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立方竞争法周报

Weekly Competition Law News

NO.121

国内要闻 Domestic News

广东省市监局答复函关注互联网平台经济规范

Reply Letter of Guangdong AMR Concerns about the Internet Platform Economic Norms

衡水市监局召开数字服务平台反垄断座谈会

Hengshui AMR Holds a Digital Service Platforms Anti-monopoly Forum

吉林省召开规范平台经济秩序指导会

Jilin Province Holds a Guidance Conference to Regulate the Economic Order of the Platform

海外动态 Overseas News

西班牙竞争监管机构针对苹果和亚马逊展开调查

CNMC Opens an Antitrust Investigation into Apple and Amazon

欧盟就IAG对欧罗巴航空的拟议收购开展深入调查

EU Opens an In-depth Investigation to Assess Acquisition of Air Europa by IAG

新加坡竞争与消费者委员会确定对怡安和韦莱韬悦的拟议收购进一步审查的领域

CCCS Identifies Areas for Further Review of Proposed Merger of Aon and WTW

美法院驳回FTC对Facebook的反垄断诉讼

The US Court Dismisses FTC's Antitrust Complaint against Facebook

国内要闻 Domestic News

广东省市监局答复函关注互联网平台经济规范

2021年6月25日，广东省市监局发布《广东省市场监督管理局关于广东省十三届人大四次会议第1040号代表建议答复的函》（“答复函”），就关于加强互联网新经济模式监管的建议进行答复。答复函在对之前的平台经济监管执法进行回顾的基础上，指出了反垄断执法的难点和盲区，如市场份额难界定、区域执法体制难以适应平台跨界竞争等。同时，答复函明确了下一步工作将制定促进平台经济企业合规经营指引并编制《粤港澳大湾区竞争合规手册》。（[查看更多](#)）

Reply Letter of Guangdong AMR Concerns about the Internet Platform Economic Norms

On June 25, 2021, the Administration for Market Regulation of Guangdong Province (“Guangdong AMR”) issued the "Letter from Guangdong AMR on the Reply to the Proposal of the Representative No. 1040 of the Fourth Session of the Thirteenth Guangdong Provincial People's Congress" ("the Reply Letter"), responding to the proposal of strengthening the regulation of the new Internet economy model. Based on the review of the previous platform economy regulation and enforcement, the Response Letter pointed out the difficulties and blind spots of anti-monopoly enforcement, such as the difficulty in defining market share and the difficulty in the regional enforcement system for adapting to cross-border competition of platforms. At the same time, the reply letter clarified that the next step will be to develop guidelines to promote compliance of platform economy enterprises and stipulate the *Guangdong-Hong Kong-Macao Greater Bay Area Competition Compliance Manual*. ([More](#))

衡水市监局召开数字服务平台反垄断座谈会

2021年6月25日，衡水市市场监督管理局组织召开了数字服务平台反垄断与反不正当竞争座谈会，美团、京东、支付宝、滴滴出行等8家数字服务平台负责人参加会议。会议围绕公平竞争问题进行了座谈，分析了平台经济运行的主要问题并讨论对策、交流了反垄断合规管理经验以及对反垄断法和反不正当竞争法等有关内容进行了讲解。（[查看更多](#)）

Hengshui AMR Holds a Digital Service Platforms Anti-monopoly Forum

On June 25, 2021, the Administration for Market Regulation of Hengshui (“Hengshui AMR”) organized a forum on anti-monopoly and anti-unfair competition for digital service platforms. Eight digital service platforms, including Meituan, Jingdong, Alipay and DDT, attended the meeting. The forum focused on fair competition issues, analyzed the main problems of platform economic operation and discussed countermeasures, and exchanged experience in anti-monopoly compliance management as well as explained the relevant content of anti-monopoly law and anti-unfair competition law. ([More](#))

吉林省召开规范平台经济秩序指导会

2021年6月24日，吉林省市场监管厅会同吉林省委网信办联合召开规范平台经济秩序行政指导会。会议在肯定平台经济积极作用的前提下，分析存在的突出问题，例如平台实施“二选一”“大数据杀熟”等问题；强调各平台企业应加强内部合规管理，公平参与市场竞争，着力开展自查自纠；明确未来要加大平台经济领域执法监管力度。会上，26家平台企业代表共同签署了《合规经营倡议书》。（[查看更多](#)）

Jilin Province Holds a Guidance Conference to Regulate the Economic Order of the Platform

On June 24, 2021, the Administration for Market Regulation of Jilin Province and the Cyberspace Administration of Jilin Province jointly held an administrative guidance meeting to regulate the economic order of the platform. The meeting, while affirming the positive role of the platform economy, analyzed the outstanding problems, for example, the implementation of "either or" "big data kills" and other issues; stressed that the platform operators should strengthen internal compliance management, participate in market competition fairly, and make efforts to carry out self-examination and rectification; clarified that the enforcement and supervision in the field of platform economy should be increased in the future. During the meeting, representatives from 26 platforms companies signed the *Compliance Initiative* together. ([More](#))

