

The JFTC provides the 9th Training on the
Antimonopoly Act and Competition Policy to China.

August 25, 2006
Japan Fair Trade Commission

1. Outline

- (1) Period: August 28 to September 22, 2006
- (2) Participants: 10 officials from the Chinese Ministry of Commerce, the National People's Congress Legislative Work Committee, and so on
- (3) Organizers: The Japan Fair Trade Commission (JFTC)
Japan International Cooperation Agency (JICA)
- (4) Place: JFTC, Tokyo
JICA Osaka International Center, Osaka

2. The Purpose of this Training

National Congress of the Party held in October 1992 set the realization of “socialistic market economy” as a goal for economic revolution, and the 9th Five-Year Plan adopted in 1996 placed deepening economic revolution as one of the selected policies. Reflecting these movements, China is dealing with various issues such as establishment of modernized legislation regarding corporation, development of commodity market, and promotion of economic legislation. Concerning competition policy, procedure for legislation of a comprehensive competition law is now under way as a part of the economic revolution.

Under these circumstances, the Chinese government has shown strong interest in our experience in competition law and policy and requested the JFTC for instruction and consultation on the Antimonopoly Act as a whole. Responding to this request, the JFTC has provided training to Chinese officials dealing with competition law and policy since 1998. This year's training will be held as the attached program shows.

(Reference) In China, the Law Against Unfair Competition was enacted in 1993 where it prohibits tie-in sale, unjustifiable premium, bid-rigging, and so on. Moreover, the Pricing Law, which prohibits price-fixing was enacted in 1997, and the Provisional Regulation on Prohibiting Monopolistic Pricing was established in 2003, based on the Pricing Law. At present, the draft Antimonopoly Act is deliberated in the Standing Committee of the National People's Committee.

Programs of the Training on Chinese Officials in 2006

Date	Time	Program	Place
August 28		Coming to Japan	
29		Briefing and General Orientation	JICA Osaka International Center
30		General Orientation	JICA Osaka International Center
31	10:00 ~ 10:30 10:30 ~ 12:30 13:45 ~ 16:15	Orientation for Program Industrial Policy and Competition Policy Easing regulation and the Antimonopoly Act (AMA)	JICA Osaka International Center
September 1	10:00 ~ 12:30 13:45 ~ 16:15	Industrial Policy and Competition Policy The foundation and history of the AMA	JICA Osaka International Center
2		Off	
3		Off	
4	10:00 ~ 12:30 13:45 ~ 16:15	Lecture on the Outline of the Antimonopoly Act (Private Monopolization) Same as above	JICA Osaka International Center
5	10:00 ~ 12:30 13:45 ~ 16:15	Lecture on the Outline of the AMA (Unfair Trade Practice) Same as above	JICA Osaka International Center
6	10:00 ~ 12:30 13:45 ~ 16:15	Lecture on the Outline of the AMA (Merger and Acquisition) Same as above	JICA Osaka International Center
7	10:00 ~ 12:30 13:45 ~ 16:15	Theory of Industrial Organization Same as above	JICA Osaka International Center
8	10:00 ~ 12:30 13:45 ~ 16:15	Lecture on the Outline of the AMA (Cartel and Bid-rigging) Same as above	JICA Osaka International Center
9		Off (Move from Osaka to Tokyo)	
10		Off	
11	10:45 ~ 12:30 13:45 ~ 16:15	Organization and training program in the JFTC Techniques and Practices of Investigation (including disposition status)	Conference Room at JFTC
12	10:00 ~ 11:30 11:30 ~ 12:30 13:45 ~ 15:00 15:00 ~ 16:15	Dealing with the clues of violation Surcharge payment order Hearing and Litigation Procedure Efforts towards preventing violation	Conference Room at JFTC
13	10:00 ~ 12:30 13:45 ~ 16:15	Outline of the Amendment of the AMA Regulation on Merger and Acquisition	Conference Room at JFTC

Date	Time	Program	Place
14	10:00 ~ 12:30	Outline and Application Status of the Act Against Unjustifiable Premiums and Misleading Representation	Conference Room at JFTC
	13:45 ~ 16:15	Outline of the Act Against Delay in Payment of Subcontract Proceeds, etc. to Subcontractors	
15	10:00 ~ 12:30	Presentation of the job report by the trainees	Conference Room at JFTC
	13:45 ~ 16:15	(Problem on the application of competition-related laws in China and problem on the enactment of comprehensive competition law – Presented by the trainees)	
16		Off (Move from Tokyo to Osaka)	
17		Off	
18		Off	
19	10:00 ~ 12:30	Discussion with corporate law practitioners (Reacting to the globalization)	JICA Osaka International Center
	14:30 ~ 16:15	Discussion regarding the overall work of the JFTC	Kinki regional office, JFTC
20	10:00 ~ 12:30	Intellectual Property Rights and the Antimonopoly Act	JICA Osaka International Center
	13:45 ~ 16:15	Same as above	
21	10:00 ~ 12:30	Exemptions of the AMA	JICA Osaka International Center
	13:45 ~ 16:15	Evaluation	
		Closing Ceremony	
		Farewell Party	
22		Leaving Japan	