

## CONTENTS

	<i>Foreword by Professor Wang Xiaoye</i>	ix
	<i>Acknowledgements</i>	xii
	<i>Table of Legislation, Regulations, Administrative Decisions and Policy Documents</i>	xiv
	<i>List of Abbreviations</i>	xxx
	<b>PART I Introducing the Anti-monopoly Law</b>	<b>1</b>
<b>1</b>	<b>Competition Law in China and the Importance of Context</b>	<b>3</b>
	1.1 Introduction	3
	1.2 Evaluations of the Anti-monopoly Law to Date	4
	1.3 Competition Law and the Relevance of Context	16
	1.4 Need for a New Analytical Framework for the Anti-monopoly Law	20
	1.5 A Political Economy Framework for the Anti-monopoly Law	22
	1.6 Methodology and Scope	24
	1.7 Structure of Book	24
<b>2</b>	<b>Legal Analysis of the Anti-monopoly Law</b>	<b>27</b>
	2.1 Introduction	27
	2.2 Merger Control	28
	2.3 Non-Merger Conduct	59
	2.4 Conclusion	96
	<b>PART II A Political Economy Framework for the Anti-monopoly Law</b>	<b>99</b>
<b>3</b>	<b>Demand-Side Analysis of the Anti-monopoly Law</b>	<b>101</b>
	3.1 Introduction	101
	3.2 Key Stakeholders on the Demand-Side of the Anti-monopoly Law	102
	3.3 Shaping the Demand for Competition Law in China: Economic Reforms and the Governance Gap	120

3.4	Broader Policy Environment Influencing Demand-Side Dynamics	124
3.5	Conclusion	135
<b>4</b>	<b>Supply-Side Analysis of the Anti-monopoly Law</b>	<b>136</b>
4.1	Introduction	136
4.2	Key Stakeholders on the Supply-Side of the Anti-monopoly Law	137
4.3	Institutional Design Issues Influencing Supply-Side Dynamics	175
4.4	Broader Governance and Policy Environment Influencing Supply-Side Dynamics	187
4.5	Conclusion	197
	<b>PART III Understanding the Anti-monopoly Law in Its Context</b>	<b>199</b>
<b>5</b>	<b>The Making of the Anti-monopoly Law</b>	<b>201</b>
5.1	Introduction	201
5.2	The Anti-monopoly Law Drafting Process	202
5.3	Major Issues Considered in the Drafting of the Anti-monopoly Law	213
5.4	Conclusion	240
<b>6</b>	<b>The Public Enforcement of the Anti-monopoly Law</b>	<b>243</b>
6.1	Introduction	243
6.2	Jurisdiction: Enforcement and Scope Issues	244
6.3	Anti-monopoly Law and Other Government Policies	259
6.4	The Relationship between the State and the Market	277
6.5	Conclusion	294
<b>7</b>	<b>Conclusion</b>	<b>297</b>
7.1	Introduction	297
7.2	Findings	298
7.3	Implications for Current Evaluations of the Anti-monopoly Law	305
7.4	Final Thoughts	311
	<b>Appendices</b>	
	<i>Appendix A: Research Methods, Materials and Sources</i>	313
	<i>Appendix B: Published Anti-monopoly Law Administrative Enforcement Decisions as at 31 December 2016</i>	315
	<i>Appendix C: Timeline of the Anti-monopoly Law Drafting Process</i>	332
	<i>Bibliography</i>	335
	<i>Index</i>	376