

COMPETITION LAW IN WESTERN EUROPE AND THE USA

Author Guide

[A] Aim of the Publication

The looseleaf publication *Competition Law in Western Europe and the USA* consists in part of legislation and decisions from the European Commission and Courts, but it also contains “Country Reports” of all European Union member states, plus Norway, USA and Switzerland.

A Country Report consists of two sections. On the hand, there is the Commentary, which offers a bird’s eye view of the national competition law according to a fixed outline. On the other hand, there is a Legislation section, which contains the relevant legislative documents in English.

[B] Contact Details

For questions and comments please contact:

Niki de Bruin, Developmental Editor at Kluwer Law International (KLI).

Email: Niki.deBruin@kluwerlaw.com

[C] Outline Country Reports

PART 1 LEGISLATION

- The Legislation section contains the national competition act and other relevant legal documents dealt with in detail in the Commentary. It should also contain the national procedural law.
- Please note that only documents in English will be published. If the national competition act and/or procedural law are not publicly available in English and you wish to translate these documents yourself or arrange for their translation, please see below under [D] and [F].

- In case of other documents not available in English, please translate only the titles of the documents with a referral to a public domain website where they can be found.

PART 2 COMMENTARY

- The Commentary should be about 30 pages A4, in MS Word. This is about 20.400 words.
- Kluwer Law International (KLI) seeks to have one outline for the Commentaries, so that users can easily compare and find the relevant sections of the different countries. For the outline, please see below.
- The Commentary should focus on a comparison between national and EU competition law, with emphasis on the differences. Where possible these differences should be illustrated with examples of (summaries of) national case law.

Commentary Outline:

1. Introduction and Sources of Competition Law in ...
2. Institutions/Organs Responsible for Enforcement
Administrative competition authorities/courts.
3. Anticompetitive Agreements, Decisions and Concerted Practices
4. Abuse of Dominant Position
5. Mergers and Joint Ventures
6. Enforcement and Judicial Review
Description of national procedural law; investigation (complaints/fact-finding), due process (right to be heard, access to the documents), sanctions (decisions, orders, fines, criminal Prosecution of violation of the competition act, claims of damages etc.)
7. Leniency Policy
Does a leniency programme apply?
8. Special Sectors
Brief overview of national competition law and special sectors, e.g. telecommunications, consumer protection, energy, transport, postal services, financial services.
9. Future Developments and Conclusion

[D] Remuneration

- For newly published Country Reports (Commentary and Legislation), KLI offers remuneration of EUR 25 per printed page for Commentaries and EUR 30 for Legislation not available in English which you translated yourself or for which you arranged translation.

- For updated Country Reports the fee is also EUR 25 and EUR 30 respectively, but per printed altered page.
- If the result of your annual review is that the Country Report (both Commentary and Legislation) is still up-to-date and no changes are needed, KLI offers a one-time fee of EUR 100.
- Upon publication, you will also receive the PDF version of your Commentary and/or Legislation along with guidelines of how the PDF may be reused. A Word version of the Commentary will also be provided, which you are kindly requested to use for your next update.

[E] KLI Author Guide

KLI has put together an Author Guide to aid authors of books in putting together their manuscript and in understanding the publication process. You will find the Author Guide on KLI's website at <http://authors.wolterskluwerblogs.com/#guide>. Though primarily written for book authors, the Author Guide is also very useful for you as contributor to *Competition Law in Western Europe*.

It is highly recommended that the Author Guide is read before beginning to work on a manuscript.

[F] Copyright issues and Consent to Publish and Transfer of Copyright Form (CTP)

- For the Commentary and for translated Legislation, KLI asks you to sign a so-called Consent to Publish and Transfer of Copyright Form (CTP), signing over the copyright of your contribution to KLI and detailing the rights reserved to authors.
- KLI needs to receive a signed copy of this CTP before manuscript production can start. Once KLI has a signed CTP for your Commentary or translated Legislation, you do not need to sign it again with every update.
- Please note: Should you wish to update an official document or translation yourself, please make sure to obtain permission from the copyright holder of this document or translation. A special Consent to Publish and Transfer of Copyright Form should be signed for this.
- The different forms can be obtained from Niki de Bruin (niki.debruin@kluwerlaw.com) at KLI.
- With regard to Legislation publicly available in English, please make sure to obtain permission from the copyright holder for the commercial reproduction of these documents as well as the relevant copyright notice to include alongside them.

[G] Updating

- Authors of the Country Reports commit themselves to an annual review of their Report. You will receive an invitation by email for the yearly update from a member of staff at KLI. If the Country Report is still up-to-date and no changes are required, please indicate the date of your last review, which will then be published on the title pages of the Report. Please also see above under [C].
- Commentary: in order to facilitate the production process, we kindly ask you to only update the Commentary using the Word version provided to you upon its last publication and to switch on the Tracked Changes function in Word. If you are not familiar with this function, please consult the KLI Author Guide (see above under [D]).
- Legislation: upon its last publication, you will receive a PDF document of the Legislation which you can check during the annual review. Please indicate which documents are no longer in force and deliver Word or PDF versions or internet links of any new documents.