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Compliance und Unternehmensverantwortlichkeit im Kartellrecht

[Compliance and Corporate Responsibility in Antitrust Law.]



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Antitrust law allows fines to be imposed on undertakings which have often been set up as corporations. Two questions arise from this: what are the principles for attributing the individual conduct of representatives to a corporation and to what extent is it necessary to consider compliance programmes implemented by the respective undertakings when imposing a fine?

This volume critically assesses decisional practice and addresses pertinent issues ahead of the upcoming ninth German antitrust law amendment. The authors reject the idea of a group liability independent from the individual responsibility of the respective group companies, taking the existence of intra-group instruments of supervision over subsidiaries and group-wide compliance programmes into more serious consideration instead.

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