

The Application of Competition Policy vis-à-vis IPRS: The Evolution of Thought Underlying Policy Change

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Congratulations and Gratitude

- Robert Anderson
- Nuno Pires de Carvalho
- Anna Caroline Müller
- Antonella Salgueiro Mezgolits
- Nadezhda Sporysheva
- Antony Taubman

Today's Agenda

- Evolution of Thinking over the Past 25 Years: How Our Understanding of the Links Between Competition Policy and IPRs Has Changed
- Illustration
- Some Lessons
- Personal Views Only
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Invention of the Transistor: Bardeen, Brittain, and Shockley at Bell Labs in 1947

The Telephone: 1950s





Camera (and Film) 1980s



The Mainframe Computer: 1960s



Malcolm McLean





Apollo 11: July 1969

Today



What We Learned: The Significance of Policy Integration

- Competition
- Intellectual Property
- Trade
- Government Procurement

What We Learned: Importance of Interdisciplinary Integration

- Economics
- Engineering
- History
- Law
- Political Science
- Physical Science

What We Learned: Growing Significance of Global Integration

- Centripetal Forces
 - Substantial Economic Interdependence
- Centrifugal Forces
 - Regulatory fragmentation

What We Learned: How Institutional Structure Shapes Policy Outcomes

- Rights-Granting Process within Jurisdictions
 - FTC, *To Promote Innovation* (2003)
- International Policy Standard-Setting Across Jurisdictions
 - Bilateral
 - Regional
 - Global

What We Learned: Future Directions

- Policy Integration Across Jurisdictions
 - Revival of the WTO Competition Working Group and extension of opt-in plurilateral mechanisms
 - Australia, Canada, New Zealand, UK, US
 - Contributions from academic hubs: E.g., EUI FSR
- Policy Integration within Jurisdictions: E.g., UK
 - CMA cooperation with sectoral regulators
 - CMA DaTA team
 - CMA markets regime