



NEWSLETTER

LIFANG & PARTNERS 立方观评

No.63

2018.04

立方竞争法周报

Weekly Competition Law News



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1、2018年4月10日国家市场监督管理总局正式挂牌

2018年4月10日上午，国家市场监督管理总局正式挂牌，同一天，其官方网站进入试运行阶段。国务委员王勇参加了揭牌仪式。

此前国家市场监督管理总局局长张茅曾在会议中提到，机构改革具体时间表如下：

3月31日前配备部门领导班子成员；

4月10日国家市场监管总局揭牌；

4月20日前完成转隶组建；

5月31日前上报三定规定草案；

6月20日前三定方案报批；

9月底之前落实新的三定方案；

2018年年底验收。

确定三定方案（主要职责、内设机构和人员编制）和人员划转调整是重点工作。机构改革的变化就体现在三定方案中，三定方案一般会本着“综合司局合并，职责相近的司局整合，主体业务司局原则不动”的原则进行整合。【1】

The State Administration for Market Regulation (SAMR) Unveiled

On the morning of April 10, 2018, the State Administration for Market Regulation (SAMR) was officially inaugurated. On the same day, SAMR official website entered the trial operation stage. State Councilor Wang Yong attended the unveiling ceremony.

Zhang Mao, former director of SAMR, mentioned in the meeting that the specific timetable for institutional reform is as follows:

Reform the department team before March 31;

On April 10, the State Administration for Market Regulation unveiled;

Complete the establishment of the transfer before April 20;

Submit a draft of “3 stipulations scheme” before May 31;

Declare the approval of “3 stipulations scheme” before June 20;

Implement the “3 stipulations scheme” before the end of September;

Acceptance at the end of 2018.

The determination of the “3 stipulations scheme” (main responsibilities, internal institutions and staffing) and personnel transfer adjustment are key tasks. Changes in institutional reforms are reflected in the “3 stipulations scheme”. “3 stipulations scheme” will generally be based on the principle of “combination of comprehensive departments, integration of departments with similar responsibilities, and the main business department not moving”.

2、无锡市工商局紧急约谈美团、滴滴、饿了么，规范外卖市场

为规范外卖服务市场经营行为，维护公平有序的市场竞争秩序，保护经营者和消费者的合法权益，4月11日，无锡市工商局联合市公安局约谈美团、滴滴、饿了么三家外卖服务平台运营商。

无锡市工商局苏益玲副局长表示，近期，无锡市工商局陆续接到了部分入驻外卖服务平台的无锡商户递交的举报材料，内容主要集中在商户因上线“滴滴”而被“美团”和“饿了么”外卖强制下线。市工商局初步调查情况显示，相关外卖服务平台的行为已经涉嫌构成不正当竞争行为和垄断经营行为。

无锡市工商局责令相关平台经营者立即采取以下措施消除不良后果：一是立即停止实施涉嫌不正当竞争和垄断的违法行为，防止损害后果的持续扩大；二是积极主动协助、配合执法部门开展相关执法调查，如实提供相关资料或者情况；三是迅速对经营行为开展自查自纠，主动纠正其他可能影响市场秩序、侵害消费者合法权益的经营行为，如虚假宣传、消费欺诈等。【2】

To Regulate the Takeout Market, Wuxi Municipal Administration for Industry and Commerce Urgently Interviews Meituan, DiDi and Eleme

In order to standardize the behavior of the takeout service market, maintain a fair and orderly market competition order, and protect the legitimate rights and interests of business operators and consumers, the Municipal Administration for Industry and Commerce and the Bureau of Public Security of Wuxi convened an administrative interview on April 11 with three operators of takeout service platforms Meituan, DiDi and Eleme.

Deputy Secretary Su Yiling of the Wuxi Municipal Administration for Industry and Commerce stated that recently, the Wuxi Municipal Administration for Industry and Commerce had received reports submitted by some Wuxi merchants who had joined the takeout service platforms. These reports mainly focused on the merchants being forcibly removed from Meituan and Eleme because of joining DiDi. Initial investigations conducted by the Municipal Administration for Industry and Commerce revealed that the behavior of relevant takeout service platform has been suspected of constituting unfair competition and monopolistic conduct.

【2】 <http://gsj.wuxi.gov.cn/doc/2018/04/11/1798432.shtml>

Wuxi Municipal Administration for Industry and Commerce ordered the relevant platform operators to immediately take the following measures to eliminate the adverse consequences. Firstly, immediately stop the implementation of illegal activities suspected of unfair competition and monopoly to prevent the continuous expansion of damage. Secondly, actively assist and cooperate with law enforcement department to carry out relevant law enforcement investigations and provide relevant information truthfully. Thirdly, conduct self-examination and self-correction of business operations, and actively corrects other business operations that may affect the market operation order and infringe legitimate rights and interests of consumers, such as false publicity and consumer fraud.

