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scholars and practitioners to the ongoing debate on the criminalization of competition law enforcement. Recognizing that existing remedies and sanctions may be insufficient to deter breaches of competition law, several EU Member States have followed the US example and introduced pecuniary penalties for executives, professional disqualification orders, and even jail sentences.

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Criminalization of Competition Law Enforcement

When one considers the possibility of criminalising the

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enforcement of EU competition law, the following two scenarios come to mind: 1. The institution of a criminal law framework at the level of the EU institutions, with the Commission or another entity acting as the prosecutor before the European courts.

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Is Criminalization of EU Competition Law the Answer ...

This paper, presented at the Amsterdam Center for Law and Economics (ACLE) Conference on 'Remedies and Sanctions in Competition Policy: Economic and Legal Implications of the Tendency to Criminalize Antitrust Enforcement in the EU Member States' (Amsterdam, 17-18 February 2005) addresses five questions concerning criminalization of EU antitrust enforcement: First, what do we mean by 'criminalization,' or 'criminal' enforcement (as opposed to public enforcement of a

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civil or administrative ...

Is Criminalization of EU Competition Law the Answer? by

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Printed in the Review Criminalization of Competition Law Enforcement: Economic and Legal Implications for the EU Member States, K. J. Cseres, M.P. Schinkel, F.O.W. Vogelaar (eds.)* Reviewed by Jacques H.J. Bourgeois This book is the product of a conference hosted in 2005 by the Amsterdam Center for Law and Economics exploring the topic of remedies and sanctions in competition policy and the economic and legal implications of the tendency to criminalize antitrust enforcement in the EU Member ...

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legal implications for the EU member states. [Katalin J Cseres; Maarten-Pieter Schinkel; Floris O W Vogelaar;] -- This timely book brings together contributions from prominent scholars and practitioners to the ongoing debate on the criminalization of competition law enforcement.

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In the end, of course, the main issue is whether the European Commission and the EU Member States would want to criminalize the enforcement of EU competition law at the level of the EU institutions and, through harmonization, in all Member States.

Is Criminalization of EU Competition Law the Answer ...

The Criminal Cartel Offence. Section 188 of the EA02, which came into force in June 2003, created the criminal cartel offence ("the s188 offence") which can only be committed by individuals, not by companies or other commercial organisations which remain subject to the CMA's civil enforcement regime under the

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