Private Law and Competition Policy

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Summary

I. Introduction

II. Disciplinary identity of competition law

III. Impact of Competition policy to private law

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Disciplinary identity

- Legal perspectives
  - Private law (business law)
  - EU law
  - Public law

- Interdisciplinarity
  - Economic analysis
Impact of competition policy to private law

- Market regulation
- Reconceiving private law
  - Consumer law
  - Contracts: “public policy” defenses
  - Arbitration: arbitrator as a party-selected judge
  - Private international law: Extraterritoriality
- Reconceiving legal practice
  - Compliance
Impact of private law to competition policy

- Private law considerations
- Private (private-law) enforcement of competition policy