

Competition co-operation and enforcement

INVENTORY OF CO-OPERATION AGREEMENTS



LIST OF AGENCY-TO-AGENCY MEMORANDA OF UNDERSTANDING (MoUs)

This document contains the list of MoUs/interagency agreements on co-operation taken from the 2015 Inventory of Co-operation Agreements prepared by the OECD Competition Committee.

The full inventory, the OECD Recommendation and accompanying documents can be found online at www.oecd.org/competition/inventory-competition-agreements.htm.

An increasing number of competition authorities enter into agency-to-agency memoranda of understanding, or MoUs, to strengthen their relationship with their counterparts. Since 2000, the number of MoUs has been increasing; in 2015, there are around 60 MoUs where at least one of the signatories is an OECD Member Country. MoUs are not legally binding, and are, compared to government-to-government co-operation agreements, flexible and easier to conclude or amend because their negotiation does not require the authorisation of legislative bodies or involvement of other governmental bodies, such as foreign ministries. MoUs may be concluded at the initiative of competition authorities based on their specific needs.

In general, MoUs are modelled on co-operation agreements at the government level, so they often share the same basic framework. However, provisions of MoUs are generally less detailed and less formal. Some MoUs contain all basic elements of comprehensive co-operation agreements, such as notifications, enforcement co-operation, co-ordination, negative and positive comity. Others focus more on establishing a basic framework to ensure a dialogue between the two competition authorities; for example, they have provisions on transparency, communication and/or technical co-operation (like conducting or participating in conferences, seminars, workshops or training courses, exchange of personnel or study trips, providing assistance in advocacy activities), but not on enforcement co-operation, such as investigative assistance, co-ordination of concurrent investigations, comity. Often MoUs designate a contact point of each party for the purpose of effective communication. Some MoUs are second generation agreements.

[\[Canada-India \(2014\)\]](#)

Memorandum of Understanding Between the Commissioner of Competition, Competition Bureau Canada and the Competition Commission of India on Cooperation in the Application of Competition Laws (1 December 2014)

[\[Colombia-US \(2014\)\]](#)

Agreement on Antitrust Cooperation Between the United States Department of Justice and the United States Federal Trade Commission, of the One Part, and the Superintendence of Industry and Commerce of Columbia, of the Other Part (16 September 2014)

[\[Australia-Philippines \(2014\)\]](#)

Memorandum of Cooperation Between the Department of Justice in the Republic of the Philippines and the Australian Competition and Consumer Commission (16 September 2014)

[\[Japan-Korea \(2014\)\]](#)

Memorandum on Cooperation Between the Fair Trade Commission of Japan and the Fair Trade Commission of the Republic of Korea (25 July 2014)

[\[Australia-China \(2014\)\]](#)

Memorandum of Understanding on Anti-Monopoly Cooperation between the Australian Competition and Consumer Commission and the Ministry of Commerce of the People's Republic of China (20 May 2014)

[\[Brazil-Korea \(2014\)\]](#)

Memorandum of Understanding on Cooperation in the Competition Field Between the Fair Trade Commission of the Republic of Korea and the Administrative Council for Economic Defense of the Federative Republic of Brazil (24 April 2014)

[\[Brazil-Japan \(2014\)\]](#)

Memorandum of Cooperation Between the Fair Trade Commission of Japan and the Administrative Council for Economic Defense of the Federative Republic of Brazil (24 April 2014)

[\[Indonesia-Korea \(2013\)\]](#)

Cooperation Arrangement Between the Fair Trade Commission of the Republic of Korea and the Komisi Pengawas Persaingan Usaha of the Republic of Indonesia (8 November 2013)

[\[EU-India \(2013\)\]](#)

Memorandum of Understanding between the Directorate-General for Competition of the European Commission and the Competition Commission of India on cooperation in the field of competition laws (21 November 2013)

[\[Turkey-Ukraine \(2013\)\]](#)

Memorandum for Cooperation in the Field of Competition Policy Between the Turkish Competition Authority and the Antimonopoly Committee of Ukraine (9 October 2013)

[\[Japan-Viet Nam \(2013\)\]](#)

