Detection of Cartels:

Some Reflections from the Russian Experience

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Views expressed are these of the speaker and may or may not reflect the position of FAS
Cartel detection: pro-active or reactive?

- **Pro-active:**
  - Market monitoring.
  - Socially important markets.

- **Reactive:**
  - Leniency.
  - Spontaneous reporting cartel.
Crime and Punishment: Detection possibilities depend upon sanctions

Compliance/ease of detection
- Leniency applications
- Confession
- Voluntary compliance

Sanctions
- Increased fines: 1-15%
- Criminal liability

Disincentive area:
- Cartel integrity
- Lack of confession
Powers/Resources: Cooperation with Ministry of Internal Affairs

- Ministry of Internal Affairs (MIA) and Federal Antimonopoly Service (FAS) announcement on procedure of cooperation
  - Information exchange / Confidentiality
  - Joint dawn raids
  - Consultations, workshops, guidelines
  - Inter-Agency Cooperation Work Group

- MIA:
  - Enforcement
  - Initiation of criminal suites for cartel violations per request of FAS
  - Assistance in collection of evidence
  - Expertise and research

- FAS
  - Anti-cartel department
  - Sector departments
  - Territorial offices
What powers and resources does your agency have for detecting cartels?

Is your agency more proactive or reactive in focusing its detection efforts?

How does your agency decide where to focus its detection efforts?

How effective is each method of detection?