

Workshop – Cartels and Bid Rigging

📍 Kuala Lumpur, Malaysia



3-5 October 2023

This Workshop will provide participants with an opportunity to explore key issues for effective anti-cartel enforcement such as detection and collection of valuable evidence. Several sessions will focus on fighting bid rigging a particularly crucial area of anti-cartel enforcement as bid rigging affects procurement processes, raising prices and lowering the quality of goods and services.

This seminar will offer insights into best practices of experienced OECD countries in this respect, by engaging participants in in-depth discussions. Hypothetical exercises throughout the seminar will provide an opportunity to practise and translate theory into practice.

Agenda

DAY 1 – Tuesday 3 October

09:00-09:20	OPENING REMARKS <ul style="list-style-type: none">• Mr. Dato' Seri Mohd Hishamuddin Yunus Chairman MyCC• Ms. Alessandra Tonazzi (Senior Competition Expert, OECD)• Mr. Hotae Kim (Director General, OECD KPC Competition Programme)
09:20-09:30	INTRODUCTION TO THE OECD-KOREA POLICY CENTRE (Video)
09:30-09:35	INSTITUTIONAL VIDEO MyCC
09:35-09:45	Group Photo Session (including VIPs, and participants)
09:45-10:00	Participants briefly introduce themselves and their agency to the group
10:00-10:50	FIGHTING CARTELS AND BID RIGGING: PROACTIVE AND REACTIVE DETECTION TOOLS <ul style="list-style-type: none">• Ms. Alessandra Tonazzi (Senior Competition Expert, OECD)
10:50-11:00	COFFEE BREAK
11:00-12:00	THE EFFECTIVE USE OF LENIENCY PROGRAMMES <ul style="list-style-type: none">• Mr. Andrew Huang, Trial Attorney, US Department of Justice (San Francisco Office)
12:00-13:30	LUNCH
13:30-14:40	HYPOTHETICAL EXERCISE (1) ON LENIENCY

14:40-14:50	COFFEE BREAK
14:50-15:50	<p>PLENARY DISCUSSION: HOW TO DESIGN AN EFFECTIVE STRATEGY FOR CARTELS DETECTION</p> <p>Moderator:</p> <ul style="list-style-type: none"> Ms. Alessandra Tonazzi, Senior Competition Expert, OECD <p>Speakers:</p> <ul style="list-style-type: none"> Mr. Antonio Capobianco, Deputy Head of Division, OECD Mr. Andrew Huang, Trial Attorney, US Department of Justice (San Francisco Office)
15:50-16:00	<p>Insights on Cartels from the Gender Inclusive Competition Toolkit</p> <ul style="list-style-type: none"> Ms. Alessandra Tonazzi, Senior Competition Expert, OECD
16:00-16:30	<p>CASE STUDY I:</p> <p>Cartel Enforcement Tools and Bid Rigging Cases of Chinese Taipei</p> <ul style="list-style-type: none"> Mr. Chien Hao-Yu, Chinese Taipei FTC
18:00-19:00	WELCOME DINNER – hosted by the OECD KPC
DAY 2 – Wednesday 4 October	
09:00-10:00	<p>FIGHTING BID RIGGING: THE OECD RECOMMENDATION AND GUIDELINES</p> <ul style="list-style-type: none"> Mr. Antonio Capobianco, Deputy Head of Division, OECD
10:00-10:30	<p>THE EXPERIENCE OF THE US DOJ AND MYCC IN FIGHTING BID RIGGING</p> <ul style="list-style-type: none"> Mr. Andrew Huang, Trial Attorney, US Department of Justice (San Francisco Office) Mr. Iskandar Ismail, CEO, MyCC
10:30-10:40	COFFEE BREAK
10:40-11:10	<p>THE USE OF SCREENS TO DETECT BID RIGGING</p> <ul style="list-style-type: none"> Mr. Antonio Capobianco, Deputy Head of Division, OECD
11:10-11:30	<p>Case Study II:</p> <p>Hong Kong Competition Commission’s Experience Investigating and Litigating a Bid Rigging Case Arising From the Use of Data Screening</p> <ul style="list-style-type: none"> Mr. William Lee, Legal Team Senior Member, HKCC
11:30-12:30	HYPOTETICAL EXERCISE (2) ON BID RIGGING
12:30-14:00	Lunch
14:00-20:00	Cultural Tour of Malaysia and Dinner (organized by MyCC)

DAY 3- Thursday 5 October

09:00-10:30	PLANNING AND CONDUCTING DAWN RAIDS <ul style="list-style-type: none">• Mr. Andrew Huang, Trial Attorney, US Department of Justice (San Francisco Office)• Mr. James Webb, Special Agent, Federal Bureau of Investigation, US• Mr. Mohd Hasbullah Bin Mohd Faudzi, Principal Assistant Director of the Investigation and Enforcement Division, MyCC
10:30-10:40	COFFEE BREAK
10:40-12:00	HYPOTHETICAL CASE (3) ON DAWN RAIDS
12:00-12:30	PRESENTATION BY KFTC A Bid Rigging Case <ul style="list-style-type: none">• Mr. Donghoon Yang, Director, KFTC (online)
12:30-14:30	Lunch
14:30-15:00	PRESENTATION BY JFTC Bid-rigging Case - PCs and related equipment for public schools procured by Hiroshima Prefecture and Hiroshima City <ul style="list-style-type: none">• Ms. Yukiko Sakuma, Deputy Director, International Affairs Division, JFTC
15:00-15:30	CASE STUDY III: Case Study Indonesia <ul style="list-style-type: none">• Mr. Yunan Andika Putra (Head of Law Enforcement at the ICC's Representative Office in Balikpapan)
15:30-15:40	COFFEE BREAK
15:40-16:00	Wrap-up Session
16:00-17:00	CLOSING CEREMONY <ul style="list-style-type: none">• Mr. Mr. Iskandar Ismail, CEO MyCC• Ms. Alessandra Tonazzi (Senior Competition Expert, OECD)• Mr. Hotae Kim (Director General, OECD KPC Competition Programme)• Certificate Granting (on behalf of participants)