

出國報告（出國類別：其他）

出席「第 16 屆東亞競爭政策高峰會議」
及「第 13 屆東亞競爭法與政策會議」
視訊報告

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摘要

本報告概述本會於 110 年 9 月 28 日至 29 日出席由日本公平交易委員會（JFTC）、新加坡競爭及消費者委員會（CCCS）及亞洲開發銀行研究院（ADBI）合辦之「第 16 屆東亞競爭政策高峰會議」及「第 13 屆東亞競爭法與政策會議」視訊會議情形，其中含各場次各國競爭法主管機關、專家、學者等報告摘要，以及本會陳副主任委員於會議中擔任報告人之報告情形，末對於本次會議參與情形提出心得及建議。

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壹、 會議目的

「東亞競爭政策高峰會議」(East Asia Top Level Officials' Meeting on Competition Policy, 下稱東亞峰會)始於 2005 年,由日本公平交易委員會(JFTC)主導,亞洲開發銀行研究院(ADB)協辦,每年於東亞主要城市舉行會議,邀集東亞地區(包括我國、韓國、中國大陸、越南、印尼、泰國、菲律賓、新加坡、蒙古、馬來西亞等國)以及澳洲、紐西蘭等國家競爭法主管機關首長或高階官員,討論東亞區域競爭法及政策相關議題,此一會議僅開放競爭法主管機關及相關公務機關參加,旨在檢視東亞各國近年來競爭政策與法律之發展,以強化區域內經濟體間執法工作之合作。我國自第 1 屆起即獲邀請參與,並循 APEC 模式以中華臺北(Chinese Taipei)名稱與會。本會除 96 年越南舉辦之會議因故未出席外,大多由本會首長或副首長親自率團與會。本(16)屆東亞峰會原訂於 2020 年在新加坡舉辦,因新冠肺炎疫情影響延至本(2021)年改以視訊會議方式舉辦。

「東亞競爭法與政策會議」(East Asia Conference on Competition Law and Policy, 下稱 EAC 會議)依例緊接東亞峰會舉行,此一會議為提供東亞政府官員、企業領袖、競爭法專家及學者對本區域新興競爭問題進行聯繫及交換意見之公開會議。本(13)屆 EAC 會議原訂於 2020 年在新加坡舉辦,因新冠肺炎疫情影響而延至本年改以視訊會議方式舉辦。

貳、 會議過程

一、第 16 屆東亞競爭政策高峰會議重點

本會議由新加坡競爭與消費者委員會(CCCS)執行長 Sia Aik Kor 女士、日本公平交易委員會(JFTC)主任委員古谷一之(Kazuyuki Furuya)先生,以及亞洲開發銀行研究院(ADB)副院長 Seungju Baek 先生致開幕詞,本屆東亞峰會主要討論各會員經濟體在面臨肺炎疫情及數位經濟轉型等挑戰時之因應措施,參與者包含來自東南亞國協、澳洲、我國、香港、日本、韓國、蒙古、紐西蘭等國共計 60 位競爭法主管機關之高階官員與會,會議過程如次:

- (一) 第 1 場次為「競爭法及政策的近期發展與趨勢—新冠肺炎如何改變競爭法執法環境?」主持人為汶萊競爭委員會(Competition Commission Brunei Darussalam)競爭及消費者事務處代理處長 Heidi Rahman 女士,內容略以:

- 1、新加坡競爭與消費者委員會（CCCS）資深處長 Teo Wee Guan 先生報告本屆東亞峰會各會員經濟體因應新冠肺炎疫情相關措施之問卷調查結果，在填答問卷之 15 個會員經濟體中，有 13 個會員針對疫情提出相關因應措施或法規，而這些措施或法規目前並未有具體之結束時程；在執法活動強度方面，有 11 個會員的執法強度未變，有 2 個會員降低；在評估案件的作法方面，有 3 個會員改變其評估方式，11 個會員未改變；在 2021/2022 年優先領域方面，各會員所列前三大優先領域分別為：數位/線上市場、競爭法規的發展或補充，以及競爭法的推廣、倡議與遵法。
- 2、印尼競爭委員會（KPPU）主委 Kodrat Wibowo 先生報告印尼政府為因應肺炎疫情帶來的影響，透過制定國家中程發展計畫（2020-2024 年），以及頒布相關法規進行結構性改造，以創造就業機會及良好的創業與投資環境。在競爭法執法方面，KPPU 於 2020 年 11 月間實施電子化案件處理規範，以克服因疫情無法進行實體聽證與訪談之問題；此外，疫情使該國數位交易規模增加，KPPU 為處理數位市場的競爭，刻正準備實施新的市場界定規範以界定數位市場；另為因應既有廠商透過併購潛在競爭對手來擴張其市場力，KPPU 已於 2020 年修正其結合處理原則，並將事業於全球市場之資產與營業額納入考量。
- 3、日本公平交易委員會（JFTC）委員山本和史（Takashi Yamamoto）先生報告日本經濟整體受肺炎疫情影響甚鉅，為因應疫情帶來的影響，JFTC 除持續監控市場卡特爾行為外，亦將焦點放在與中小企業及消費者有關之案件。另外，為消弭自由與公平競爭之障礙，創造促進創新的環境，JFTC 需與其他國家競爭法主管機關在全球一致的基準上進行合作。
- 4、韓國公平交易委員會（KFTC）常設委員 Soohyun Yoon 先生報告韓國線上零售市場在肺炎疫情影響下快速成長，並加速轉型為數位經濟，其中線上銷售、純網銀、非接觸式支付（contactless transaction）及遠端工作等均明顯增加。大數據、非接觸式支付、分享經濟等均為平臺經濟時代促進創新與經濟成長的重要角色，然而隨著消費者對平臺依賴的增加，可能衍生平臺業者濫用其市場優勢地位之行為。KFTC 對未來平臺競爭政策的方向在於促進線上平臺間的競爭、增進數位優弱勢關係人之間的關係（digital gap-eul relations），以及強化數位平臺的消費者保護。
- 5、馬來西亞競爭委員會（MyCC）執行長 Iskandar Ismail 先生報告肺炎疫情對該國的影響包括：電子商務（E-Commerce）市場的加速成長、餐飲外送平臺的需求爆炸性增加、新興外送平臺的出現，以及結合案件的減少等現象。MyCC 在疫情期間之競爭法作為包括：修法提高 MyCC 對結合控制的權力、出版馬來西亞數位經濟藍皮書、針對該國特定運輸產業進行市場檢視、持續作出行政決定（處

分)、重新審視其處分罰鍰之方法，以及提出避免因相關調查與執法措施導致疫情擴散之指導原則等。

- 6、越南競爭及消費者局 (VCCA) 副處長 Trinh Anh Tuan 先生報告肺炎疫情使該國部分民生及防疫必需品的價格上漲，而社交距離及居家辦公等措施令該機關在進行市場監控的難度增加，VCCA 爰偕同其他機關共同進行市場監控並發布警示，促使業者在疫情期間遵法；此外，該國結合案件不受疫情影響呈現增加趨勢，而境外投資人在結合案件中扮演更重要的角色。

(二) 第 2 場次為「新冠肺炎疫情後對競爭政策及法規的展望－未來將會如何？一窺此次危機對競爭法及執法的長期影響。」主持人為香港競爭委員會 (HKCC) 執行長 Rasul Butt 先生，內容略以：

- 1、紐西蘭競爭委員會 (NZCC) 主委 Anna Rawlings 女士報告該國自疫情爆發以來之防疫措施尚能有效控制疫情，故對其經濟影響有限。NZCC 為整合競爭法執法與消費者保護之機關，疫情期間之執法重點在維持國內生產供應的穩定，以及審慎處理結合與聯合行為案件，使事業能維持經營。此外，NZCC 持續針對其他機關與私部門進行競爭倡議，並參加各項產業活動，以深入瞭解各產業之經營狀況與需求。
- 2、菲律賓競爭委員會 (PCC) 主委 Arsenio Balisacan 先生報告該國政府因實施疫情紓困方案，可能產生市場結構扭曲之風險，為確保該國經濟在疫情結束後仍保有結構性競爭，PCC 自 2021 年 9 月起恢復對結合審查的強度，並建議其他機關在競爭中立的考量下實施相關振興方案，以促進競爭之方式達成政策目標。PCC 未來將持續建構競爭法執法網絡，深化競爭法執法量能，並加強與其他機關之合作。
- 3、新加坡競爭與消費者委員會 (CCCS) 執行長 Sia 女士報告 CCCS 在新冠肺炎疫情期間提出事業聯合行為指導原則，以提供事業與公會在合法的前提下進行合作生產、採購、資訊分享、研發等聯合行為。CCCS 並就其他政府機關之政策 (如產業轉型、數位化及永續發展等) 對競爭之影響提出建議。此外，CCCS 鼓勵對永續發展、競爭及消費者保護等相關議題進行研究，以協助 CCCS 制定相關政策及法規。
- 4、泰國交易競爭委員會辦公室 (OTCC) 副主委 Krisda Piamongsant 先生報告該國在後疫情時代將發布若干法規之修正案，並持續針對事業 (包括中小企業) 進行競爭倡議，OTCC 未來執法的重點將放在結合管制與跨國卡特爾行為。OTCC 目前正在進行競爭複合指標 (competition composite index) 以及大數據研究等計畫。