3、苹果或将因不正当手段在韩国面临反垄断部门的处罚

业内人士周日称，苹果可能因将iPhone的广告成本和维修成本转嫁至本地运营商而在韩国面临反垄断部门的处罚。消息称，韩国公平贸易委员会（FTC）秘书处近日同意对苹果韩国公司的不公平行为进行处罚，并向苹果韩国公司发送了一份审查报告，要求苹果方面做出解释。在收到苹果韩国公司的回应之后，FTC将会在未来几天内决定是否对苹果实施处罚。

过去数年中，苹果韩国公司已经遭到当地移动运营商的批评，指控苹果将iPhone的销售成本转嫁给了他们，包括广告成本、发布会成本以及维修成本等。由于韩国各方面对苹果不满情绪的累积，FTC曾在2016年6月和2017年11月对苹果韩国公司总部进行过调查。在其他市场，苹果在2013年，由于对iPhone成本进行了控制，被中国台湾罚款7亿韩元。去年，苹果因对运营商采取不公平行为被法国罚款64亿韩元。【3】

Apple May be Fined by the Anti-monopoly Regulator in South Korea for Unfair Practices

Industry officials said on Sunday that Apple may be fined by the anti-monopoly regulator in South Korea for shifting product advertisement and repair costs to local mobile carriers. A source said that the Korea Fair Trade Commission (FTC) Secretariat recently agreed to punish alleged unfair practices of Apple Korea, and sent the examiner's report to Apple Korea, requesting an explanation from Apple. After receiving the response from Apple Korea, the FTC will decide whether or not to impose penalties on Apple in the next few days.

In the past few years, Apple Korea has been criticized by local mobile carriers and has been accused of shifting the cost of selling iPhone to them, including advertisement, conference, and repair costs. Due to the accumulation of dissatisfaction from South Korea, the FTC conducted investigations on Apple's Korean headquarters in June 2016 and November 2017. In other markets, in 2013, Apple was fined 700 million by Taiwan because it controlled the cost of iPhone. Last year, Apple was fined 6.4 billion by France for unfair practices against its carriers.

【3】来源：新浪科技<http://tech.sina.com.cn/it/2018-04-09/doc-ifyteqtq6194678.shtml>

4、涉嫌反竞争行为 21世纪福克斯伦敦办公室遭突击搜查

鲁珀特·默多克的21世纪福克斯办公室遭到欧盟委员会官员的突击检查，欧盟委员会正在调查可能存在的滥用在重大体育赛事转播中的支配地位的行为。

该公司的发言人证实：“福克斯网络集团（FNG）正充分配合欧盟委员会的检查。” FNG是福克斯的运营单位，在全球范围内分销电视和有线频道及内容。

一位委员会发言人针对搜查事件表示：“欧盟委员会证实，4月10日在部分成员国对该公司从事有关体育活动和/或媒体转播权等权利发行领域的营业场所进行了突击检查。突击检查是针对涉嫌反竞争行为的初步措施。”

欧委会怀疑福克斯“可能违反了禁止卡特尔和限制性商业行为的欧盟反垄断法规”，从而引发了这次搜查，搜查中，欧委会查收了部分文件和计算机记录。

这家娱乐巨头针对天空集团的收购旷日持久，在此期间，伦敦和布鲁塞尔的监管机构对其进行进行了严格审查。福克斯一直在试图收购天空集团剩余61%的股权。

21st Century Fox's London Office is Raided Because of Suspected Anti-competitive Practices

The offices of Rupert Murdoch's 21st Century Fox have been raided by officials from the European Commission investigating a potential abuse of its dominant position in the broadcasting of major sports events.

A spokesman for Murdoch's company confirmed: "Fox Networks Group (FNG) is cooperating fully with the EC inspection." FNG is an operating unit of Fox, which distributes TV and cable channels and content around the world.

A commission spokesman said of the raids: "The European commission can confirm that on 10 April its officials carried out unannounced inspections in several member states at the premises of companies active in the distribution of media rights and related rights pertaining to various sports events and/or their broadcasting. Unannounced inspections are a preliminary step into suspected anticompetitive practices."

The raids, during which documents and computer records were taken, had been prompted by concerns of the regulators in Brussels that Fox "may have violated EU antitrust rules that prohibit cartels and restrictive business practices".

The entertainment giant is currently embroiled in a long-drawn-out takeover of Sky, during which it has fallen under intense scrutiny by regulators in London and Brussels. Fox has been trying to buy the 61% of Sky that it does not currently own. 【4】

【4】



IMPORTANT INFORMATION

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