Cooperation Arrangement between the Fair Trade Commission of Japan and the Competition Authority of the Socialist Republic of Viet Nam (28 August 2013)

[\[Japan-Philippines \(2013\)\]](#)

Memorandum on Cooperation between the Fair Trade Commission of Japan and the Department of Justice of the Republic of the Philippines (28 August 2013)

[\[Australia-India \(2013\)\]](#)

Memorandum of Understanding on Cooperation between the Competition Commission of India and the Australian Competition and Consumer Commission (3 June 2013)

[\[Kazakhstan-Turkey \(2013\)\]](#)

Memorandum for Cooperation in the Sphere of Competition Policy between the Turkish Competition Authority and the Agency of the Republic of Kazakhstan for Competition Protection (Antimonopoly agency) (May 2013)

[\[New Zealand-Australia on compulsorily-acquired information and investigative assistance \(2013\)\]](#)

Co-operation Arrangement between the New Zealand Commerce Commission and the Australian Competition and Consumer Commission in relation to the provision of compulsorily-acquired information and investigative assistance (April 2013)

[\[Egypt-Turkey \(2012\)\]](#)

Memorandum of Understanding on Bilateral Cooperation Between the Turkish Competition Authority and the Egyptian Competition Authority (17 November 2012)

[\[India-US \(2012\)\]](#)

Memorandum of Understanding on Antitrust Cooperation Between the United States Department of Justice and the United States Federal Trade Commission, and the Ministry of Corporate Affairs (Government of India) and the Competition Commission of India (27 September 2012)

[\[China-EU \(2012\)\]](#)

Memorandum of Understanding on Cooperation in the area of anti-monopoly law between on the one side the European Commission (Directorate-General for Competition) and on the other side the National Development and Reform Commission and the State Administration for Industry and Commerce of the People's Republic of China (20 September 2012)

[\[Australia-China \(2012\)\]](#)

Memorandum of Understanding on Cooperation between the State Administration for Industry and Commerce of the People's Republic of China and the Australian Competition and Consumer Commission (18 September 2012)

[\[China \(NDRC\)-Korea \(2012\)\]](#)

Memorandum of Understanding on Antimonopoly and Antitrust Cooperation between the Fair Trade Commission of the Republic of Korea and the National Development and Reform Commission of the People's Republic of China (30 May 2012)

[\[China \(SIAC\)-Korea \(2012\)\]](#)

Memorandum of Understanding on Competition Cooperation between the Fair Trade Commission of the Republic of Korea and the State Administration for Industry and Commerce of the People's Republic of China (30 May 2012)

[\[China \(MOFCOM\)-Korea \(2012\)\]](#)

Memorandum of Understanding on Antimonopoly Cooperation between the Fair Trade Commission of the Republic of Korea, and the Ministry of Commerce of the People's Republic of China (29 May 2012)

[\[Austria-Turkey \(2011\)\]](#)

Memorandum of Understanding on Bilateral Cooperation in the Field of Competition Law and Policy between the Turkish Competition Authority and the Austrian Federal Competition Authority (December 2011)

[\[China-US \(2011\)\]](#)

Memorandum of Understanding on Antitrust and Antimonopoly Cooperation between the United States Department of Justice and Federal Trade Commission, on the one hand, and the People's Republic of China National Development and Reform Commission, Ministry of Commerce, and State Administration for Industry and Commerce, on the other hand (27 July 2011)

[\[EU-Russia \(2011\)\]](#)

Memorandum of Understanding on Cooperation (10 March 2011)

[\[Chili-US \(2011\)\]](#)

Agreement on Antitrust Cooperation between the United States Department of Justice and the United States Federal Trade Commission, of the One Part, and the Fiscalía Nacional Económica of Chile, of the Other Part (31 March 2011)

[\[Croatia-Turkey \(2011\)\]](#)

Memorandum of Understanding on bilateral cooperation between the Croatian Competition Agency and the Turkish Competition Authority (17 February 2011)

[\[Russia-Turkey \(2011\)\]](#)

Memorandum on Cooperation between the Turkish Competition Authority and the Federal Antimonopoly Service of the Russian Federation (16 February 2011)

[\[Chinese Taipei-Hungary \(2010\)\]](#)