二、第 13 屆東亞競爭法與政策會議重點

本會議由新加坡競爭與消費者委員會（CCCS）主委 Max Loh Khum Whai 先生、日本公平交易委員會（JFTC）委員山本和史（Takashi Yamamoto）先生，以及亞洲開發銀行研究院（ADBI）副院長 Baek 先生致開幕詞，本屆 EAC 會議討論的議題為數據及資訊科技的發展對競爭法執法的影響，以及在數位經濟時代下，競爭法主管機關如何就數位平臺等新興數位經濟進行執法等相關議題，會議過程如次：

(一) 第 1 場次為「數據科學的進展：其對競爭法執法的意涵為何？」主持人為新加坡東亞研究所（ISEAS-Yusof Ishak Institute）資深院士 Cassey Lee 先生，內容略以：

- 1、Frontier Economics 顧問公司經濟學家 Philip Williams 先生報告與競爭法執法有關的數據來源包括：主管機關要求案件當事人提供、透過網路公開資訊取得、其他政府機關之資訊、網路問卷調查，以及市場研究等方式。
- 2、京都大學法學教授和久井理子（Masako Wakui）女士報告近年來主要競爭法主管機關先後針對數位平臺相關議題發布市場研究報告，其中 JFTC 的報告指出日本新聞報紙的發行人與收益正逐年遞減，而數位廣告的費用則逐年增加，網路新聞在 20 至 40 歲民眾間的觸擊率高達 9 成，惟其中超過 4 成傾向以免費的方式取得。Google 及 Facebook 係擷取各新聞來源之片段（snippet）置於其網頁供使用者瀏覽，而 Yahoo 及 LINE 則透過簽約的方式取得新聞來源，其中 LINE 線上新聞係以個人化（personalisation）方式呈現。與數位廣告相關的競爭議題包括：在各平臺上呈現之新聞報導，其排序方式是否公平？平臺就其使用之新聞報導所付給新聞業者的費用如何評估其價格？數位廣告市場的結構及其各參與者間之競爭狀況為何？
- 3、九州大學法學教授 Steven Van Uytsel 先生報告在演算法（algorithm）技術的發展下，軸輻式卡特爾（hub and spoke cartel）已成為競爭法執法關注的重點，例如線上叫車平臺 Uber 係採用演算法來設定每位乘客的車資並由駕駛收取，並針對區域、距離及環境等因素實施尖峰時段價格。許多亞洲國家在面臨軸輻式卡特爾案件時，會遭遇處理水平及垂直協議需依據不同法條之問題，故印度及中國大陸建議以修法方式因應，而日本則在其現有競爭法的規定下處理相關案件。
- 4、史丹佛大學 CodeX 中心副教授 Thibault Schrepel 先生報告該中心之「計算反托拉斯」（Computational Antitrust）計畫，略以：競爭法主管機關在處理反托拉斯執法案件時，將面臨需要處理越來越多數據的問題，故可採用電腦科學

來幫助競爭法主管機關執法。電腦科學可用來協助偵測反托拉斯行為、審查結合案件，以及定出競爭政策與司法決定。

(二) 第 2 場次為「數位市場中的競爭法執法。」主持人為菲律賓競爭委員會 (PCC) 委員 Johannes Bernabe 先生，內容略以：

- 1、澳洲競爭及消費者委員會(ACCC)主委 Rod Sims 先生報告 ACCC 自數年前開始，即針對 Google、Trivago 等數位平臺之限制競爭行為進行調查。ACCC 認為數位平臺案件未來將可能產生更嚴重的市場損害，故除現有法規與政策工具外，應思考採取預先 (upfront) 或事前 (ex-ante) 措施，故 ACCC 已著手制定媒體議價法等相關法規。此外，ACCC 設有專門單位進行市場研究 (market study) 作為其瞭解數位經濟與市場的主要措施，並協助相關案件的調查與執法。
- 2、Lazada Group 執行副總裁 Christopher Chan 先生報告數位經濟具有提升消費者利益、創造就業機會，以及促進創新等優點；數位市場的主要特徵在於規模與範疇經濟、數據是重要的生產要素、網路效果以及數位平臺均扮演重要的角色。數位經濟的參與者未來將面臨市場不確定性、競爭優勢時間縮短、高度參進障礙，以及需要不斷從事創新與投資等討挑戰。而競爭法主管機關可透過指導原則的制定、保障投資與創新誘因，以及明確法令規範等方式來促進數位經濟產業的競爭。
- 3、印尼競爭委員會 (KPPU) 委員 Chandra Setiawan 先生報告該國數位經濟市場至 2025 年時將達到 1,240 億美元之規模，而數位經濟市場將遭遇來自網路安全的維護、外國商品的入侵、缺乏發展數位經濟人才，以及建設所需基礎設施等挑戰。故 KPPU 未來面臨現有競爭政策工具是否足夠、市場效率與促進競爭的關係、案件調查中的數據蒐集與分析等與數位經濟有關之問題。目前 ICC 主要透過市場研究、競爭倡議等方式來因應數位市場相關議題，並與其他競爭法主管機關保持合作。
- 4、新加坡國立大學 (NUS) 經濟系教授 Julian Wright 先生從損害理論 (如網路效果下的排除與榨取行為)、限制競爭手段 (如最惠客戶條款、自我偏好及其他濫用優勢市場地位行為)、市場界定 (如多邊市場、無償服務與假設性獨占檢驗方法等)、經濟分析 (如殺手併購、數據與演算法之競爭分析等)、補救措施 (如數據分享或可攜性、數據強、演算法透明化等)，以及未來政策方向 (如針對科技巨擘加強調查與執法) 等構面討論數位平臺的相關競爭議題。
- 5、本會陳副主任委員報告我國在數位經濟執法的相關案例與因應措施：在執法案例方面，首先就本會調查 Google 在手機行動作業系統市場中涉及濫用其優勢市場地位案，比較我國與歐盟、韓國等競爭法主管機關對相關市場界定、市場

地位，以及其行為產生之限制競爭程度等執法方向之異同；其次就便利商店與外送服務平臺間之結合案為例，分享本會處理與數位平臺有關之結合審查經驗。而在相關因應措施方面，就本會草擬中之數位經濟競爭政策白皮書可能涵蓋之議題，以及跨國大型數位平臺調查小組等相關措施與其他國家進行交流。

參、心得與建議

- 一、本屆東亞峰會及 EAC 會議主要參與國家包含東南亞國協、日本、韓國、澳洲、紐西蘭等國，其中東協國家為近年來最受矚目之新興經濟發展區域，而日、韓、紐、澳又是我國在環太平洋地區重要之經貿夥伴，其重要性不言而喻，本會可利用參與此會議與上開國家之競爭法主管機關進行交流合作，有助提高本會在亞太地區競爭法執法的影響力。
- 二、從本屆東亞峰會與 EAC 會議的主題係討論新冠肺炎疫情及數位經濟發展對競爭法主管機關的影響可知，上開議題為當前亞太地區國家的施政重點，故藉由本次會議的進行，不啻可瞭解其他亞太地區國家對於相關議題的因應措施與未來政策方向，並可向其他國家分享我國在這些領域上的經驗與施政成果，如國際知名競爭法刊物「全球競爭評論」(GCR) 於會議結束隔日，即大篇幅報導本會陳副主任委員之報告內容，實有助增進我國與其他國家在相關議題上的合作與互相瞭解。
- 三、本屆會議因新冠肺炎疫情影響改以線上視訊會議方式舉行，雖視訊會議可避免疫情傳播之風險並擴大參與的人數與範圍，然卻無法透過面對面的交流方式來建立實質關係，無疑增添我國在拓展外交空間上的難度。預期未來疫情的發展似無在短時間內結束之跡象，故仍需積極參與以線上形式辦理的國際會議，並爭取分享及貢獻我國在競爭法執法的經驗，以提升我國在國際組織間的能見度。

