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## 国内要闻 Domestic News

### 北京市市监局终止调查联想公司垄断案

2020年3月9日，国家市场监督管理总局（“市场监管总局”）公布了由北京市市场监督管理局（“北京市市监局”）作出的联想（北京）有限公司（“联想公司”）垄断案终止调查决定。2018年7月，北京市市监局就联想公司涉嫌限制最低转售价格行为立案进行调查。随后，执法机构根据联想公司的申请于2018年9月16日就此案作出中止调查决定并根据联想公司的整改承诺履行状况于近日决定终止调查。（[查看更多](#)）

### Beijing AMR Terminates Antitrust Probe into Lenovo

On 9 March 2020, China's State Administration for Market Regulation (“SAMR”) published the decision on termination of investigation issued by Beijing Municipal Administration for Market Regulation (“Beijing AMR”) in which Beijing AMR decided to terminate the investigation against Lenovo (Beijing) Co., Ltd. (“Lenovo”). In July of 2018, Beijing AMR launched a formal investigation against Lenovo for resale price maintenance. After that, the antitrust enforcement authority decided to suspend the investigation upon Lenovo's application and recently decided to terminate relevant investigation after considering the implementation of Lenovo's rectification commitment. ([More](#))

### 贵州省市监局查处17家驾校垄断协议案，罚款共计330余万元

2020年3月9日，市场监管总局公布了由贵州省市场监督管理局（“贵州省市监局”）作出的对黔东南州兴义市驾培行业垄断协议案的处理决定，对17家驾校罚款共计3,308,012.84元。据调查，涉案企业根据协议约定，以加入同一家公司进行联合经营的形式统一价格，违反了《反垄断法》的相关规定。其中，涉案15家公司被处以2018年销售额3%的罚款，另外两家公司因积极参与和组织分别被处以2018年销售额4%和6%的罚款。（[查看更多](#)）

### Guizhou AMR Fines 17 Driving Schools CNY 3.31m for Collusion

On 9 March 2020, SAMR published the sanction decisions in which the Administration for Market Regulation of Guizhou Province (“Guizhou AMR”) fined 17 local driving schools around CNY 3.31m for collusion. Guizhou AMR found that these 17 schools colluded to unify the price in the form of joining the same company, which violated relevant provisions under the *Anti-Monopoly Law* (“AML”). Among them, 15 schools were imposed 3% of their turnovers in 2018 and the other two schools were imposed 4% and 6% of their turnovers in 2018 respectively for their active involvement. ([More](#))

### 浙江省市监局整治疫情期间机动车检测价格行为

近日，浙江省市场监督管理局（“浙江省市监局”）和浙江省发展和改革委员会联合下发《关于进一步规范机动车检测收费行为的通知》（“《通知》”）。《通知》指出，各地机动车检测企业应遵守《反垄断法》规定，根据企业经营成本和市场供求状况自主定价，不得相互串

通、协同涨价。提醒、告诫各地机动车检测相关行业协会加强价格自律，不得组织机动车检测企业通过微信群讨论或者召开会议等方式串通涨价或者协同涨价。（[查看更多](#)）

### Zhejiang AMR Warns Local Vehicle Detection Industry for Antitrust Violations

Recently, the Administration for Market Regulation of Zhejiang Province (“Zhejiang AMR”) and the Zhejiang Provincial Development and Reform Commission jointly issued the *Notice on Further Regulating the Charging Behavior of Vehicle Detection* (“Notice”). The Notice says that all local vehicle detection enterprises shall comply with the AML and set their prices independently according to their operating costs and market supply and demand, and shall not collude with each other to raise prices. Local detection industry associations shall strengthen self-discipline and shall not organize enterprises to collude in or coordinate in raising prices through WeChat group discussion or meeting. ([More](#))

## 海外动态 Overseas News

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### 因口罩等防疫用品不合理涨价，亚马逊、eBay遭意大利反垄断部门调查

2020年3月13日，据路透社报道，意大利反垄断执法机构表示其正在对亚马逊和eBay两大电子商务巨头被指控在当前冠状病毒疫情期间，对包括消毒洗手液在内的防疫产品价格不合理上涨的行为展开反垄断调查。该机构表示，他们还将会调查这两个电商平台上出现的一些声称产品可以有效对抗冠状病毒的误导性广告宣传问题。eBay在一份发至路透社的电子邮件声明中表示，其已经做好了随时与相关当局进行合作的准备，查明平台上存在的所有滥用行为。（[查看更多](#)）

