

Latrobe Exam Notes

Overview Page

1. Cartels:

Has X come to an agreement in regards to

- a. Price Fixing (44ZZRD (2))
- b. Allocating Markets (44ZZRD(3)(b))
- c. Bid Rigging (44ZZRD (3)(c))
- d. Controlling/Restricting Output (44ZZRD(3))
- e. Penalties and Remedies

2. Price disclosure/signalling (Volume 1, Part IV, Division 1A):

Has x come to an agreement to disclose prices to competitors?

3. Substantially lessening competition (45):

Has x come to an agreement with y which will substantially lessen competition?

4. Exclusionary provision (45):

Has x come to an agreement with y to exclude particular persons or classes of persons from the supply or acquisition of goods or services (maybe only in certain circumstances)

5. Secondary boycotts (45D):

Has x engaged in conduct which hinders/prevents a third party from supplying or acquiring goods/services from a fourth party, causing the fourth party substantial loss or damage or causing a substantial less of competition

6. Taking advantage of market power (46):

Has x used their substantial degree of market power to eliminate or substantially damage a business or to prevent a new business from entering the market?

7. Exclusive dealing (47):

Has x entered into an agreement with y for the conditional supply or acquisition of goods and services? Has x refused to supply y goods or services for specified reasons

8. Resale price maintenance (48):

Has x engaged in conduct which has the purpose of maintaining retail prices?

9. Mergers (50):

Has x undertaken a merger/acquisition with y which has the effect of substantially lessening competition?

10. Authorisation and Notification (Part VII):

Is x eligible to apply for authorisation?

11. Penalties and Remedies?

Is x liable for any penalties or remedies? Is x able to seek any remedies?