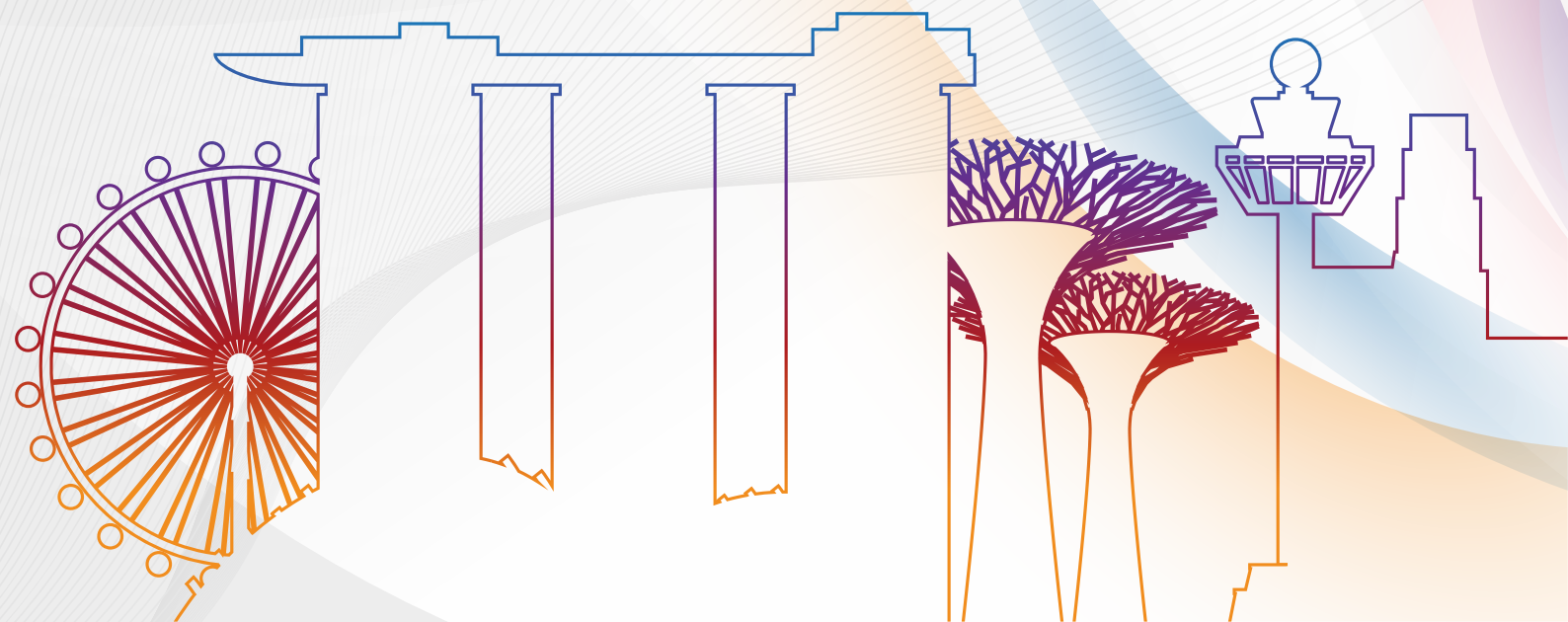


16TH EAST ASIA TOP LEVEL OFFICIALS' MEETING ON COMPETITION POLICY

28 SEPTEMBER 2021

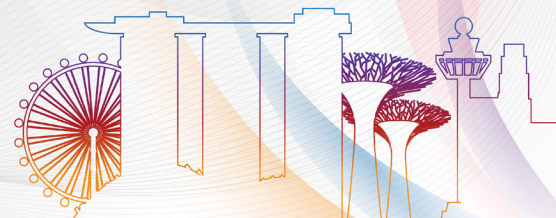


公正取引委員会



16TH EAST ASIA TOP LEVEL OFFICIALS' MEETING ON COMPETITION POLICY

Tuesday, 28 September 2021



About the East Asia Top Level Officials' Meeting on Competition Policy (EATOP)

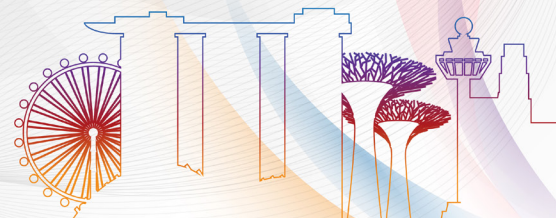
The 16th EATOP is organised by the Competition and Consumer Commission of Singapore and supported by the Japan Fair Trade Commission and the Asian Development Bank Institute. The EATOP, which is a closed-door meeting for representatives of East Asian competition authorities to review and discuss recent developments on competition policy and law, aims to strengthen cooperation on competition in East Asia.

Agenda

10:00-10:20	Opening Remarks
10:20-11:30	Panel 1: Recent developments and trends in competition law and policy – How has Covid-19 changed the competition law enforcement landscape?
11:40-12:40	Panel 2: Post-Covid-19 Outlook for Competition Policy and Law Regulations – What lies ahead? A look at the long-term impact of the crisis on competition law and enforcement.
12:40-12:50	Remarks from 2022 EATOP Host (Philippine Competition Commission)
12:50-13:00	Closing Remarks

16TH EAST ASIA TOP LEVEL OFFICIALS' MEETING ON COMPETITION POLICY

Opening Remarks



Opening Remarks

10:00-10:20

Speakers



Ms Sia Aik Kor

Chief Executive, Competition and Consumer Commission of Singapore

Aik Kor is the Chief Executive and a Commissioner of the Competition & Consumer Commission of Singapore.

Aik Kor has served in various positions in the public sector, including as a Justices' Law Clerk to the Chief Justice and Judges of the Supreme Court, Assistant Registrar at the Supreme Court, Deputy Public Prosecutor, District Judge of the Subordinate Courts, and the Official Assignee & Public Trustee at the Insolvency and Public Trustee's Office at the Ministry of Law. From 2005 to 2010, Aik Kor was seconded to then Competition Commission of Singapore, where she served as its first Director (Legal & Enforcement).

Aik Kor read law at the London School of Economics and Political Science, University of London and holds a Masters of Law from Harvard Law School.



Mr Kazuyuki Furuya

Chairman, Japan Fair Trade Commission

Kazuyuki Furuya is Chairman of the Japan Fair Trade Commission.

After graduating from the University of Tokyo, he joined the Ministry of Finance ("the MOF") in 1978. He has served in various important positions in the MOF and accumulated distinct experiences, especially in the budget and tax policy arena, including as Director-General of the Tax Bureau and Commissioner of the National Tax Agency. After serving as Assistant Chief Cabinet Secretary from 2013 to 2020, he took the current position in September 2020.



Dr Seungju Baek

Deputy Dean, Asian Development Bank Institute

Seungju Baek joined ADBI as Deputy Dean (Capacity Building and Training and Special Activities) in March 2021.

Prior to joining ADBI, he served as Deputy Minister for Planning and Coordination at the Ministry of Economy and Finance of the Republic of Korea.

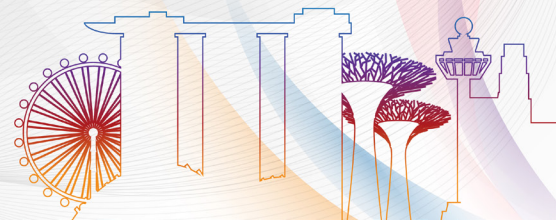
He has 30 years of economic and development policy experience. His other previous roles include serving as a senior policy analyst focused on developing countries for the Organisation for Economic Co-operation and Development, as well as an international development expert at the World Bank Institute.

His capacity building and training interests include post-COVID-19 recovery and inclusive growth for sustainable development in Asia and the Pacific.

He earned his doctor of public administration degree in public policy from Korea University.

16TH EAST ASIA TOP LEVEL OFFICIALS' MEETING ON COMPETITION POLICY

Panel 1: Recent developments and trends in competition law and policy –
How has Covid-19 changed the competition law enforcement landscape?