### Italian Antitrust Watchdog Probes Amazon, eBay over Price Spikes in Virus Crisis

On 13 March 2020, *Reuters* reported that Italy’s antitrust watchdog said it was investigating e-commerce giants Amazon and eBay for an allegedly excessive rise in the price of products such as hand sanitiser during the coronavirus crisis. It said it would also investigate allegations of misleading advertisements for some items put up for sale on the e-commerce platforms where they were described as being effective against the coronavirus. In an emailed statement to *Reuters*, eBay said the company stood ready to cooperate with relevant authorities to identify any abuse. ([More](#))

### 因2095万美元反垄断罚单司法审查申请被驳回，Grab向马来西亚高院提出上诉

2020年3月11日，据DealStreetAsia报道，因不服马来西亚高等法院驳回其提出的对2,095万美元反垄断罚单进行司法审查的申请，东南亚网约车巨头Grab拟提出上诉。此前，Grab因滥用市场支配地位，阻止其司机为竞争对手推广和提供广告服务，于2019年10月份被马来西亚竞争委员会处以2,095万美元罚款。随后，Grab向马来西亚高等法院提出司法审查申请，据当地媒体The Edge称，法院因考虑到提出该司法审查申请的举动“不成熟”而予以驳回。（[查看更多](#)）

## Grab to Appeal Malaysian High Court's Dismissal of Judicial Review Bid

On 11 March 2020, *DealStreetAsia* reported that Southeast Asian ride-hailing firm Grab planned to appeal Malaysia's high court's dismissal of its application challenging the country's competition watchdog's proposed fine of USD 20.95m. The Malaysia Competition Commission in October last year proposed a fine on Grab for abusing its dominant position in the market by preventing its drivers from promoting and supplying advertising services for competitors. Then, Grab applied for leave to commence judicial review proceedings with regard to the proposed fine. According to local media *The Edge*, the court considered the move to file the application to be "premature" and therefore, dismissed it. ([More](#))

## 英特尔称欧盟11年前的12亿美元反垄断罚款存在错误

2020年3月10日，据路透社报道，英特尔在欧盟普通法院重新审理其反垄断案件时称，欧盟反垄断监管机构在十多年前对其处以10.6亿欧元的罚款是错误的。当时，欧盟委员会认定英特尔曾在一起可能影响谷歌和高通的案件中，对一个英国的竞争对手进行了打压。欧盟委员会律师尼古拉斯·汗对英特尔要求重新审理整个案件的行为进行了抨击，认为其出尔反尔。 ([查看更多](#))

## Intel Says Flawed EU Antitrust Decision Underpins EUR 1.06bn Fine

On 2 March 2020, the US Department of Justice ("DOJ") announced that Sandoz Inc. ("Sandoz"), a generic pharmaceutical company headquartered in New Jersey, admitted to antitrust crimes and agreed to pay USD 195m criminal penalty. It was charged for conspiring to allocate customers, rig bids, and fix prices for generic drugs during 2013 and 2015. The DOJ also announced a deferred prosecution agreement resolving the charges against Sandoz, under which the company agreed to pay the criminal penalty and cooperate fully with the Antitrust Division's ongoing criminal investigation. ([More](#))

## 美国司法部获仲裁支持，诺贝丽斯必须剥离爱励铝业在北美汽车车身铝薄板市场的全部业务

2020年3月9日，美国司法部发布新闻称，其已经获得仲裁裁决支持其关于汽车车身铝薄板在反垄断法下构成相关产品市场的观点。基于此项裁决，诺贝丽斯在收购爱励公司时将需要剥离爱励公司在北美市场的汽车车身铝薄板业务。司法部助理检察长马坎·德莱希姆称，这是汽车制造商、美国消费者和纳税人的胜利，将有益于维持汽车车身铝薄板市场的竞争，同时也证明了仲裁是解决并购审查中争议问题的有效手段。 ([查看更多](#))

## DOJ Wins Historic Arbitration of a Merger Dispute

On 9 March 2020, the US Department of Justice ("DOJ") announced that the arbitrator ruled as the DOJ had alleged, holding that aluminum auto body sheet constituted a relevant product market. As a result, Novelis must divest Aleris's entire aluminum auto body sheet operations in North America. "Today's decision is a victory for automakers and American consumers and taxpayers and will preserve competition in the market for aluminum auto body sheet," said Assistant Attorney General Makan Delrahim of the DOJ's Antitrust Division, "this first-of-its-kind arbitration proved to be an effective procedure for the streamlined adjudication of a dispositive issue in a merger challenge." ([More](#))

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