

DIPLOMA IN COMPETITION LAW



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The course is designed by Mr. Naval Satarawala Chopra, Partner, Amarchand & Mangaldas & Suresh A. Shroff & Co, in association with leading global practitioners and academics in this field.

Lectures will be held every Friday and Saturday over a period of 6 weeks, helping you avoiding crucial time spent away from your office or academics. The Diploma contact lectures will commence on 14 November 2014 and end with an examination on 9 and 10 January 2015. The reading material for each lecture will be available at the library and students are required to obtain photocopies of this material for each lecture. It is vital that students pre-read this material in-depth prior to the lecture. The reading material will be available from 16th of August 2014. Certain course work would be allotted to the students as a part of assessment.

Aims and Objectives of the course

- ◆ The aim of the course is to teach the basic provisions of the Indian Competition Act, 2002, :
- ◆ to study the law in its economic and market context,
- ◆ to consider particular business phenomena - distribution agreements, licenses of intellectual property rights, cartels, exclusionary and exploitative behavior of dominant enterprises, joint ventures, merger control, etc. - against the backdrop of the Treaty on the Functioning of the European Union (*TFEU*) generally and Articles 101 and 102 TFEU, and the EU Merger Regulation in particular.

Teaching Method

The course will be taught over a 90 minute lecture, to be held twice on Friday and once or twice every Saturday, depending on the Outline at page below. The lectures will be held from 16:30 to 18:00 and 18:30 to 20:00 on Fridays and 14:00 to 15:30, and 16:00 to 17:30 on Saturdays, as the case may be.

Policy on participation and written work

The teachers of this subject expect a high degree of participation by the students and will follow the Socratic method of teaching. We will be assigning a student seating chart at the beginning of the lecture to ensure that students are in a comfortable environment and are encouraged to participate. Students are

required to have prepared answers to the questions asked under each lecture topic below.

Cases have been referred under each topic, along with references to the relevant paragraphs. These cases are available online. **It is vital that students read in depth and understand the cases set as part of the lecture reading.** During the course of the lectures, individual students can and will be called upon to respond to queries and discuss cases assigned.

Application Form

Please fill up the adjoining application form along with two passport size photographs.

Guest Lectures

There may be occasional guest lectures given by other academics, both Indian and international private practitioners, and officials from competition authorities. These guest lecturers are subject experts, having worked on Indian and international competition law and will conduct a few lectures and assist in teaching. This will be a rare opportunity for students to interact directly with these world renowned personalities in the field of competition law. **Preparation and reading for these lectures is essential.**

The examination method and format

A 3-hour examination will be set, requiring the student to answer 3 questions, of which at least one will be a problem question. Fifteen minutes are allowed for reading. The examination will be open-book.

End of Diploma small group teaching

At the conclusion of the diploma course, there will be a set of [4 to 5] of classes discussing problem questions. The problem questions are intended to assist your understanding of the subject in general and its practical application.

Textbook

The textbook for the course is the sixth edition of Competition Law by Professor Richard Whish, published by Oxford University Press in 2008. It is compulsory for all students to purchase a copy of the book.

You may also find helpful the fourth edition of *EU Competition Law: Text, Cases and Materials* by Alison Jones and Brenda Sufrin, published by Oxford University Press in 2010. For an understanding of economic concepts underpinning antitrust analysis, reference may be made to the third edition of *The Economics of EC Competition Law: Concepts, Application and Measurement* by Bishop and Walker, published by Sweet and Maxwell in 2010.

Modules

- ◆ Competition Law and Policy
- ◆ Relevant Market
- ◆ Anti Competitive Agreements
- ◆ Cartels
- ◆ Dominant Position
- ◆ Predatory Pricing
- ◆ Merger Control

Diploma Tutors

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