

Conflicts and compromise

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Conflicts and Compromise: Internationalization of Competition Law

Shuo Li

1. Although some convergence between competition regimes regarding some rules can be observed, it is unlikely that the remaining differences will diminish in the near future.
2. The increase in the number of cross-border transactions and trans-national companies has made the extraterritorial application of domestic competition laws more accepted by the international community.
3. Attempts have been made by the international community to reduce the conflicts between jurisdictions. International cooperation has helped to reduce the effect of the conflicts. However, with the participation of more competition regimes, current cooperative mechanisms are not sufficient.
4. Centralization at the international level in the area of competition law is neither desirable nor feasible in the near future.
5. International law and international institutions should play a more effective role in facilitating cooperation in the area of competition law, particularly via bilateral agreements, soft law rules and networks between competition authorities.
6. Competition regimes should be developed on the basis of specific problems faced by the jurisdictions.
7. China and other developing competition regimes should actively participate in bilateral, regional and international cooperation in the area of competition law.
8. Theories borrowed from other disciplines, such as economics and political science, can offer interesting perspectives when analysing legal problems. However, it is important to avoid getting lost in the huge number of theories.
9. Getting a PhD abroad is a journey full of struggles and growth, ups and downs, curiosity and discovery.