



**Asia-Pacific  
Economic Cooperation**

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Agenda Item: 7

## **International Enforcement Cooperation: The Philippine Experience**

Purpose: Information  
Submitted by: Philippines



**Competition Policy and Law Group Meeting  
Jakarta, Indonesia  
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# International Enforcement Cooperation: The Philippine Experience

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Jakarta, Indonesia



## DOJ – Office for Competition (OFC) as Competition Authority

- International cooperation embedded in 30+ laws
- Functions of DOJ - OFC under Executive Order No. 45 approved on 9 June 2011
  1. Investigate cases
  2. Enforce CPL
  3. Supervise competition in markets
  4. Monitor and implement measures
  5. Prepare studies and reports
  6. Promote international cooperation and trade relations
- Central authority for mutual legal assistance treaties (MLATs)



# International Cooperation

Competition Authority to Competition Authority

or

Competition Authority through Ministries/Departments



# International Cooperation

## Template MOU/MOA

1. Technical assistance and information
2. Case-specific procedural cooperation
3. Substantive provisions relating to competition laws

Source: A presentation of types of common provisions to be found in international, particularly bilateral and regional, cooperation agreements on competition policy and their application, UNCTAD, 6 September 2005



OFC Department of Justice  
OFFICE FOR COMPETITION

## Enforcement

### 1. Cartels

- Different phases of investigation (before, during and after)
- Exchange of information
- Leniency and cooperation

### 2. Mergers

- Communication between reviewing agencies
- Coordination on timing
- Collection and evaluation of evidence
- Remedies/settlements

Sources: Co-operation between competition agencies in cartel investigations, ICN, May 2007; Best practices on cooperation in merger investigations, US-EU Merger Working Group