

## **The Single Economic Entity Doctrine And Corporate Group Responsibility In European Antitrust Law International Competition Law Series**

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### **The Single Economic Entity Doctrine**

The Single Economic Entity doctrine is a basic concept to evaluate what an undertaking is. As it is stated above, defining the concept of undertaking is a fundamental necessity to find the subject of the violation.

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## **THE CONCEPT OF SINGLE ECONOMIC ENTITY Introduction**

A. Doctrine of the Single Economic Entity. 1. A relevant topic that has been addressed by the ECJ is whether or not different companies or entities can constitute only one legal entity from an economical point of view. The typical example of this discussion is the case of a parent company and one or more subsidiary companies.

### **Doctrine of Single Economic Entity - OnComment - Wikis der ...**

The 'single economic entity' concept relied upon by Manuchar was conceptually difficult to reconcile with the established doctrine of separate legal personality and the narrow exceptions for the piercing of the corporate veil.

### **The single economic entity concept | International ...**

The single economic entity doctrine lays down that, irrespective of their legal status, two or more enterprises can be said to form a single economic unit for the purposes of competition law. The implications of the doctrine seem to be threefold.

### **Application of the Single Economic Entity Doctrine to ...**

In other words, several persons comprising of a single economic entity form a single undertaking for the application of competition rules. The single economic entity doctrine has been attributed various purposes in order to address different issues in competition law, and therefore it has far-reaching consequences.

### **The Single Economic Entity Doctrine: Is There a Common ...**

treating several natural or corporate persons as a single economic entity. We address two implications the single economic entity doctrine is commonly thought to have, and argue that the concept of a single economic entity cannot be used (and is not used) by the Court of Justice to

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address the range of issues commonly ascribed to the doctrine.

## **THE SINGLE ECONOMIC ENTITY DOCTRINE IN EU COMPETITION LAW**

the General Court stated that a single entity is an 'economic unit which consists of a unitary organisation of personal, tangible and intangible elements which pursues a specific economic aim on a long-term basis and can contribute to the commission of an infringement of the kind referred to in that provision'<sup>14</sup>.

## **SINGLE ECONOMIC ENTITY AND CORPORATE SEPARATEDNESS ...**

The grouping of several natural or legal persons into a single economic entity raises the questions of whether persons that form part of a single economic entity are able to enter into agreements...

## **The single economic entity doctrine in EU competition law ...**

The single entity case law proposes a number of single entity tests, some of which have proven to be more robust than others. (22) Some of these candidate tests stumble around "control" and could be subsumed in a larger test of economic unity.

## **Organization, Control And The Single Entity Defense In ...**

"Single economic unit" theory. It is an axiomatic principle of English company law that a company is an entity separate and distinct from its members, who are liable only to the extent that they have contributed to the company's capital: *Salomon v Salomon* [1897]. The effect of this rule is that the individual subsidiaries within a conglomerate ...

## **Piercing the corporate veil - Wikipedia**

1.5 The Single Economic Entity doctrine ('SEE Doctrine'), on the other hand, goes beyond the company law concept of a company having a 'separate legal personality' and recognises that

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different juristic persons may, in certain cases, be acting and behaving as one.

## **WSG Article: Single Economic Entity and Corporate ...**

Chapter 3 The 'Single Economic Entity' Doctrine: An Assessment of 'Privileges and Responsibility' in a Corporate Group. Chapter 4 Intermediate Result. Chapter 5 The Concept of Corporate Liability. Chapter 6 An Assessment of Corporate Group Liability on the Basis of 'Organizational Autonomy'.

## **The Single Economic Entity Doctrine | Wolters Kluwer Legal ...**

The “single economic entity” doctrine – consistently followed by competition authorities worldwide – lays down that elements within a single economic entity are not separate undertakings or enterprises and thus any agreements between them cannot be considered as “agreements between distinct undertakings/enterprises”.

## **Does competition law apply to intra-group agreements ...**

The single economic entity doctrine evolved in EU competition law during the 1970s and has grown more influential ever since. The doctrine has never been applied beyond the antitrust context, for example, in other areas of public law enforcement.

## **ECONOMIC ANALYSIS OF THE SINGLE ECONOMIC ENTITY DOCTRINE ...**

Only in exceptional cases, in particular in competition law, have tribunals or law courts accepted a concept of a 'single economic entity', which allows discounting of the separate legal existences of the shareholder and the company, mostly, to allow the joining of a parent of a subsidiary to an arbitration.

## **The Single Economic Entity Doctrine in Competition Law**

Single economic entity The ability of separate legal entities to exert an autonomous economic

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impact on the market is in part dependent on the relationship between the legal entities and how that relationship is governed.<sup>26</sup> The Court of Justice has recognized that separate legal entities are unable to exert an autonomous economic impact in a number of circumstances, with an ownership relationship often explaining their inability to compete.

## **The single economic entity doctrine in EU competition law ...**

SINGLE ECONOMIC ENTITY- Sometimes in the case of group of enterprises the Salomon principal may not be adhered to and the Court may lift the veil in order to look at the economic realities of the group itself.

## **Lifting of the Corporate Veil - LawTeacher.net**

Competition laws globally recognise the so-called single economic entity doctrine. This is the principle that juristic entities can sometimes be related so closely to each other that it would be...

## **The Delatoy case - Attributing liability to a single ...**

3.2.2 The U.S. single entity doctrine provides business units with a defence against the imposition of antitrust penalties. The notion of single entity was most explicitly evinced in the U.S. Supreme Court's decision in 1984 in the Copperweld case 6.

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