
Cartels and Competition Law

Lecturer: Mr Brent Fisse, Brent Fisse Lawyers

Timing: 5 – 11 August 2009 (excluding the weekend), 9 am – 4 pm

Location: Melbourne Law School, 185 Pelham Street, Carlton

Cartels and Competition Law is a subject within Melbourne Law School's specialty graduate program in Competition Law. It is a vital subject for both experienced and new practitioners in this area given the major amendments to the Trade Practices Act 1974 passed in June 2009. It provides comprehensive and critical coverage of the legal and practical issues arising under the new dual civil/criminal cartel regime.

Cartels and Competition Law: Principal Topics

- The economics of collusion
- Collusion and giving effect to collusion
- Price fixing
- Exclusionary provisions and cartel provisions: Reduction of output, market allocation and bid-rigging
- Cartel offences
- Individual and corporate responsibility and ancillary liability, including liability for being knowingly concerned
- Exceptions and defences: Joint ventures, collective bargaining, anti-overlap provisions, intellectual property and export arrangements
- Enforcement and investigation: Enforcement policy and guidelines, powers of investigation, immunity and cooperation, concurrent and sequential criminal and civil proceedings, offences relating to powers of investigation
- Damages and class actions
- Civil and criminal sanctions against corporate and individual defendants, and compliance programs.

Teaching Staff

Brent Fisse is a Senior Fellow of Melbourne Law School. He has extensive experience advising clients in a wide range of industries on issues of price fixing, market sharing and joint ventures. He is also a leading author on the new cartel legislation, criminal law, issues of corporate and individual liability, and sanctions and compliance programs.

Several visiting experts will enhance this subject, namely: Philip Williams, Executive Chairman of Frontier Economics (economics of collusion); Leon Zwier and Zaven Mardirossian, Partners, Arnold Bloch Leibler; and Kim Parker, Principal, Maurice Blackburn (damages and class actions).

Further Information

This subject may fulfil Continuing Professional Development (CPD) requirements. It may be taken as a single subject with or without assessment. For further details on selection criteria, the application process and other subjects in the graduate program in Competition Law, please contact the Melbourne Law Masters Office (details below).



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