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Joint Ventures Under EEC Competition Law 851 Joint Ventures Under EEC Competition Law By John H. Riggs, Jr.* and Anthony Giustini** The increasingly rapid pace of integration within the European Economic Community (the "EEC") in preparation for the gradual opening of the EEC's internal borders by the end of 1992 and the resulting increase in ...

Joint Ventures Under EEC Competition Law - JSTOR

Joint Ventures Under EEC Competition Law John H. Riggs, Jr. and Anthony Giustini, 46(3): 849-908 (May 1991) This Article is a primer on European Economic Community competition law aspects of joint ventures affecting European markets. It explains the different substantive rules and notification procedures for concentrative joint ventures under ...

Joint Ventures - American Bar Association

Joint ventures under the EEC Treaty Rules on Competition - I 19

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market. Clauses limiting the joint venture's activities are not necessarily contrary to Article 85(1). - a clause prohibiting the parents from competing with the joint

JOINT VENTURES UNDER THE EEC TREATY RULES ON COMPETITION—I

This Practice note also provides an analysis of the regulation of joint ventures and strategic alliances under EU competition law. It deals with both full-function joint ventures and co-operative joint ventures and compares the different regimes to which each type of venture is subject. Free Practical Law trial

EU competition law: joint ventures | Practical Law

Joint venture in the European Union Law. Concept of Joint venture provided by the “Glossary of terms used in EU competition policy” (Antitrust and control of concentrations, published in 2002): Association of firms or individuals formed to

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undertake a specific business project. Under the Community competition rules, joint ventures are undertakings that are jointly controlled by two or more other undertakings.

Joint venture | Competition | European Encyclopedia of Law

Most regimes around the world, including the European Union, require notification of joint ventures to competition authorities under their merger control regimes where (i) they are “full-function”, which, in essence, are those joint ventures that operate as self-standing, independent businesses; and (ii) the relevant jurisdictional thresholds are met.

Joint ventures and competition law: when does cooperation ...

Broadly speaking, joint ventures are not prohibited because of their strong pro-competitive or efficiency generating attributes.

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A common feature of a joint venture is the pooling together of resources between the competitors. Once the joint venture is formed, the parties to the venture no longer compete in the same market. The joint venture participates in the market as a single firm.

JOINT VENTURES BETWEEN COMPETITORS AND PRICING AGREEMENTS ...

Joint ventures are however stated to be exempt from the application of Section 3 sub-section 3 of the Act dealing with presumption of appreciable adverse effect on competition if they increase...

Joint ventures under India's Competition Act - Lexology

Under the Community competition rules, joint ventures are undertakings which are jointly controlled by two or more other undertakings (4). In practice joint ventures encompass a broad

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range of operations, from merger-like operations to cooperation for particular functions such as R & D, production or distribution.
4.

EUR-Lex - 31998Y0302(01) - EN - EUR-Lex

Abstract This Article attempts to construct an intellectually coherent and predictable analysis of joint ventures, an undertaking which faces more serious problems under EEC law than U.S. law. First, EEC law makes it necessary to determine whether the Merger Regulation or Article 85 applies to any given joint venture.

"Joint Ventures Under EEC Law" by Barry E. Hawk

ventures pursuant to Article 851 of the EEC Treaty (the "Joint Venture Guidelines" or "JVG")* cannot avoid referring to EC Regulation No. 4064/89 on the control of concentrations between undertakings (the "Merger Control Regulation" or the "MCR").

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The EC Joint Venture Guidelines: Codification and ...

Under the EU competition rules, joint ventures are undertakings which are jointly controlled by two or more other undertakings. In practice joint ventures encompass a broad range of operations, from merger-like operations to cooperation for particular functions such as R&D, production or distribution.

Joint venture - Concurrences

Nearly half of all concentrations notified under the EU Merger Regulations (EUMR) have consistently been joint ventures, 1 which are a very common form of collaboration and concentration between undertakings. Joint ventures with an EU dimension, created in any of the ways set out in the EUMR constitute a Concentration in the context of Competition Law and will therefore fall within its scope.

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When to file and when not to file: joint ventures ...

Joint ventures between competitors create the most risk under the competition law. Joint ventures between parties that provide complementary goods or services, and who are not competitors, are less likely to contravene the law. Joint venture compliance tips

KWM | Joint ventures under Hong Kong's competition law

...

Commission notice on the concept of full-function joint ventures under Council Regulation (EEC) No 4064/89 on the control of concentrations between undertakings Official Journal C 66, 02.03.1998, p. 1 Turnover calculation

Mergers - jurisdictional notices in merger control ...

The term 'assets' includes (1) all tangible and intangible assets that will be transferred to the joint venture (examples of tangible

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assets include production plants, wholesale or retail outlets, and inventory of goods) and (2) any amount of credit or any obligations of the joint venture which any parent company of the JV has agreed to extend ...

EU/Competition - Mergers/FORM CO RELATING TO THE ...

Joint Ventures are in, and if you're not utilizing this strategic weapon, chances are your competition is, or will soon be, using this to their advantage... possibly against you! Our primary goal is to make you a successful joint venturer. This will happen if you are an informed entrepreneur.

What Is a Joint Venture? How Does It Work?

The Commission has granted an exemption under the EEC competition rules authorising two sets of agreements involving the US corporation Corning Glass Works. Under the agreements, Corning has set up joint ventures in the United Kingdom with

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Bicc PLC and in Germany with Siemens AG for the production and sale of optical fibres.

European Commission - PRESS RELEASES - Press release

...

- Legitimate joint ventures - Exclusive dealing/contracts - Bundled or multiproduct discounts - Tying (where the seller does not have market power in tying product) - Vertical agreements on price • Even traditionally per se violations (e.g., competitor agreement on price) may be judged under the Rule of Reason if they are

US Antitrust Law & Joint Ventures - Mayer Brown

The formation of a new joint venture, other than being potentially scrutinised under the UK merger control regime, may need to be reviewed under the UK Competition rules set out in the Competition Act 1998, as amended (CA 1998) and in

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particular the Chapter I and II Prohibitions.

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