

# Experience, Evaluation and Coordination of Technical Assistance Activities and related International Event

**DESWIN NUR**

International Cooperation Division



**KOMISI PENGAWAS PERSAINGAN USAHA**

Gedung KPPU

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UNITED STATES  
FEDERAL TRADE COMMISSION

# Workshop on **Refusal to Deal** with **a Rival**

BANDUNG/INDONESIA/20-22 JULY 2016

hosted by:



**KPPU**

KOMISI  
PENGAWAS  
PERSAINGAN  
USAHA

contributed by:



## TA HOSTED BY KPPU IN 2016

USFTC Workshop on Refusal  
to Deal with a Rival  
Bandung, 20-22 July 2016

# 1

## USFTC Workshop on Refusal to Deal with a Rival

- Presenting 2 (two) speakers from USFTC and 1 (one) speakers from ACCC
- Attended by 25 investigators and case handlers in KPPU
- Focus on abuse of dominance (specifically on refusal to deal), this workshop put its remark on law comparison between Indonesia, US, and Australia in abuse of dominance.
- Role-playing and intensive discussion were made.

## Agenda

- Overviews of Unilateral Conduct Enforcement in Australia, Indonesia, and the United States
- Market Power in Unilateral Conduct Cases
- FTC Case Study on Proof of Market Power
- Analyzing a Refusal to Deal (RTD) with a Rival
- Developing Reliable Evidence
- Presentation of Hypothetical Cases
- Breakout discussion
- Mock Devil's Advocate Panel
- Crafting a Remedy

# EVALUATION

No.	Criteria	Item	Result
1.	Benefit	Meet the need and priorities?	100%
		Gain new knowledge?	94%
2.	Quality	Interest for follow-ups?	88%
		Ability of speakers in delivering materials	100%
		Easy to follow?	88%
		Speaking too fast	23%
		Expertise provided is high	100%
3.	Methodology	Combination of lecture, breakout, simulation	100%
		Number of days are sufficient	59%
4.	Logistic	Hosting parts were perform well	76%
	OVERALL		88%

WORKSHOP ON  
**ABUSE OF DOMINANCE**  
and  
**UNILATERAL CONDUCTS**  
**FUNDAMENTALS**

Bali, 11-13 May 2016

## TA HOSTED BY KPPU IN 2016 (2)

OECD/KPC Workshop on Abuse  
of Dominance and Unilateral  
Conducts Fundamental  
Bali, 11-13 May 2016

# 2

## **OECD/KPC Workshop on Abuse of Dominance and Unilateral Conducts Fundamental**

- Presenting speakers from OECD, United States, Australia, Taipei, Korea, Japan, Pakistan, India, and Indonesia
- Attended by around 60 representatives from Asian economies.
- Focus on the fundamental issues surrounding abuse of dominance and unilateral conducts.

## **Agenda**

- Indonesian approaches in abuse of dominance
- Establishing dominance
- Establishing abuse of dominance
- Refusal to deal
- Tying and bundling
- Excessive pricing
- Abuse of dominance in Japan and Korea
- Building an abuse of dominance case
- Remedies and sanction
- Unfair trading
- Application of competition rules to SOE
- Country's case studies

## UPCOMING EVENTS IN INDONESIA



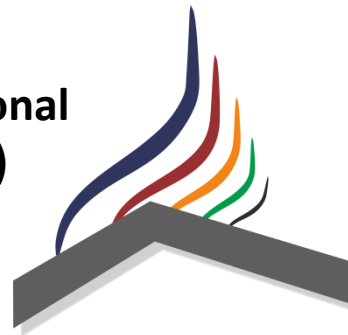
### **Antitrust Regional Seminar on the Competition Analysis of Vertical Restraints**

Jakarta, 28-29 September 2016

The workshop will present reports on vertical restraints from 16 agencies.

