

Project name: Cartel policy in the Nordic countries

Project time frame: September 2022 – December 2023

Project owner: Konkurransetilsynet

Cartel policy is a complex mixture of various public and private enforcement instruments. For example, the design of a leniency program depends not only on the design of the private litigation, but also on individual criminal sanctions such as imprisonment or individual fines. In a similar manner as with damages actions, these types of sanctions are also eligible to undermine the efficiency of leniency since the offer of immunity from fines is not considered attractive if those stepping forward still risk other monetary sanctions or even worse the loss of one's liberty.

Based on the considerations above, the main question for this research project is how we can construct an optimal overall cartel policy ex post, consisting of both public and private enforcement instruments. The main emphasis will be on whether it is possible to combine various public and private enforcement instruments, so they complement each other in a good way to fight cartels.