Panel 1: Recent developments and trends in competition law and policy – How has Covid-19 changed the competition law enforcement landscape?

10:20-11:30

Synopsis

As a result of the Covid-19 pandemic, some jurisdictions have observed increased collaboration among competitors and greater business consolidation. This session will discuss such trends beginning with a short presentation of a survey conducted on trends in regional competition law enforcement, followed by a discussion on recent competition policy and law developments in the region that have emerged during the Covid-19 pandemic.

Programme

10:20-11:30

Moderator:

Ms Heidi Rahman, Acting Director of Department of Competition and Consumer Affairs and Executive Secretariat of Competition Commission Brunei Darussalam

Speakers:

Dr Kodrat Wibowo, Chairman, Indonesia Competition Commission

Mr Takashi Yamamoto, Commissioner, Japan Fair Trade Commission

Mr Soohyun Yoon, Standing Commissioner, Korea Fair Trade Commission

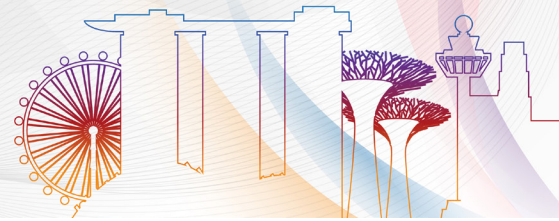
Mr Iskandar Ismail, Chief Executive Officer, Malaysia Competition Commission

Mr Teo Wee Guan, Senior Director, Competition and Consumer Commission of Singapore

Mr Trinh Anh Tuan, Deputy Director General, Vietnam Competition and Consumer Authority

16TH EAST ASIA TOP LEVEL OFFICIALS' MEETING ON COMPETITION POLICY

Panel 1: Recent developments and trends in competition law and policy –
How has Covid-19 changed the competition law enforcement landscape?



Panel 1: Recent developments and trends in competition law and policy – How has Covid-19 changed the competition law enforcement landscape?

10:20-11:30

Moderator



Ms Heidi Rahman

Acting Director of Department of Competition and Consumer Affairs and
Executive Secretariat of Competition Commission Brunei Darussalam

Heidi is currently the Acting Director of the Competition and Consumer Affairs Department in the Department of Economic Planning and Statistics, Ministry of Finance and Economy. The Department is the Executive Secretariat of the Competition Commission Brunei Darussalam (CCBD).

Heidi started competition law related work in 2012 when she was tasked to lead the passing and implementation of the Competition Order in 2015. She was also responsible in setting up the Competition Commission Brunei Darussalam in 2017.

Besides competition work, she also leads the consumer protection and price control enforcement related roles of the Department.

Speakers



Dr Kodrat Wibowo

Chairman, Indonesia Competition Commission

Kodrat Wibowo, S.E., Ph.D. is the Chairman of the Indonesia Competition Commission (ICC) for the 2020-2023 period. He started his career at the Economics Department, University of Oklahoma, the United States of America, as a Researcher and Teaching Assistant in 1998. He came back to Indonesia and continued his career at Padjadjaran University where he worked at the Center for Economics and Development Studies (CEDS) of the Faculty of Economics and Business of Padjadjaran University as a Secretary.

He attained his bachelor's degree from Padjadjaran University majoring in Economics and Development Studies in 1994. He then continued his doctoral education at the Economics Department College of Arts and Science, University of Oklahoma in 1997. He also served as the Vice Chairman of the Audit Committee, Board of Trustees of Padjadjaran University and held the position since 2016.



Mr Takashi Yamamoto

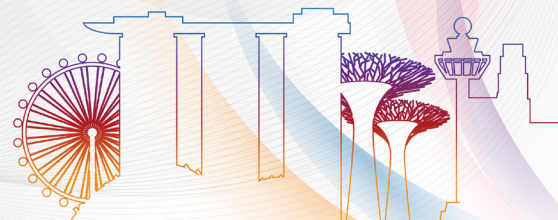
Commissioner, Japan Fair Trade Commission

Takashi Yamamoto is Commissioner of the Japan Fair Trade Commission.

After graduating from the University of Tokyo, he joined the Japan Fair Trade Commission in 1978. After various appointments within the agency, he was appointed Director General of the Investigation Bureau, and then the Economic Affairs Bureau. After serving as the Secretary General from 2011, he was appointed Commissioner in 2014.

16TH EAST ASIA TOP LEVEL OFFICIALS' MEETING ON COMPETITION POLICY

Panel 1: Recent developments and trends in competition law and policy –
How has Covid-19 changed the competition law enforcement landscape?



Panel 1: Recent developments and trends in competition law and policy – How has Covid-19 changed the competition law enforcement landscape?

10:20-11:30

Speakers



Mr Soohyun Yoon

Standing Commissioner, Korea Fair Trade Commission

Soohyun Yoon is Standing Commissioner at the Korea Fair Trade Commission (KFTC). Prior to this, he served as Director General for the Business Trade Policy Bureau, KFTC, and KFTC spokesperson. He has over 15 years of experience with KFTC, and his past appointments covered various areas such as deliberation management, planning and budget, subcontracts, and international cooperation.



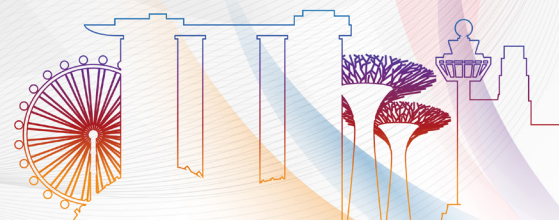
Mr Iskandar Ismail

Chief Executive Officer, Malaysia Competition Commission

Mr Iskandar Ismail was appointed as the Chief Executive Officer for MyCC on 15 October 2018 after serving as the Director of Investigation and Enforcement Division for more than 5 years. He graduated from the International Islamic University with LLB (Hons) in 1997 and holds LLM in International and Comparative Law from the George Washington University Law School, Washington DC. Admitted to the High Court of Malaya as an advocate and solicitor, he has served at Bank Negara Malaysia as a Prosecuting Officer for 7 years. Prior to joining MyCC, he was an Assistant Trial Attorney with the United Nations for the International Criminal Tribunal for Rwanda in Tanzania for 8 years. He is currently listed in the Justice Rapid Response expert roster, a professional service provider to entities that have the jurisdiction or mandate to investigate fact-find or carry out inquiries wherever mass atrocities may have occurred.

16TH EAST ASIA TOP LEVEL OFFICIALS' MEETING ON COMPETITION POLICY

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Panel 1: Recent developments and trends in competition law and policy – How has Covid-19 changed the competition law enforcement landscape?

10:20-11:30

Speakers



Mr Teo Wee Guan

Senior Director, Competition and Consumer Commission of Singapore

Mr Teo Wee Guan oversees international affairs, corporate communications and strategic planning in CCCS. Wee Guan joined CCCS in 2007, under the Policy and Economic Analysis Division, where he was involved in case investigations, economic analysis of competition issues, government advocacy and market studies. Prior to joining CCCS, Wee Guan worked as a Principal Economist with the Energy Market Company, the market operator for the Singapore wholesale electricity market. Wee Guan was a Public Service Commission scholarship holder. He had served in various government bodies and taught at the NUS Business School for his bond fulfilment. He obtained a Master of Social Sciences (Applied Economics) and 1st-Class Honours (Economics) from the National University of Singapore.



Mr Trinh Anh Tuan

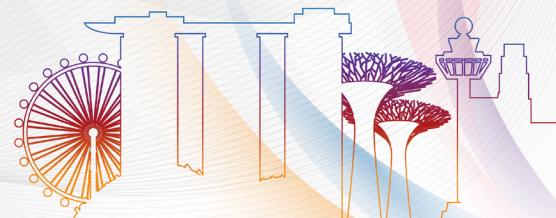
Deputy Director General, Vietnam Competition and Consumer Authority

Mr Trinh Anh Tuan was previously Head of the International Cooperation Division at the VCCA for approximately 10 years, where he established relationships and strengthened cooperation between VCCA and other agencies within the region and globally, which greatly contributed to the development of VCCA and capacity building of the VCCA staff. He also acted as a focal point for VCCA for other competition regulators in ASEAN in handling cross-border competition cases that require coordination across multiple competition agencies.

Mr Trinh Anh Tuan also developed diverse expertise in the field of competition and consumer protection. He led the process of amending the Competition Law 2018 and drafting the sub-law Decrees guiding the enforcement of the Competition Law 2018. Currently, he is the Deputy Director General (DDG) in charge of monitoring competition enforcement activities in VCCA (VCCA also has the mandate of consumer protection beside competition enforcement).

