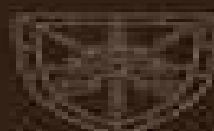


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Edited by
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EU and US Antitrust Arbitration Gordon Blanke, Phillip Louis Landolt, 2011-01-01 EU and US Antitrust Arbitration is the first book that deals with how both of the world's leading antitrust systems US and EU law are treated in international arbitration. In forty-nine chapters written by renowned experts, this book provides an in-depth examination of all relevant topics from drafting arbitration clauses to arbitrability, provisional measures, the applicability of antitrust law in arbitrations dealing with economic evidence and experts in relation to antitrust law to relations with courts and regulators, remedies and recognition and enforcement of arbitration awards dealing with antitrust issues. Both antitrust and merger control are covered. The perspectives of the arbitrator and the in-house and "user and quot of arbitration are included. Two chapters outline and explain US antitrust law and EU antitrust law with special reference to matters particularly likely to arise in arbitration. One chapter is devoted to ICC antitrust arbitrations and another to the emerging area of EU State aids in arbitration. There are industry-specific chapters such as on telecommunications and pharmaceuticals and much else. In this substantial book, practitioners will find helpful and easy to understand guidance to their questions on antitrust arbitrations.

International Arbitration and EU Law Nikos Lavranos, Stefano Castagna, 2024-08-06 In this substantially revised and updated second edition, this work examines the intersection of EU law and international arbitration based on the experience of leading practitioners in both commercial and investment treaty arbitration law. It expertly illustrates the depth and breadth of EU law's impact on party autonomy and on the margin of appreciation available to arbitral tribunals. This second edition covers all relevant new developments in law and practice and tracks the ever-increasing influence of EU law and the jurisprudence of the Court of Justice of the EU (CJEU) in international arbitration.

Private Enforcement of Competition Law in Europe Rafael Amaro, 2021-06-10 This book introduces the reader to key legal provisions and case law related to the procedural and substantive issues that may arise in damages litigation for breach of anti-competitive agreements and abuses of a dominant position prohibitions. For the past decade, academic publications have focused on the proposal for a Directive on damages actions, then the Directive 2014/104/EU of 26 November 2014 itself and finally the transposition texts. However, this understandable interest should not lead to overlook the fact that the Directive has been applied very little until now. This is mainly due to its application *ratione temporis*. In addition to the fact that Member States only transposed the Directive between the end of 2016 and 2018, Article 22 of the Directive provides that the substantive rules contained in the Directive cannot be applied to infringements subsequent to the national laws transposing them, while the procedural rules of the Directive apply to proceedings commenced on or after 26 December 2014. Thus, it is prior domestic law that continues to govern the vast majority of cases before national courts in the Pre-Directive era. In addition, a number of issues of the utmost importance have not been addressed by the Directive, such as questions of international jurisdiction or the quantification of interests. For these reasons, it seemed necessary not to limit this book to commenting on the Directive, important as it is, but to

go beyond it Directed by Rafael Amaro this book contains the contributions from leading academics attorneys jurists and economists in the field of the private enforcement of competition law It is composed of thematic chapters dealing with matters such as applicable law in international litigation limitation quantification of damages from both a European Union and a national perspective as well as national chapters presenting the state of play in several European States Advanced Artificial Intelligence and Robo-Justice Georgios I. Zekos,2022-05-16 The book deals with digital technology which is transforming the landscape of dispute resolution It illustrates the application of AI in the legal field and shows the future prospect of robo justice for an AAI society in the advanced artificial intelligence era In other words the present justice system and the influence of current AI upon courts and arbitration are investigated The transforming role of AI on all legal fields is examined thoroughly by giving answers concerning AI legal personality and liability The analysis shows that digital technology is generating an ever growing number of disputes and at the same time is challenging the effectiveness and reach of traditional dispute resolution avenues To that extent the book presents in tandem the impact of AI upon courts and arbitration and reveals the role of AAI in generating a new robo justice system Finally the end of the perplexing relation of courts and arbitration is evidenced methodically and comprehensively

Fundamental Rights in International and European Law Christophe Paulussen,Tamara Takacs,Vesna Lazić,Ben Van Rompuy,2015-11-04 In this book various perspectives on fundamental rights in the fields of public and private international law are innovatively covered Published on the occasion of the 50th anniversary of the T M C Asser Instituut in The Hague the collection reflects the breadth and scope of the Institute s research activities in the fields of public international law EU law private international law and international and European sports law It does so by shedding more light on topical issues such as drone warfare the fight against terrorism the international trade environment nexus and forced arbitration that can be related to the theme of fundamental rights which runs through all these four areas of research Points of divergence and areas of common ground are uncovered in contributions from both staff members and distinguished external authors having long standing academic relations with the Institute The Editors of this book are all staff members of the T M C Asser Instituut each of them representing one of the areas of research the Institute covers