海外动态 Overseas News

西班牙竞争监管机构针对苹果和亚马逊展开调查

2021年7月2日，据媒体报道称，西班牙竞争监管机构（“CNMC”）正在调查苹果（Apple）和亚马逊（Amazon）在西班牙市场中有关电子产品在线销售的涉嫌反竞争的行为。CNMC在周四的一份声明中称苹果公司采取的限制性措施将会影响第三方苹果产品零售商的销售和苹果竞争对手产品的推广，并由此减少电子产品网络零售市场中的竞争。同样，亚马逊采取的限制措施可能会增强其通过在线平台向第三方零售商提供营销服务的这一领域中的市场地位。CNMC的调查和案件解决程序最长将持续18个月。（[查看更多](#)）

CNMC Opens an Antitrust Investigation into Apple and Amazon

On July 2, 2021, according to reports, Spain's competition authority CNMC is investigating possible anti-competitive practices in Spain by Apple Inc and Amazon.com Inc regarding online sales of electronic products. They think restrictions carried out by Apple would affect the retail sale of Apple products by third parties and the advertising of competing Apple products, leading to a reduced competition in the Internet retail market for electronic products. Similarly, restrictions implemented by Amazon could strengthen its position in the sector of providing marketing services to third-party retailers through online platforms in Spain. The CNMC's proceedings open a maximum period of 18 months for the investigation and resolution of the case. ([More](#))

欧盟就IAG对欧罗巴航空的拟议收购开展深入调查

2021年6月29日，欧盟委员会称已根据欧盟合并控制条例对IAG和欧罗巴航空的拟议收购开展深入调查。IAG和欧罗巴航空（Air Europa）分别是西班牙第一大和第三大定期客运航空服务提供商，在某些航线上，他们是仅有的两家经营者。委员会担忧这项交易可能会减少两者之间的竞争，同时还担心合并会影响依赖欧罗巴航空的国内及短途网络航线为其自己在马德里机场和其他欧洲机场内运营的航空公司，他们可能会因为无法获得前者提供的支线交通，而决定终止也由IAG提供的国际航线服务，从而减少消费者选择。（[查看更多](#)）

EU Opens an In-depth Investigation to Assess Acquisition of Air Europa by IAG

On June 29, 2021, the European Commission said that it has opened an in-depth investigation to assess the proposed acquisition of Air Europa by IAG, under the EU Merger Regulation. IAG and Air Europa are respectively the first and third largest providers of scheduled passenger air transport services in Spain, and on some routes, they have been the only two airlines operating. The Commission is concerned that the proposed transaction may reduce competition between them, also concerned about the effect of the transaction on routes on which other airlines rely on Air Europa's domestic and short-haul network for their own operations at the Madrid airport and a number of other EU airports. These airlines may decide to terminate their services to international destinations also served by IAG without Air Europa's feeder traffic, reducing choice for travellers. ([More](#))

新加坡竞争与消费者委员会确定对怡安和韦莱韬悦的拟议收购进一步审查的领域

2021年6月29日，新加坡竞争与消费者委员会（CCCS）确定了对怡安（Aon）和韦莱韬悦（Willis Towers Watson）的拟议合并进行第二阶段审查的领域。根据怡安提供的信息和第三方的反馈，CCCS确定进一步审查领域涉及高管薪酬和相关咨询服务。第三方反馈提出合并后实体有可能成为相关领域中最大的供应商，且在新加坡国内很难存在有效的供给替代，如果允许合并，有可能在该领域中形成较高的市场壁垒。（[查看更多](#)）

CCCS Identifies Areas for Further Review of Proposed Merger of Aon and WTW

On June 29, 2021, the Competition and Consumer Commission of Singapore (“CCCS”) has identified areas for further review of the proposed merger of Aon and Willis Towers Watson (“WTW”). Based on information furnished by Aon and feedback from third parties, CCCS has identified areas for further review in respect of the proposed transaction, pertaining to executive compensation and related consulting services. Third party feedback suggested that the merged entity will become the largest provider of related areas, and that there are limited alternative providers available who are able to compete effectively in Singapore. If the merger allowed, it is possible to form high market barriers in the field. ([More](#))

美法院驳回FTC对Facebook的反垄断诉讼

2021年6月28日，美国哥伦比亚特区地方法院驳回了联邦贸易委员会针对Facebook提起的反垄断诉讼，48州检察长联合提起的平行诉讼也被一并驳回。FTC于去年12月提起诉讼，指控Facebook

采取了一项系统性战略来消除对其垄断地位的威胁，包括在2012年和2014年分别收购Instagram和WhatsApp。但法院最终裁决驳回，因FTC未能证明本案的主要争议和基础，即Facebook在个人社交网络市场中拥有垄断力量。但本裁决不必然意味着案件终结，法院表示存在FTC重新申诉并继续该诉讼的可能性。 ([查看更多](#))

The US Court Dismisses FTC's Antitrust Complaint against Facebook

On June 28, 2021, the U.S. District Court for the District of Columbia dismissed the Federal Trade Commission's ("FTC") antitrust complaint against Facebook, as well as a parallel case brought by 48 state attorneys general. The FTC sued the company last December, arguing that Facebook engaged in a systematic strategy to eliminate threats to its monopoly, including the 2012 and 2014 acquisitions of Instagram and WhatsApp, respectively. However, the court ruled that the FTC failed to prove its main contention and the cornerstone of the case: that Facebook holds monopoly power in the U.S. personal social networking market. The ruling is not necessarily the end of the case. The court acknowledged that there was a possibility for the FTC to file an amended complaint and continue the litigation. ([More](#))

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