16TH EAST ASIA TOP LEVEL OFFICIALS' MEETING ON COMPETITION POLICY

Panel 2: Post-Covid-19 Outlook for Competition Policy and Law Regulations – What lies ahead? A look at the long-term impact of the crisis on competition law and enforcement



Panel 2: Post-Covid-19 Outlook for Competition Policy and Law Regulations – What lies ahead? A look at the long-term impact of the crisis on competition law and enforcement.

11:40-12:40

Synopsis

Governments play an important dual role in ensuring that businesses successfully mitigate the impact from the Covid-19 pandemic, while ensuring that market structures remain structurally competitive. How can governments support businesses that may need to collaborate during the pandemic, while maintaining competitive markets?

Programme

11:40-12:40

Moderator:

Mr Rasul Butt, Chief Executive Officer, Hong Kong Competition Commission

Speakers:

Ms Anna Rawlings, Chair, New Zealand Commerce Commission

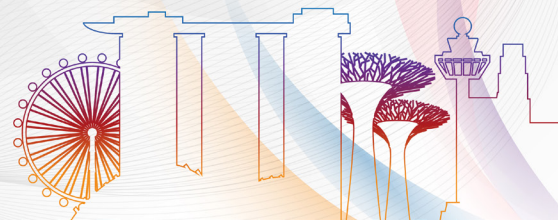
Dr Arsenio Balisacan, Chairman, Philippine Competition Commission

Ms Sia Aik Kor, Chief Executive, Competition and Consumer Commission of Singapore

Mr Krisda Piamongsant, Vice Chairman, Trade Competition Commission, Thailand

16TH EAST ASIA TOP LEVEL OFFICIALS' MEETING ON COMPETITION POLICY

Panel 2: Post-Covid-19 Outlook for Competition Policy and Law Regulations – What lies ahead? A look at the long-term impact of the crisis on competition law and enforcement



Panel 2: Post-Covid-19 Outlook for Competition Policy and Law Regulations – What lies ahead? A look at the long-term impact of the crisis on competition law and enforcement.

11:40-12:40

Moderator



Mr Rasul Butt

Chief Executive Officer, Hong Kong Competition Commission

Mr Rasul Butt was appointed to the position of Chief Executive Officer of the Competition Commission (Commission) in May 2021.

Mr Butt joined the Commission in April 2015 as Executive Director (Corporate Services & Public Affairs), and was appointed to the position of Senior Executive Director in July 2016 overseeing the policy advisory, advocacy and corporate functions of the Commission.

Before joining the Commission, Mr Butt spent more than 16 years at the Urban Renewal Authority, Hong Kong where his last position was General Manager (Corporate Planning). His main focus was formulating urban renewal policies and strategies.

Mr Butt obtained his Bachelor of Laws with Honours from the University of Liverpool, United Kingdom, followed by Master of Laws (Public Law) from the University of Wales, Aberystwyth, United Kingdom. He was called to the Bar of England and Wales (Honourable Society of Lincoln's Inn) and the Hong Kong Bar. He had worked as Head of Compliance of the Futures & Options unit of a merchant bank in Malaysia in mid-1990s. He also holds a Postgraduate Diploma in Construction Law and Arbitration from the University of Hong Kong, and a Postgraduate Diploma in Islamic Banking and Insurance from the Institute of Islamic Banking and Insurance, London where he is an Associate Fellow.

Speakers



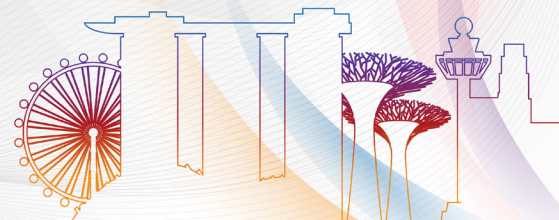
Ms Anna Rawlings

Chair, New Zealand Commerce Commission

Anna Rawlings was appointed Chair of the New Zealand Commerce Commission in June 2019, and has been a Commissioner since June 2014. She was previously a partner in the dispute resolution division of Minter Ellison Rudd Watts, where she specialised in contentious and non-contentious aspects of competition, regulatory and consumer law. Anna holds a BA/LLB (Hons) from the University of Auckland and an LLM from the University of Toronto, where her work focused on law and economics.

16TH EAST ASIA TOP LEVEL OFFICIALS' MEETING ON COMPETITION POLICY

Panel 2: Post-Covid-19 Outlook for Competition Policy and Law Regulations – What lies ahead? A look at the long-term impact of the crisis on competition law and enforcement



Panel 2: Post-Covid-19 Outlook for Competition Policy and Law Regulations – What lies ahead? A look at the long-term impact of the crisis on competition law and enforcement.

11:40-12:40

Speakers



Dr Arsenio Balisacan
Chairman, Philippine Competition Commission

Dr Arsenio M. Balisacan is serving as the first Chairperson of the Philippine Competition Commission. Before this appointment, he was the Philippine Government's chief economist, serving as Socioeconomic Planning Secretary (Minister) and concurrent Director-General of the National Economic and Development Authority in 2012-2016.

A member of the regular faculty of the University of the Philippines (UP) for over three decades, Professor Balisacan was Dean of the UP School of Economics and Director-Chief Executive of the Southeast Asian Regional Centre for Graduate Study and Research in Agriculture (SEARCA). Before joining the UP faculty in 1987, he was Research Fellow at the East-West Center in Honolulu and Economist at the World Bank in Washington, D.C.

He has authored and co-edited seven books and published, both locally and internationally, close to 100 academic and policy papers on various development issues, particularly in the Philippines and Asia. His papers have appeared in, among others, *Economics Letters*, *World Development*, *Review of World Economics*, and *Economic Development and Cultural Change*.

Chairperson Balisacan holds a Ph.D. in Economics from the University of Hawaii, MS in Agricultural Economics from the University of the Philippines Los Baños, and B.S. in Agriculture from the Mariano Marcos State University.



Ms Sia Aik Kor
Chief Executive, Competition and Consumer Commission of Singapore

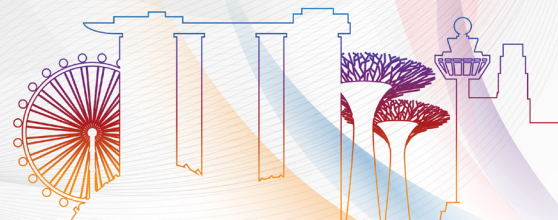
Aik Kor is the Chief Executive and a Commissioner of the Competition & Consumer Commission of Singapore.

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Aik Kor read law at the London School of Economics and Political Science, University of London and holds a Masters of Law from Harvard Law School.

16TH EAST ASIA TOP LEVEL OFFICIALS' MEETING ON COMPETITION POLICY

Panel 2: Post-Covid-19 Outlook for Competition Policy and Law Regulations – What lies ahead? A look at the long-term impact of the crisis on competition law and enforcement



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11:40-12:40

Speakers



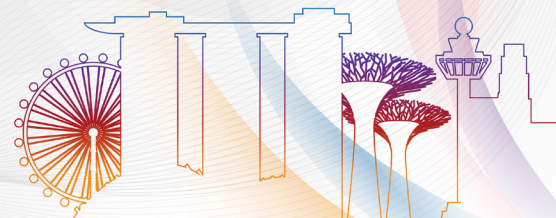
Mr Krisda Piampongsant

Vice Chairman, Trade Competition Commission, Thailand

Mr Krisda Piampongsant is currently Commissioner and Vice-Chairman of the Trade Competition Commission. He is also Convenor of the Competition Policy and Law Group (CPLG) under APEC for the period 2022-2023. His past professional experience includes being Ambassador, Permanent Representative to the Permanent Mission of Thailand to the World Trade Organization (WTO); Chair of the WTO Committee on Trade and Environment; Deputy Permanent Secretary of the Ministry of Commerce (Administration); Minister (Commercial) Royal Thai Embassy in Washington, D.C., USA; Minister (Commercial) Royal Thai Embassy and Permanent Mission to the European Union, Brussels, Belgium; and Associate Judge, Intellectual Property and International Trade Court.

