-contractual spheres (jurisdiction and applicable law) / Sylvaine Poillot-Peruzzetto and Dominika Lawnicka -- International litigation and competition law : the case of collective redress / Dimitrios-Panagiotis L. Tzakas -- Arbitration and EU competition law / Assimakis P. Komninou -- Jurisdiction and choice of law in international antitrust law : a US perspective / Hannah L.

Buxbaum and Ralf Michaels -- Recognition and enforcement of foreign judgments / Catherine Kessedjian -- Access to evidence and files of competition authorities / Laurence Idot -- Exchange of information and opinions between European competition authorities and courts : from a Swedish perspective / Robert Molden -- Discovery in a global economy / Maurice E. Stucke -- The ECN and coordination of public enforcement of EU law : can lessons be learned from international private law jurisdiction rules and vice versa? / Barry J. Rodger -- Regulation 1/2003 (and beyond) : balancing effective enforcement and due process in cross-border antitrust investigations / Damien M.B. Gerard -- Recognition of foreign decisions within the European competition network / Jurgen Basedow.

Sommario/riassunto

"The decentralisation of competition law enforcement and the stimulation of private damages actions in the European Union go hand in hand with the increasingly international character of antitrust proceedings. As a consequence, there is an ever-growing need for clear and workable rules to co-ordinate cross-border actions, whether they are of a judicial or administrative nature: rules on jurisdiction, applicable law and recognition as well as rules on sharing of evidence, the protection of business secrets and the interplay between administrative and judicial procedures. This book offers an in-depth analysis of these long neglected yet practically most important topics. It is the fruit of a research project funded by the European Commission, which brought together experts from academia, private practice and policy-making from across Europe and the United States. The 16 chapters cover the relevant provisions of the Brussels I and Rome I and II Regulations, the co-operation mechanisms provided for by Regulation 1/2003 and selected issues of US procedural law (such as discovery) that are highly relevant for transatlantic damages actions. Each contribution critically analyses the existing legislative framework and formulates specific proposals to consolidate and enhance cross-border antitrust litigation in Europe and beyond."--Bloomsbury Publishing.
