



Criminalising Cartels

Critical Studies of an International Regulatory Movement

Edited by Caron Beaton-Wells and Ariel Ezrachi

Feb 2011

448pp Hbk

9781849460255

£90 / €118

AUD\$141

Discount Prices:

£72 / €94

AUD\$113

SUMMARY OF CONTENTS

(Subject to Change)

Part A

Introduction

Part B

The US Experience with Criminal Cartel Enforcement

Part C

Experiences Outside the US with Criminal Cartel Enforcement

Part D

EU Perspectives on Cartel Criminalisation

Part E

Testing Orthodox Assumptions Underpinning Cartel Criminalisation

Part F

Exploring the Political Economy of Cartel Criminalisation

Part G

Future Challenges Facing Cartel Criminalisation on an International Scale

'These comments and analysis considerably enrich the debate on the criminalisation of cartels initiated by competition authorities and they provide the reader with numerous and invaluable insights about the complexity of the interface between competition enforcement and criminal law...This book is not only worth reading for any lawyer or economist interested in criminalisation of antitrust enforcement; it is required reading.' Foreword by Frederic Jenny, Professor of Economics, Essec Business School, Chair of the OECD Competition Committee

This book is inspired by the international movement towards the criminalisation of cartel conduct over the last decade. Led by US enforcers, criminalisation has been supported by a growing number of regulators and governments. It derives its support from the simple yet forceful proposition that criminal sanctions, particularly jail time, are the most effective deterrent to such activity. However, criminalisation is much more complex than that basic proposition suggests. There is complexity both in terms of the various forces that are driving and shaping the movement (economic, political and social) and in the effects on the various actors involved in it (government, enforcement agencies, the business community, judiciary, legal profession and general public). Featuring contributions from authors who have been at the forefront of the debate around the world, this substantial 19-chapter volume captures the richness of the criminalisation phenomenon and considers its implications for building an effective criminal cartel regime, particularly outside of the US. It adopts a range of approaches, including general theoretical perspectives (from criminal theory, economics, political science, regulation and criminology) and case-studies of the experience with the design and enforcement of existing or contemplated criminal cartel regimes in various jurisdictions (including in Australia, Canada, EU, Germany, Ireland and the UK). The book also explores the international dimensions of criminalisation - its specific practical consequences (such as increased potential for extradition) as well as its more general implications for trends of harmonisation or convergence in competition law and enforcement.

The Editors

Caron Beaton-Wells is an Associate Professor at the University of Melbourne, Director of Studies for Competition Law at the Melbourne Law School and Director of the University of Melbourne Competition Law & Economics Network.

Ariel Ezrachi is the Slaughter and May lecturer in Competition Law at the University of Oxford and the Director of the Oxford Centre for Competition Law and Policy. He is a Fellow and Tutor in Law at Pembroke College, Oxford.

The Contributors

Donald I Baker, Caron Beaton-Wells, John D Cooke, Ariel Ezrachi, Brent Fisse, Casey W Halladay, Christopher Harding, Julian Joshua, Jiri Kindl, William E Kovacic, D Martin Low QC, Patrick Massey, Michael O'Kane, Christine Parker, Ingeborg Simonsson, Andreas Stephan, Maurice E Stucke, Florian Wagner-von Papp, Peter Whelan, Stephen Wilks, Rebecca Williams

Order Form

How to order

- * To order please complete the order form below and return to Hart Publishing by post or fax.
- * Alternatively you can place your order online www.hartpub.co.uk. To receive the 20% discount please quote reference 'CC11' in the special instructions field. The discount will not show up on your order confirmation but will be applied when your order is processed.
- * Please note that our books are available at all good bookshops but that the 20% discount is only available on orders placed directly with Hart Publishing. The discount is not available through bookshops.
- * **Ordering in Australia** - Please note that our books are available in Australia from DA Information Services at the full retail price. For information on how to order please visit www.dadirect.com
Contact Details: DA Information Services, 648 Whitehorse Road, Mitcham Vic 3132 Australia
Tel: +613 9210 7777 Fax: +613 9210 7788 E-mail: books@dadirect.com

Please record my order for **Criminalising Cartels**

Qty

Sub-Total

_____ (9781849460255) at **£72 / €94 / AUD\$113**

Postage & packing: UK 1st class £4 / 2nd class £3 for the first book and £1 for each additional book
Rest of Europe £4 / €6 for the first book and £2 / €3 for each additional book
Elsewhere £8 for the first book and £4 for each additional book

TOTAL

Name and Address

Name _____

Address _____

Postcode _____ Country _____

E-mail _____ Tel No _____

Payment Details

- Please record my order and charge my credit card: Mastercard/ Visa/ Access (delete as appropriate)
Payment will be taken in Pounds Sterling but the amount will appear on your statement in your own currency.

Card No: _____

Expiry Date: ____ / ____ Security Code (last three digits on the back of your card): ____

Switch Issue No (if applicable): ____

- I enclose my cheque made payable to 'Hart Publishing Ltd'.
Please note that we can only accept cheques in £ and Euros.
- Alternatively...** If you would like to receive a pro forma invoice please tick the box and write your contact details above.

JOIN THE HART PUBLISHING MAILING LIST!

We provide an e-mail alert service which gives the opportunity to order newly published titles at 10% discount. If you would like to join please write your e-mail address and interest/s in the spaces provided below.

E-mail: _____

Interest/s: _____

Please return form to: Hart Publishing Ltd, 16C Worcester Place, Oxford, OX1 2JW, UK

Tel +44 (0)1865 517530 Fax +44 (0)1865 510710 E-mail mail@hartpub.co.uk

Order Online www.hartpub.co.uk

Hart Publishing Ltd. is registered in England No. 3307205



HART
PUBLISHING