Chapter 11
Competition

Article 11.1
Anticompetitive Activities

1. Each Party shall, in accordance with its laws and regulations, take measures which it considers appropriate against anticompetitive activities, in order to facilitate trade and investment flows between the Parties through the efficient functioning of its markets.

2. For the purposes of this Chapter, the term "anticompetitive activities" means any conduct or transaction that may be subject to penalties or relief under the competition laws and regulations of the respective Parties.

Article 11.2
Cooperation on Controlling Anticompetitive Activities

1. The Parties shall, in accordance with their respective laws and regulations, cooperate and assist each other for controlling anticompetitive activities within their respective available resources.

2. The details and procedures concerning the implementation of cooperation under this Article shall be specified in the Implementing Agreement.

Article 11.3
Non-Discrimination

Each Party shall apply its competition laws and regulations in a manner which does not discriminate between persons in like circumstances on the basis of their nationality.

Article 11.4
Procedural Fairness

Each Party shall implement administrative and judicial procedures in a fair manner to control anticompetitive activities, in accordance with its relevant laws and regulations.

Article 11.5
Transparency

Each Party shall promote transparency of the implementation of its competition laws and regulations and its competition policy.

Article 11.6
Non-Application of Paragraph 2 of Article 1.8 and Chapter 16

Paragraph 2 of Article 1.8 and Chapter 16 shall not apply to this Chapter.