

The Japan Fair Trade Commission Concluded Memorandum on Cooperation with the Administrative Council for Economic Defense of the Federative Republic of Brazil

April 25, 2014
Japan Fair Trade Commission

The Japan Fair Trade Commission (hereinafter, "JFTC"), on 24th of April, 2014 in Marrakesh, Morocco, concluded Memorandum on Cooperation with the Administrative Council for Economic Defense of the Federative Republic of Brazil (hereinafter, "CADE"), which is the competition authority of Federative Republic of Brazil. The signers and outline of the Memorandum are as follows:

1. Signers

The JFTC: Chairman Mr. Kazuyuki Sugimoto

The CADE: President Mr. Vinicius Marques de Carvalho

2. Outline

(1) Purpose of Cooperation

The purpose of this Memorandum is to contribute to the effective enforcement of the competition laws of each country through the development of a cooperative relationship between the competition authorities.

(2) Notification

Each competition authority will notify the other of the enforcement activities of the notifying competition authority that the notifying competition authority considers may affect the important interests of the other competition authority.

(3) Cooperation in Enforcement Activities

Each competition authority will render assistance to the other competition authority, including provision of information that is relevant to the enforcement activities of the other competition authority.

(4) Coordination of Enforcement Activities

Where the competition authorities are pursuing enforcement activities with regard to matters that are related to each other, the competition authorities will consider coordination of their enforcement activities.

(5) Request for Enforcement Activities

If a competition authority believes that anti-competitive activities carried out in

the country of the other competition authority adversely affect the important interests of the former competition authority, the former competition authority may request that the other competition authority initiate appropriate enforcement activities.

(6) Avoidance of Conflicts over Enforcement Activities

Each competition authority will give careful consideration to the important interests of the other competition authority throughout all phases of its enforcement activities.