### **The Second Jakarta International Competition Forum (2nd JICF)**

Jakarta, 7 June 2017



## **Upcoming** Technical Assistance for ASEAN Competition Authorities to Strengthen Competition Law Enforcement in ASEAN region under JAPAN – ASEAN Integrated Fund (JAIF)

- The project aims to strengthen the capacity of AMS in enforcing its competition law. This project is also expected to improve understanding of national competition law in ASEAN, and promote cross border cooperation in competition law enforcement within AMS
- **From end of 2016 – end of 2018**

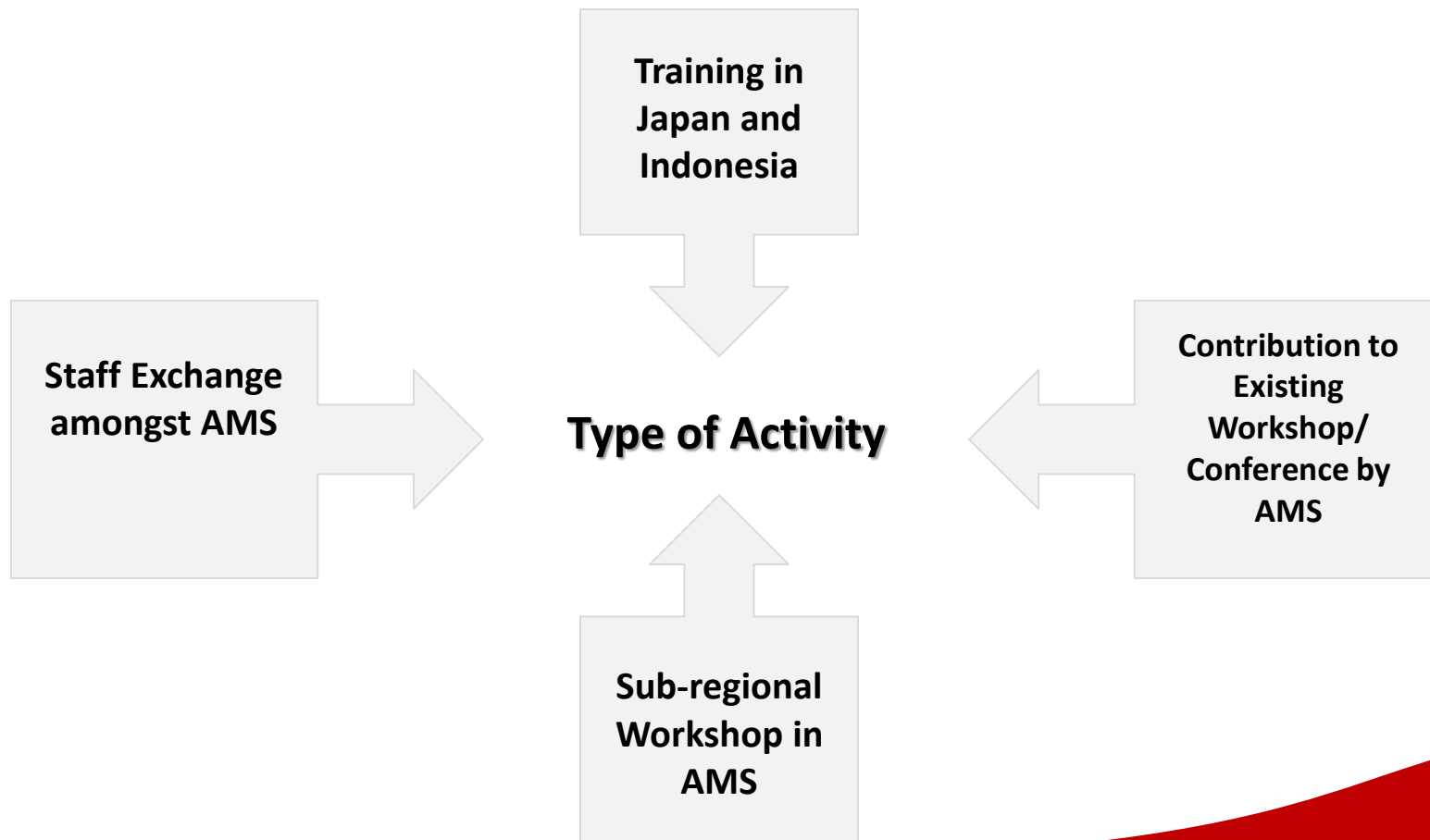
**A**

**Indonesia, Thailand, Vietnam,  
Singapore, Malaysia and the  
Philippines**

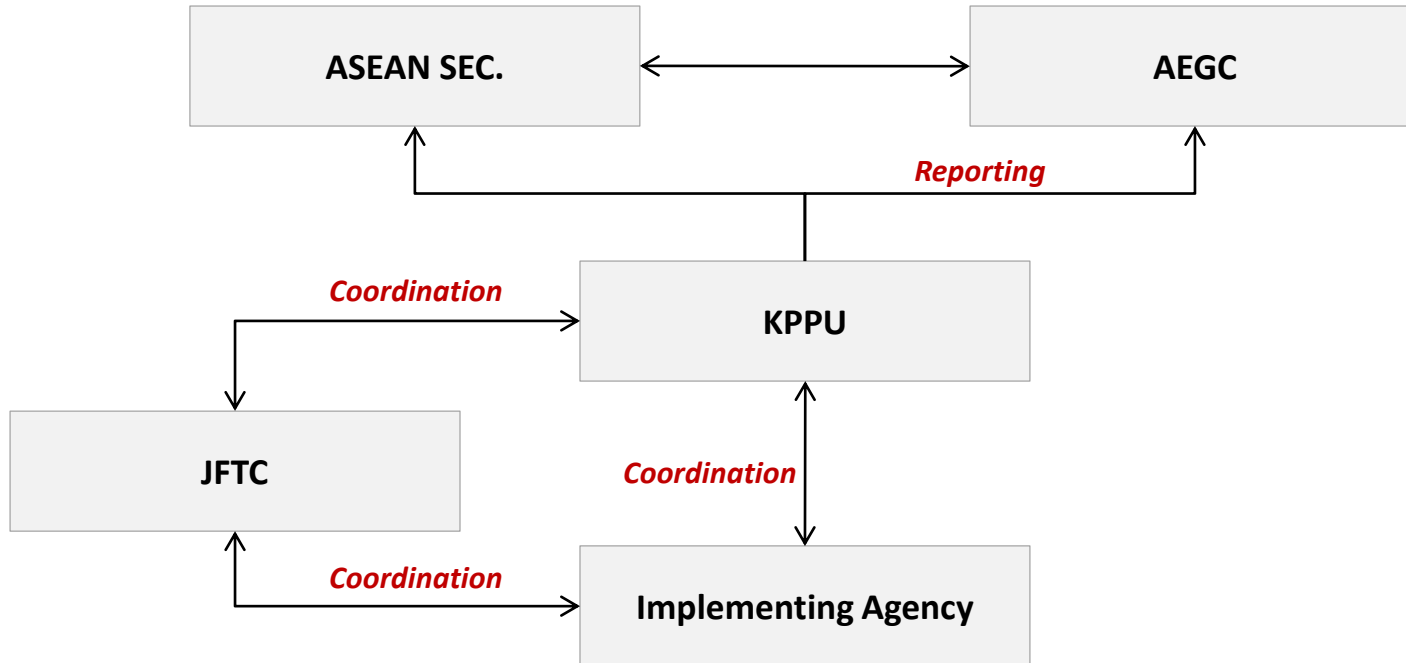
**B**

**Brunei Darussalam, Myanmar,  
Laos PDR and Cambodia**





# Project Organisational Structure



**KOMISI PENGAWAS PERSAINGAN USAHA**  
**<http://www.kppu.go.id>**

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