Co-operation Agreement between the Hungarian Competition Authority and the Taiwan Fair Trade Commission Regarding the Application of Competition and Fair Trading Laws (28 October 2010)

[\[Mongolia-Turkey \(2010\)\]](#)

Memorandum of Understanding on Cooperation between the Authority for Fair Competition and Consumer Protection of Mongolia and Turkish Competition Authority (28 April 2010)

[\[Bosnia and Herzegovina-Turkey \(2010\)\]](#)

Memorandum of Understanding on Cooperation between the Council of Competition of Bosnia and Herzegovina and the Turkish Competition Authority (28 April 2010)

[\[Russia-US \(2009\)\]](#)

Memorandum of Understanding on Antitrust Cooperation between the United States Department of Justice and the United States Federal Trade Commission, on the One Hand, and the Russian Federal Anti-monopoly Service, on the Other Hand (10 November 2009)

[\[Brazil-EU \(2009\)\]](#)

Memorandum of Understanding on Cooperation between, on the one side, the Directorate-General for Competition of the European Commission (DG Competition), and, on the other side, the Council for Economic Defense (CADE), the Secretariat of Economic Law of the Ministry of Justice (SDE), and the Secretariat for Economic Monitoring of the Ministry of Finance (SEAE) of the Government of the Federative Republic of Brazil (8 October 2009)

[\[Hungary-Poland \(2009\)\]](#)

Agreement on Co-operation Between the Polish Office of Competition and Consumer Protection and the Hungarian Competition Authority (14 October 2009)

[\[Canada-Chinese Taipei \(2009\)\]](#)

Memorandum of Understanding Between the Taipei Economic and Cultural Office in Canada and the Canadian Trade Office in Taipei Regarding the Application of Competition Laws (14 July 2009)

[\[Albania-Hungary \(2009\)\]](#)

Agreement on Cooperation in Competition Policy between the Albanian Competition Authority and the Hungarian Competition Authority (18 June 2009)

[\[Portugal-Turkey \(2008\)\]](#)

Memorandum of Understanding on Cooperation between the Portuguese Competition Authority and the Turkish Competition Authority (28 July 2008)

[\[Croatia-Hungary \(2008\)\]](#)

Cooperation Agreement in the Competition Policy field concluded between the Hungarian Competition Authority and the Croatian Competition Authority (11 June 2008)

[\[Brazil-Canada \(2008\)\]](#)

Cooperation Arrangement Between the Commissioner of Competition, Competition Bureau of the Government of Canada, and the Council for Economic Defense, the Secretariat of Economic Law of the Ministry of Justice, and the Secretariat for Economic Monitoring of the Ministry of Finance of the Government of the Federative Republic of Brazil Regarding the Application of their Competition Laws (May 2008)

[\[Bulgaria-Turkey \(2007\)\]](#)

Memorandum of Understanding on Cooperation Between the Turkish Competition Authority and the Bulgarian Commission on Protection of Competition (1 December 2007)

[\[Hungary-Moldova \(2007\)\]](#)

Agreement on Cooperation in Competition Policy between the Hungarian Competition Authority and National Agency for the Protection of Competition of Moldova (16 October 2007, amended on 12 November 2007)

[\[Australia-New Zealand \(2007\)\]](#)

Cooperation Agreement between the Australian Competition and Consumer Commission and the New Zealand Commerce Commission (31 July 2007)

[\[Bulgaria-Hungary \(2007\)\]](#)

Memorandum of Understanding for Enhancing Bilateral Co-operation between the Bulgarian Commission on Protection of Competition and the Hungarian Competition Authority (19 February 2007)

[\[China-Hungary \(2006\)\]](#)

Agreed Minutes on China-Hungary Competition Policy Cooperation (22 June 2006)

[\[Canada-Korea \(2006\)\]](#)

Cooperation Arrangement Between the Commissioner of Competition, Competition Bureau of the Government of Canada and the Fair Trade Commission of the Government of the Republic of Korea Regarding the Application of their Competition and Consumer Laws (4 May 2006)

[\[Hungary-Ukraine \(2006\)\]](#)