16TH EAST ASIA TOP LEVEL OFFICIALS' MEETING ON COMPETITION POLICY

Remarks from 2022 EATOP Host
(Philippine Competition Commission)



Remarks from 2022 EATOP Host (Philippine Competition Commission)

12:40-12:50



Dr Arsenio Balisacan Chairman, Philippine Competition Commission

Dr Arsenio M. Balisacan is serving as the first Chairperson of the Philippine Competition Commission. Before this appointment, he was the Philippine Government's chief economist, serving as Socioeconomic Planning Secretary (Minister) and concurrent Director-General of the National Economic and Development Authority in 2012-2016.

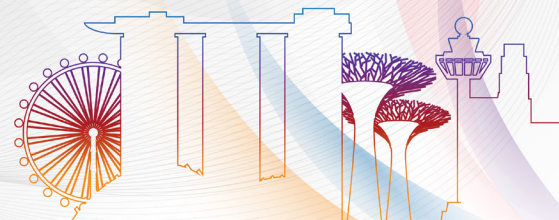
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16TH EAST ASIA TOP LEVEL OFFICIALS' MEETING ON COMPETITION POLICY

Closing remarks



Closing Remarks

12:50-13:00



Ms Sia Aik Kor

Chief Executive, Competition and Consumer Commission of Singapore

Aik Kor is the Chief Executive and a Commissioner of the Competition & Consumer Commission of Singapore.

Aik Kor has served in various positions in the public sector, including as a Justices' Law Clerk to the Chief Justice and Judges of the Supreme Court, Assistant Registrar at the Supreme Court, Deputy Public Prosecutor, District Judge of the Subordinate Courts, and the Official Assignee & Public Trustee at the Insolvency and Public Trustee's Office at the Ministry of Law. From 2005 to 2010, Aik Kor was seconded to then Competition Commission of Singapore, where she served as its first Director (Legal & Enforcement).

Aik Kor read law at the London School of Economics and Political Science, University of London and holds a Masters of Law from Harvard Law School.

EAC^{13th}

13TH EAST ASIA CONFERENCE ON COMPETITION LAW AND POLICY

29 SEPTEMBER 2021



13TH EAST ASIA CONFERENCE ON COMPETITION LAW AND POLICY
“The Impact of Advances in Technologies on Competition Policy and Law”
Wednesday, 29 September 2021



About the East Asia Conference on Competition Policy (EAC)

The 13th EAC is organised by the Competition and Consumer Commission of Singapore (CCCS). Held in collaboration with the Japan Fair Trade Commission (JFTC) and the Asian Development Bank Institute (ADBI), the EAC is an open event for government officials, business leaders, competition practitioners, and academics to discuss competition developments in East Asia.

Agenda

10:00-10:30 Opening Remarks

10:30-11:40 Panel 1: Advancement in data sciences: What does it spell for competition law enforcement?

11:50-12:55 Panel 2: Competition law enforcement in digital markets

12:55-13:00 Closing Remarks

13TH EAST ASIA CONFERENCE ON COMPETITION LAW AND POLICY
“The Impact of Advances in Technologies on Competition Policy and Law”
Opening Remarks



Opening Remarks

10:00-10:30

Speakers



Mr Max Loh Khum Whai

Chairman, Competition and Consumer Commission of Singapore
Managing Partner, Singapore & Brunei Ernst & Young

Mr Loh is the Managing Partner, Singapore and Brunei, at Ernst & Young (EY) since 2019. He was also the former Managing Partner, Singapore and ASEAN, and has more than 18 years of experience as a Partner at EY.

He has vast experience in providing assurance and business consulting services to a broad range of clients spanning from technology, food and beverage, construction, manufacturing and trading companies, hotels, financial institutions and Governments.

Mr Loh has led assignments as reporting accountant for companies across Asia-Pacific on the Singapore Exchange, Hong Kong Stock Exchange and Shenzhen Stock Exchange. He has also been in the reporting auditor role in reverse takeovers. He is highly experienced in helping companies perform due diligence reviews in their acquisitions as well as in strategic planning, reorganization and transformation projects for companies.

He is an ex-Board Member and Public Accountants Oversight Committee Member of the Accounting and Corporate Regulatory Authority; and is currently a Board Member and Audit Committee Chair of Enterprise Singapore and Building & Construction Authority; Chairman of Competition and Consumer Commission of Singapore, President of the Singapore Council of CPA Australia, Chairman of ISCA Cares (IPC) and Council Member of the Singapore Institute of Directors and Singapore National Employers Federation.

Mr Loh graduated with a Bachelor in Accountancy (Honours) from the National University of Singapore.



Mr Takashi Yamamoto

Commissioner,
Japan Fair Trade Commission

Takashi Yamamoto is Commissioner of the Japan Fair Trade Commission.

After graduating from the University of Tokyo, he joined the Japan Fair Trade Commission in 1978. After various appointments within the agency, he was appointed Director General of the Investigation Bureau, and then the Economic Affairs Bureau. After serving as the Secretary General from 2011, he was appointed Commissioner in 2014.

13TH EAST ASIA CONFERENCE ON COMPETITION LAW AND POLICY
“The Impact of Advances in Technologies on Competition Policy and Law”
Opening Remarks



Opening Remarks

10:00-10:30

Speakers



Dr Seungju Baek
Deputy Dean,
Asian Development Bank Institute

Seungju Baek joined ADBI as Deputy Dean (Capacity Building and Training and Special Activities) in March 2021.

Prior to joining ADBI, he served as Deputy Minister for Planning and Coordination at the Ministry of Economy and Finance of the Republic of Korea.

He has 30 years of economic and development policy experience. His other previous roles include serving as a senior policy analyst focused on developing countries for the Organisation for Economic Co-operation and Development, as well as an international development expert at the World Bank Institute.

His capacity building and training interests include post-COVID-19 recovery and inclusive growth for sustainable development in Asia and the Pacific.

He earned his doctor of public administration degree in public policy from Korea University.

13TH EAST ASIA CONFERENCE ON COMPETITION LAW AND POLICY

“The Impact of Advances in Technologies on Competition Policy and Law”

Panel 1: Advancement in data sciences:
What does it spell for competition law enforcement?



Panel 1: Advancement in data sciences: What does it spell for competition law enforcement?

10:30-11:40

Synopsis

Recent technological advancements in data science have considerable implications in competition law enforcement both in terms of the ability of artificial intelligence (AI) to generate anticompetitive behavior, but also the possibility of assisting antitrust enforcers in competition law enforcement. This session will consider how competition dynamics have been altered due to such technological advancements.

Programme

10:30-11:40

Moderator:

Dr Cassey Lee, Senior Fellow and Coordinator (Regional Economic Studies Programme), ISEAS-Yusof Ishak Institute, Singapore

Speakers:

Dr Philip Williams, Economist, Frontier Economics

Prof Masako Wakui, Professor, Graduate School of Law, Kyoto University

Prof Steven Van Uytsel, Professor, Faculty of Law, Kyushu University

Dr Thibault Schrepel, Associate Professor, School of Law, VU Amsterdam, Faculty Affiliate, Stanford University CodeX Center

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Panel 1: Advancement in data sciences: What does it spell for competition law enforcement?

10:30-11:40

Moderator



Dr Cassey Lee

Senior Fellow and Coordinator (Regional Economic Studies Programme),
ISEAS–Yusof Ishak Institute, Singapore

Dr Cassey Lee is a Senior Fellow and Coordinator of the Regional Economic Studies Programme at the ISEAS – Yusof Ishak Institute, Singapore. Prior to joining ISEAS, Dr Lee held academic appointments at the University of Wollongong, Nottingham University Business School (Malaysia) and University of Malaya. Dr Lee received his PhD (Economics) from University of California, Irvine. Dr Lee specializes in industrial organization. He has published in peer-reviewed journals such as Computational Economics, Journal of Economic Dynamics and Control, Kyklos, Journal of Economic Surveys, and Economic Modelling. Dr Lee is currently the co-managing editor of the Journal of Southeast Asian Studies and Associate Editor of Journal of Economic Surveys, Asian Economic Journal and Asian Economic Policy Review.

Speakers



Dr Philip Williams

Economist, Frontier Economics

Philip Williams leads the Legal and Competition Team at Frontier Economics (Asia-Pacific). He provides economic advice to clients in the areas of antitrust, valuing damages, transfer pricing, intellectual property and contractual disputes.

Prior to joining Frontier, he taught full-time at the University of Melbourne from 1978 to February 2002, when he resigned as Professor of Law and Economics in the Melbourne Business School at the University.

