

COMPETITION LAW IN DEVELOPING COUNTRIES: THE INFLUENCE OF MULTINATIONAL ENTERPRISES (MNEs)

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Draft as of 1st March 2011

Multinational Enterprises (MNE) play a relevant role in spreading business culture in developing countries (DC). There is evidence of that in many legal areas. From the perspective of competition policy, we normally look to their negative face and to the effects of their anticompetitive actions in those jurisdictions lacking competition law, calculating the detrimental impact of their actions in consumer welfare, but such a picture is far from complete.

This article explores a comprehensive view of MNEs and their influence on competition law adoption and enforcement by silently spreading competition culture and providing a source of inspiration and stimulus to the many DCs. Indeed, there may be positive spillovers of MNEs' conducts and strategies in encouraging free competition or promoting the adoption of competition rules, specially on DCs without competition regimes or where they're not been enforced. As this article shows, several arguments support the thesis that MNEs have incentives to carry along with their activities abroad good antitrust and regulatory practices that they are required to follow in most advanced jurisdictions.

Keywords: Multinational Enterprises, Developing Countries, Emerging Economies, Competition Law, Antitrust Law

JEL Codes: F23, K21, K42,