Agreement on co-operation on competition policy between the Competition Authority of the Republic of Hungary and the Antimonopoly Committee of Ukraine (27 January 2006)

[\[Romania-Turkey \(2005\)\]](#)

Memorandum of understanding for enhancing bilateral cooperation between the Romanian Competition Council and the Turkish Competition Authority (12 December 2005)

[\[Korea-Turkey \(2005\)\]](#)

Memorandum of Understanding on Cooperation between the Fair Trade Commission of the Republic of Korea and the Competition Authority of the Republic of Turkey (17 November 2005)

[\[Hungary-Romania \(2005\)\]](#)

Agreement on Cooperation on Competition Policy between Competition Council of Romania and the Hungarian Competition Authority (27 September 2005)

[\[Korea-Mexico \(2004\)\]](#)

Arrangement between the Fair Trade Commission of the Republic of Korea and the Federal Competition Commission of the United Mexican States Regarding the Application of Their Competition Laws (23 April 2004)

[\[Canada-UK \(2003\)\]](#)

Co-operation Arrangement between the Commissioner of Competition (Canada) and Her Majesty's Secretary of State for Trade and Industry and the Office of Fair Trading in the United Kingdom Regarding the Application of Their Competition and Consumer Laws (14 October 2003)

[\[Australia-New Zealand-UK \(2003\)\]](#)

Cooperation Arrangement between the Australian Competition and Consumer Commission, the Commerce Commission in New Zealand and Her Majesty's Secretary of State for Trade and Industry and the Office of Fair Trading in the United Kingdom Regarding the Application of Their Competition and Consumer Laws (16 October 2003)

[\[Korea-Latvia-Romania-CIS countries \(2003\)\]](#)

Memorandum Regarding Cooperation in Competition Policy among the Fair Trade Commission of the Republic of Korea, the Competition Council of the Republic of Latvia, the Competition Council of Romania and the Interstate Council for Antimonopoly Policy of CIS countries (17 September 2003)

[\[Australia-Korea \(2002\)\]](#)

Cooperation Arrangement between the Australian Competition and Consumer Commission and the Fair Trade Commission of the Republic of Korea Regarding the Application of Their Competition and Consumer Protection Laws (29 September 2002)

[\[Korea-Romania \(2002\)\]](#)

Memorandum on Cooperation between the Fair Trade Commission of the Republic of Korea and the Competition Council of Romania (23 July 2002)

[\[Australia-Chinese Taipei-New Zealand \(2002\)\]](#)

Cooperation Arrangement between the Australian Competition and Consumer Commission, the New Zealand Commerce Commission, and the Taiwan Fair Trade Commission Regarding the Application of Competition and Fair Trading Laws (30 July 2002)

[\[Australia-Fiji Islands \(2002\)\]](#)

Memorandum of Understanding between the Commerce Commission of the Fiji Islands and the Australian Competition and Consumer Commission (16 May 2002)

[Canada-Chile (2001)]

Memorandum of Understanding Between the Commissioner of Competition (Canada) and the Fiscal Nacional Economico (Chile) Regarding the Application of Their Competition Laws (17 December 2001)

[Australia-Canada-New Zealand (2000)]

Cooperation Arrangement Between the Commissioner of Competition (Canada), the Australian Competition and Consumer Commission and the New Zealand Commerce Commission Regarding the Application of Their Competition and Consumer Laws (October 2000)

[Korea-Russia (1999)]

Memorandum on co-operation between the Ministry of the Russian Federation for Antimonopoly Policy and Support to Entrepreneurship and the Fair Trade Commission of the Republic of Korea (7 December 1999)

[Australia-Papa New Guinea (1999)]

Co-operation and Co-ordination Agreement between the Australian Competition and Consumer Commission and Papua New Guinea Consumer Affairs Council (26 November 1999)

[Australia-Chinese Taipei (1996)]

Cooperation and Coordination Arrangement Between the Taipei Economic and Cultural Office and the Australian Commerce and Industry Office Regarding the Application of Competition and Fair Trading Laws (13 September 1996)

[Australia-New Zealand (1994)]

Co-operation and Co-ordination Agreement between the Australian Trade Practices Commission and New Zealand Commerce Commission (July 1994)