In addition to his role at Frontier, he is a member of the Competition and Consumer Committee of the Law Council of Australia, Chairman of the Epworth Medical Foundation and a member of the Council of Court Services Victoria.



Prof Masako Wakui

Professor, Graduate School of Law,
Kyoto University

Masako Wakui (LL.D., LL.Ms., B.L.) is Professor at the Graduate School of Law, Kyoto University, Japan. She published scholarly articles and books in the field of competition law and Japanese economic law, focusing on merger regulation, intellectual property licensing, public procurement, labour related issues. She is also a Board Member of the Japan Association of Economic Law and Co-head of the Asian Chapter of Academic Society for Competition Law. She was a Chief Researcher at the Japan Fair Trade Commission (JFTC) Competition Policy Research Centre (2016-2018), and a member of the JFFTC study meeting Algorithms/AI and Competition Policy (- March 2021).

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Panel 1: Advancement in data sciences: What does it spell for competition law enforcement?

10:30-11:40

Speakers



Prof Steven Van Uytsel

Professor, Faculty of Law, Kyushu University

Steven Van Uytsel is Professor in the Faculty of Law at Kyushu University (Japan). He received his legal education at the University of Antwerp, including a student exchange at Uppsala University. He completed his LL.M. & LL.D. at Kyushu University and his Master of Arts (Japanese Studies) at the Mercator Hogeschool (now Mercator Campus of Ghent Hogeschool). Steven has a strong interest in the development of competition law in Asia. In this regard, he is working on a forthcoming book on Leniency in Asian Competition Law (CUP, 2022). He has also acted as lead editor for the Research Handbook on Asian Competition Law (Edward Elgar, 2020) and The Digital Economy and Competition Law in Asia (Springer, 2021). For his research, Steven has received several grants from the Japanese Society for the Promotion of Science. His most recent grant is on “Re-evaluating Minority Shareholding in Competition Law Against the Background of Horizontal Shareholding by Investors.”



Dr Thibault Schrepel

Associate Professor, School of Law, VU Amsterdam, Faculty Affiliate,
Stanford University CodeX Center

Dr Thibault Schrepel, LL.M., is an Associate Professor of Law at VU Amsterdam University, and a Faculty Affiliate at Stanford University CodeX Center where he has created the “Computational Antitrust” project that brings together over 50 antitrust agencies. Thibault also holds research and teaching positions at the University Paris 1 Panthéon-Sorbonne and Sciences Po Paris. He is a Harvard University Berkman Center alumnus, a member of the French Superior Audiovisual Council’s scientific board, and a blockchain expert appointed to the World Economic Forum.

In 2018, Thibault was granted the “Academic Excellence” Global Competition Review Award, which recognizes “an academic competition specialist who has made an outstanding contribution to competition policy.” He has published a first manuscript (Bruylant ed.) on the subject of “predatory innovation in antitrust law” and articles at Harvard University, Stanford, MIT, Oxford, NYU, Berkeley, and Georgetown, among others.

These last couple of years, Thibault has been focusing most of his research on blockchain antitrust. He has written the world’s most downloaded antitrust articles of 2018 (“The Blockchain Antitrust Paradox”), 2019 (“Collusion by Blockchain and Smart Contracts”), and 2020 (“Blockchain Code as Antitrust”). His latest book, “Blockchain + Antitrust”, was published in September 2021. Last but not least, Thibault is passionate about nineties rock music, free jazz, Seinfeld, and B movies.

13TH EAST ASIA CONFERENCE ON COMPETITION LAW AND POLICY
“The Impact of Advances in Technologies on Competition Policy and Law”
Panel 2: Competition law enforcement in digital markets



Panel 2: Competition law enforcement in digital markets

11:50-12:55

Synopsis

Assessment of competition dynamics in digital markets may differ from traditional markets due to certain inherent characteristics of digital markets. This raises questions on the relevance of existing measures of competition in the digital markets. This session provides perspectives from different stakeholders on how competition law enforcement in digital markets may possibly differ from that in traditional markets. The discussion will also cover the topic of how competition authorities need to tackle competition issues in the digital economy and ensure that digital markets remain competitive and contestable.

Programme

11.50-12:55

Moderator:

Mr Johannes Bernabe, Commissioner, Philippine Competition Commission

Speakers:

Mr Rod Sims, Chair, Australian Competition and Consumer Commission

Dr Andy Chen, Vice Chairperson, Chinese Taipei Fair Trade Commission

Dr Chandra Setiawan, Commissioner, Indonesia Competition Commission

Mr Christopher Chan, EVP of Legal and Government Affairs, Lazada

Prof Julian Wright, Lim Chong Yah Professor, Department of Economics,
National University of Singapore

13TH EAST ASIA CONFERENCE ON COMPETITION LAW AND POLICY

“The Impact of Advances in Technologies on Competition Policy and Law”

Panel 2: Competition law enforcement in digital markets



Panel 2: Competition law enforcement in digital markets

11:50-12:55

Moderator



Mr Johannes Bernabe

Commissioner, Philippine Competition Commission

Commissioner Bernabe is one of the original Commissioners appointed to the Philippine Competition Commission when it was established in 2016. Prior to his appointment, he advised the Philippine legislature in the drafting and deliberations on the Philippine Competition Act, and likewise co-taught the pioneering course on Philippine Competition Law in the country's state university.

He was a Senior Fellow at the Geneva-based International Centre for Trade and Sustainable Development, and a practicing lawyer, most recently as a Senior Partner with the firm Ocampo Manalo Bernabe Valdez Lim. Prior to these, he was a trade negotiator and legal adviser for the Philippines at the World Trade Organization.

He graduated cum laude with a degree in Economics and subsequently Law at the University of the Philippines. He took postgraduate studies in Competition Law and Commercial Law at the University of London and in Public International Trade Law at the International Development Law Institute in Sydney.

Speakers



Mr Rod Sims

Chair, Australian Competition and Consumer Commission

Rod Sims was appointed Chair of the Australian Competition and Consumer Commission (ACCC) in August 2011 for an initial five-year term, reappointed for a further three years in August 2016, and reappointed again for a further three years until July 2022, making him the longest serving Chair of the ACCC.

Rod has extensive business and public sector experience. Immediately prior to his appointment to the ACCC, he was the Chairman of the Independent Pricing and Regulatory Tribunal of New South Wales (IPART), Commissioner on the National Competition Council, Chairman of InfraCo Asia, Director of Ingeus Limited, and a member of the Research and Policy Council of the Committee for Economic Development of Australia. Rod was also a Director of Port Jackson Partners Limited, where he advised the CEOs and boards of some of Australia's top 50 companies on commercial corporate strategy over many years. Rod relinquished all of these roles on becoming Chair of the ACCC.

Rod is also a past Chairman of the NSW Rail Infrastructure Corporation and the State Rail Authority and has been a director of a number of private sector companies. During the late 1980s and early 1990s, Rod worked as the Deputy Secretary in the Department of the Prime Minister and Cabinet responsible for economic, infrastructure and social policy and the Cabinet Office. He also worked as Deputy Secretary in the Department of Transport and Communications. Between 1988 and 1990 Rod was the Economic Advisor to Australia's Prime Minister.

Rod holds a first-class honours degree in commerce from the University of Melbourne and a Master of Economics from the Australian National University.

13TH EAST ASIA CONFERENCE ON COMPETITION LAW AND POLICY

“The Impact of Advances in Technologies on Competition Policy and Law”

Panel 2: Competition law enforcement in digital markets



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11:50-12:55

Speakers



Dr Andy Chen

Vice Chairperson, Chinese Taipei Fair Trade Commission

Andy is currently Vice Chairperson of the Chinese Taipei Fair Trade Commission (CTFTC). He served as Commissioner of the CTFTC from 2007 to 2010. During his term of commissioner at the CTFTC, he was responsible for the agency's international affairs, in addition to his case-reviewing obligations. He supervised submissions and led delegates to annual meetings of the OECD Competition Committee in Paris. His familiarity with international competition laws and policies has made him a regular speaker on related topics to government agencies, private companies, and leading academic institutions and professional organizations, such as Yale University, University of Southern California, National University of Singapore, Korea University, National Law University (Delhi, India), Jindal Global University (Delhi, India), Global Competition Review, and LeadershipIP. Before rejoining the CTFTC in February 2021, Andy was a professor of law at the School of Law of Chung Yuan Christian University from 2010 to 2021, and was the dean of the law school from 2019 to 2021. Andy earned his law degrees from NTU (LL.B.), Soochow University (LL.M.), Duke University (LL.M.) and Northwestern University (Doctor of Juridical Science). He has published extensively on antitrust and regulatory issues in both Chinese and English, mainly from the perspective of economic analysis. His most recent English publication was *Setting Sail on a Sea of Doubt Again?: Antitrust Review of Data-Driven Non-Horizontal Mergers* (book chapter in THE EVOLUTION OF ANTITRUST IN THE DIGITAL ERA: ESSAYS ON COMPETITION POLICY VOLUME TWO, Competition Policy International, 2021).



