

The Japan Fair Trade Commission Concluded Memorandum on Cooperation with the State Administration for Market Regulation of the People's Republic of China

May 27, 2019
Japan Fair Trade Commission

The Japan Fair Trade Commission (hereinafter, "JFTC"), on 27th of May, 2019 in Tokyo, concluded Memorandum on Cooperation with the State Administration for Market Regulation (hereinafter, "SAMR"), which is the competition authority of the People's Republic of China. The signers and outline of the Memorandum are as follows:

1. Signers

The JFTC: Chairman Mr. Kazuyuki Sugimoto

The SAMR: Vice Minister Ms. Gan Lin

2. Outline

(1) Purpose and Principle of Cooperation

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

(b) Each competition authority will promote competition by addressing anti-competitive activities. Each competition authority expresses their intention to take any appropriate measures in conformity with the principles of transparency, non-discrimination, and procedural fairness.

(2) Annual Consultation

Each competition authority will hold consultations at least once a year to exchange information or discuss other matters of mutual interest.

(3) Communication

Each competition authority will keep each other informed of significant developments of competition policy and enforcement of competition law, etc.

(4) Technical Cooperation

Each competition authority recognize that it is in their common interest to work together in technical cooperation activities related to strengthening of competition policy and implementation of the competition laws.

(5) Notification

Where enterprises in the jurisdiction of one competition authority are involved in a case which is investigated by the other competition authority, the competition authority conducting the investigation may notify the other competition authority of the case.

(6) Exchange of Information

Each competition authority expresses their intention to provide information to each other on individual cases that the both competition authorities investigate or review.