The Law and Economics of Article 102 TFEU Robert O'Donoghue KC,Jorge Padilla,2020-09-03 A reference book in this area of EU competition law and a must have companion for academics enforcers and practitioners alike as well as EU and national judges Judge Nils Wahl Court of Justice of the European Union This seminal text offers an authoritative and integrated treatment of the legal and economic principles that underpin the application of Article 102 TFEU to the behaviour of dominant firms Traditional concerns of monopoly behaviour such as predatory pricing refusals to deal excessive pricing tying and bundling discount practices and unlawful discrimination are treated in detail through a review of the applicable economic principles the case law and decisional practice and more recent economic and legal writings In addition the major constituent elements of Article 102 TFEU such as market definition

dominance effect on trade and applicable remedies are considered at length The third edition involves a net addition of over 250 pages with a substantial new chapter on Abuses In Digital Platforms an extensively revised chapter on standards and virtually all chapters incorporating substantial revisions reflecting key cases such as Intel MEO Google Android Google Shopping AdSense and Qualcomm

Arbitrability Fabien G  linas, Leyla Bahmany, 2023-11-17 As simple as the arbitrability question might appear namely what types of issues may and may not be submitted to arbitration for a legal system to set a clear and consistent approach to arbitration it must consider many complicated factors that relate to public policy and economic priorities as well as international relations This comprehensive precise and practical book identifies and analyzes the fundamentals of and major approaches to arbitrability in the current international context The authors focus on nine major arbitration jurisdictions the United States Canada France England and Wales Switzerland Germany China Mainland Hong Kong and Singapore with meticulous attention to each jurisdiction s pertinent case law and legislative framework as well as relevant commentary For each jurisdiction the arbitrability of disputes in the following fields of law is discussed antitrust competition bankruptcy insolvency consumer corporate family domestic relations intellectual property copyright patent and trademark labor employment securities and torts Based on the jurisdiction by jurisdiction analysis the authors identify key areas in which the selected jurisdictions share similarities and evince differences with respect to each of the above mentioned fields With a structure that enables readers to easily locate what they are looking for and gives clear cut answers this unique book fully elucidates the notion of arbitrability by identifying the key concepts the applicable rules and different criteria for arbitrability and by explaining how different jurisdictions deal with specific types of disputes It will be welcomed by counsel arbitrators judges students and academics active in international arbitration and the enforcement of arbitral awards

Promoting Competition in Innovation Through Merger Control in the ICT Sector Kalpana

Tyagi, 2019-06-21 This book addresses the question of how competition authorities assess mergers in the Information Communication Technology ICT sector so as to promote competition in innovation A closer look at the question reveals that it is far more complex and difficult to answer for the ICT telecommunications and multi sided platform MSP economy than for more traditional sectors of the economy This has led many scholars to re think and question whether the current merger control framework is suitable for the ICT sector which is often also referred to as the new economy The book pursues an interdisciplinary approach combining insights from law economics and corporate strategy Further it has a comparative dimension as it discusses the practices of the US the EU and wherever relevant of other competition authorities from around the globe Considering that the research was conducted in the EU the practices of the European Commission remain a key aspect of the content Considering its normative dimension the book concentrates on the substantive aspects of merger control To facilitate a better understanding of the most important points the book also offers a brief overview of the procedural aspects of merger control in the EU the US and the UK and discusses recent amendments to Austrian and

German law regarding the notification threshold Given its scope the book offers an invaluable guide for competition law scholars practitioners in the field and competition authorities worldwide Post-Hearing Issues In International Arbitration Devin Bray, Heather L. Bray, 2013-10-01 Post Hearing Issues in International Arbitration includes articles that originally appeared in the Stockholm Arbitration Report SAR and the Stockholm International Arbitration Review SIAR All of the articles have been extensively revised and updated for this publication The authors and articles selected include a wide range of perspectives and include judges arbitrators seasoned practitioners and well respected scholars that can account for the first hand practice orientated developments of international arbitration The book is set out in three parts In Part I the authors discuss three significant issues related to the conclusion of an international arbitral award arbitrator deliberations punitive damages and post award interest Part II attempts to navigate the interesting and often daunting review processes of an international arbitration award Part III considers a blend of international arbitration recognition and enforcement issues including jurisdictional hurdles public policy concerns primary defences and the practical requirements of a successful claim Contributors Include Eunice Bai Jonas Benedictsson Gordon Blanke Thomas E Carbonneau Christopher R Drahozal Jessica Jia Fei Laurent Hirsch Vladimir Khvalei Peter Krikstr m Emma Lindsay Finn Madsen Damien McDonald Katarina Mild Charles Poncet Christopher Sepp l Robert H Smit Alexander Vesselinovitch Martin Wallin *EU and antitrust arbitration* Gordon Blanke, Philip Landolt, 2011 **The Roster of International Arbitrators** ,2010 *Cornell International Law Journal* ,2004 Bibliographie Juridique de L'intégration Européenne ,2010 Current Publications in Legal and Related Fields ,2009 AALL Directory and Handbook American Association of Law Libraries,2004 *Bibliografía jurídica de la integración europea* ,2010 **Legal Looseleaves in Print** ,2005 Martindale-Hubbell International Dispute Resolution Directory ,2002 Directory of Law-related CD-ROMs ,2005 Martindale-Hubbell International Law Directory ,1994

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