

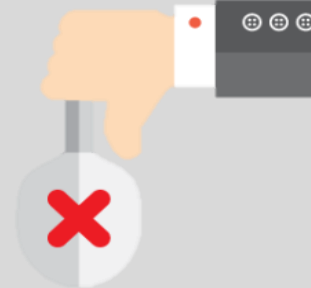
KNOW THE DOs AND DON'Ts FOR TRADE ASSOCIATIONS

Both trade association and its members can be liable for breaches of the Competition Order 2015. Below are the practical tips of the dos and don'ts that can help association and its members minimize the risk of infringing the Order.



- **Do** educate members on the key prohibitions of the Competition Order 2015.
- **Do** exercise care when collecting information from members. Information should be handled by the staff of the association or a third party, independently from members.
- **Do** require members to leave any meetings or discussions with competitors where competitively sensitive information is discussed.
- **Do** ensure that membership criteria are clear, objective and impartially applied.
- **Do** ensure that each and every meeting has a clear legitimate purpose or agenda.
- **Do** stipulate clearly in the rules of the trade association or code of conduct that no exchanges or discussions around competitively sensitive issues should take place at meetings
- **Do** maintain proper record of meeting that accurately reflect attendance and discussions.
- **Do** continue to help members understand developments relevant to the industry and promote the industry's interests to government and customers.

- **Don't** establish pricing or output recommendations or requirements to members.
- **Don't** prevent members from taking independent commercial decisions.
- **Don't** facilitate sharing of competitively sensitive information such as future pricing, discounts, rebates, terms of sale and outputs.
- **Don't** impose restrictions on members with regard to the terms and conditions on which they sell their products.
- **Don't** help members divide up their sales territories, including by geographic areas, types of customers or types of products.
- **Don't** coordinate collusive tendering by members.
- **Don't** use standard-setting to artificially create barrier to entry



Learn more about the Competition Order at www.ccbd.gov.bn or contact the Competition and Consumer Affairs Department at the Department of Economic Planning and Development, Ministry of Finance and Economy

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