Dr Chandra Setiawan

Commissioner, Indonesia Competition Commission

Dr Chandra Setiawan, M.M., Ph.D. is a holder of Bachelor's Degree in Corporate Economics from Islamic University of Indonesia, Yogyakarta. He attained his Master's Degree in Investment & Banking from Gadjah Mada University in 1990. He continued his doctoral education at State University of Jakarta majoring in Education Management and graduated in 2001. In addition, Chandra attended doctoral education majoring in finance at the Graduate School of Management, UPM Malaysia.

Chandra was a commissioner of KPPU for the period 2012-2018 and was re-elected for a second term for the period 2018-2023. He has also served as a lecturer at President University since 2012. He was entrusted to become the Rector of the President University in 2012-2016.

13TH EAST ASIA CONFERENCE ON COMPETITION LAW AND POLICY

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Panel 2: Competition law enforcement in digital markets



Panel 2: Competition law enforcement in digital markets

11:50-12:55

Speakers



Mr Christopher Chan

EVP of Legal and Government Affairs, Lazada

Christopher Y. Chan is an EVP of Legal and Government Affairs of the Lazada Group (Part of Alibaba) and a Director of the ACC Singapore Chapter. For Lazada, he manages over a dozen attorneys and the Tech/Product/Marketplace/Marketing portfolios along with the businesses in Singapore, India, and Thailand.

Chris unconventionally left his prestigious US Federal Circuit clerkship in 2014 to backpack around SE. Asia.

While traveling, he served as GC and angel investor in a Silicon Valley startup, DoxIQ. DoxIQ later successfully exited and Chris joined RedMart shortly after they closed Series B funding to be its first lawyer and head of government affairs. In 2016, Chris later led the M&A to sell RedMart to the Lazada Group.

Formerly, Chris was an Intellectual Property litigator with Finnegan Henderson Farabow Garrett and Dunner in Washington, DC. He also served as the first law clerk to the Hon. Raymond T. Chen at the US Court of Appeals for the Federal Circuit. Prior to the practice of law, Chris was a management consultant in both India and the US.

Chris has been honoured with the Association of Corporate Counsels’s 2018 Top 10 30 Somethings, SouthEast Asia’s In-house Lawyer of the Year 2017, NAPABA Best Under 40 2015, and his law school’s Distinguished Recent Alumni of the Year.

Chris attended Duke University and Case Western Reserve School of Law.

Currently, he can be found after-hours at an indoor rock-climbing gym or cruising around in his sailboat. He is also a frequent tour guide for those visiting Singapore and loves sharing his favourite food products from RedMart.

13TH EAST ASIA CONFERENCE ON COMPETITION LAW AND POLICY
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Panel 2: Competition law enforcement in digital markets



Panel 2: Competition law enforcement in digital markets

11:50-12:55

Speakers



Prof Julian Wright

**Lim Chong Yah Professor, Department of Economics,
National University of Singapore**

Prof Julian Wright is the Lim Chong Yah Professor in the Department of Economics at the National University of Singapore. He has a PhD in Economics from Stanford Economics. His research focuses on competition law, regulatory and strategy issues relating to multi-sided platforms, with special interest in payment platforms, marketplaces, and search and booking sites. He has published numerous journal articles and book chapters, including in the leading economics journals such as the American Economic Review, Management Science, RAND Journal of Economics, Quarterly Journal of Economics, and Review of Economic Studies. He serves as co-Editor of the International Journal of Industrial Organization. His work on multi-sided platforms is widely cited, both in academia and by policymakers. He has been invited to present this work at central banks, competition authorities, the World Economic Forum and other major international conferences. Prof Wright has also provided expert advice to major international corporations such as Facebook, MasterCard, Telstra and Visa. In Singapore he has provided consulting services for Drew and Napier, the Land Transport Authority and the Ministry of Transport. He is a member of the Singapore Competition Appeal Board, the EMA's Licensing, Tariffs & Competition Committee, NUS Alumni Ventures, and has been listed in the Who's Who Legal for Competition Economists since 2011. Along with co-author Dr Andrei Hagiu, he publishes a biweekly newsletter on digital platforms.

13TH EAST ASIA CONFERENCE ON COMPETITION LAW AND POLICY
“The Impact of Advances in Technologies on Competition Policy and Law”
Closing Remarks



Closing Remarks

12:55-13:00



Ms Sia Aik Kor
Chief Executive, Competition and Consumer Commission of Singapore

Aik Kor is the Chief Executive and a Commissioner of the Competition & Consumer Commission of Singapore.

Aik Kor has served in various positions in the public sector, including as a Justices' Law Clerk to the Chief Justice and Judges of the Supreme Court, Assistant Registrar at the Supreme Court, Deputy Public Prosecutor, District Judge of the Subordinate Courts, and the Official Assignee & Public Trustee at the Insolvency and Public Trustee's Office at the Ministry of Law. From 2005 to 2010, Aik Kor was seconded to then Competition Commission of Singapore, where she served as its first Director (Legal & Enforcement).

Aik Kor read law at the London School of Economics and Political Science, University of London and holds a Masters of Law from Harvard Law School.

Taiwanese official says competition agency is not considering digital platform regulation

[Charles McConnell](#)

29 September 2021



Credit: shutterstock/PopTika

Taiwan's antitrust enforcer does not think new ex ante competition regulation is needed to tackle concerns about digital media markets and will instead rely on the country's existing regime to address any possible issues, a top official at the agency has said.

Andy Chen, vice chair at Taiwan's Fair Trade Commission, said today that his agency does not think changes to the law governing the relationship between digital platforms and media companies are necessary, even though the authority has examined these types of issues, which are being addressed through regulation in other jurisdictions.

Speaking at the 13th East Asia Conference on Competition Law and Policy, Chen said the TFTC has already considered whether digital platforms should share revenue with news media businesses, but concluded that existing frameworks are capable of handling the issue.

The TFTC will initiate exemption procedures for certain companies, since collusion would violate the country's competition law, he said. Outlets will need to apply for an exemption with the agency so they can collectively

bargain, while the government department responsible for the media will decide which outlets should get to negotiate with the digital platforms, he said.

That approach differs from one taken in Australia and being considered elsewhere. The Australian Competition and Consumer Commission [produced](#) a mandatory media bargaining code last year following an inquiry into digital platforms, which [concluded](#) in July 2019 that Facebook and Google have “substantial market power” in multiple market segments.

Despite having no plans for ex ante regulation, Chen said his agency is hoping to wrap up a white paper on the digital economy later this year. The report will summarise past cases and propose solutions and enforcement principles, he explained.

The wide-ranging white paper will include definitions of relevant markets in cases with two-sided markets and a discussion on most-favoured nation clauses, resale price maintenance and non-price vertical arrangements. It will also include guidance on killer acquisitions, cartel concerns pertaining to algorithms and issues surrounding data, personalised pricing and privacy protections, Chen said.

The TFTC also plans to conclude a market inquiry into large cross-border digital platforms by the end of 2022, in order to gain a deeper understanding of the industry and its ecosystem.

Chen noted that his agency recently concluded an abuse of dominance case against Google. Unlike agencies in many other jurisdictions, the Taiwanese enforcer cleared Google in May after a five-year probe examining whether the company unlawfully required all smartphone and tablet makers to preload its suite of applications.

Chen said he is “not sure” whether the agency will probe Google again, but said it keeps a close eye on the tech giant, especially in the context of the white paper and market inquiry.

Commissioner Johannes Bernabe at the Philippine Competition Commission moderated the panel, which also included ACCC chair Rod Sims and Chandra Setiawan, a commissioner at Indonesia’s Commission for the Supervision of Business Competition. They were joined by executive vice president Christopher Chan at Alibaba-subsiidiary Lazada; and Julian Wright, a professor of economics at the National University of Singapore.

The conference concluded today.

Related Topics

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