PMQ COURSE IN COMPETITION LAW

FEE Rs. 25,000/- per candidate

For further details please visit www.icsi.edu

Brochure

THE INSTITUTE OF Company Secretaries of India
IN PURSUIT OF PROFESSIONAL EXCELLENCE
Statutory body under an Act of Parliament
India has witnessed two phases of development process with different policy regimes and institutional frameworks. In the first phase, since independence, the development of the Indian economy took place within a rigidly regulated and relatively closed economic framework. In the second phase, since 1991, the country embarked upon economic reform process and embraced market oriented policies.

Since 1991, the Government of India introduced a series of economic reforms, including policies of liberalisation, deregulation, disinvestment and privatisation. The broad thrust of the new policies was a move away from the centralised allocation of resources in some key sectors by the government to allocation by market forces. After a decade of reforms, restraints to competition such as state monopolies and protective measures and controls were replaced by relatively more competitive and de-regulated open market policies.

The Competition Act, 2002, replacing the MRTP Act, 1969, was enacted to provide, keeping in view of the economic development of the country for the establishment of a Commission, to prevent practices having adverse effect on competition, to promote and sustain competition in markets and to protect the interests.

The basic purpose of the Competition Law, in any country, is to ensure that markets remain competitive, to the benefit of both business and consumers. The compliance by the market participants of competition law, rules and directions issued by competition authorities, is a precondition in achieving the purpose of law.

Competition authorities, the world over, encourage companies to seek advice from professional experts in compliance of competition law to assist them in designing, implementing and maintaining an effective compliance program. The Company Secretaries being compliance experts are most suitable professionals to play a wider role in enforcement and compliance of competition law. Company Secretaries are the professionals, who have expertise in providing total compliance solutions and imbibing good corporate governance practices in the veneer of company strategy, formulation, implementation and other aspects of company policies as a coherent whole.

In these underpinnings, the ICSI introduced Post Membership Qualification Course (PMQ) in Competition Law, for its members.
OBJECT

The PMQ Course in Competition Law aims at capacity building of Company Secretaries in the area of legal, procedural and practical aspects of Competition Law and matters related thereto.

OBJECTIVES

The objectives of the PMQ Course in Competition Law are that the members who complete the PMQ Course in Competition Law should –

- Appreciate various concepts of competition, economics of Competition including economic theories and policies that influence the aspects of Competition in the market and operation of Competition Law.
- Gain acumen, insight and thorough knowledge of law governing competition in India and major overseas jurisdictions.
- Understand and appreciate the interface between Competition Commission of India and Sectoral Regulators.
- Understand the Competition Law in practice and in particular procedures involved in various aspects of administration of competition law in India including dealing with Competition Commission of India and Competition Appellate Tribunal.
- Understand and appreciate the importance and structure of Competition Compliance Programme its effective implementation, monitoring and evaluation.
- Be able to apply the knowledge of Competition Law in commercial context.

Course Structure

PMQ Course in Competition Law comprises of following two parts, namely:

(a) Part I of the course comprises of written examination, and
(b) Part II of the Course comprises of 100 hours training.

PART I: Papers for Examination

The candidates for Part I examination shall be examined in the following four papers:

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<tr>
<th>Paper I</th>
<th>Concepts and Economics of Competition Law (100 marks)</th>
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<td>Paper II</td>
<td>Anti-competitive Agreements and Abuse of Dominance (100 marks)</td>
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<tr>
<td>Paper III</td>
<td>Regulation of Combinations (100 marks)</td>
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<td>Paper IV</td>
<td>Competition Compliance Programme (50 marks)</td>
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<td>Case study (50 marks)</td>
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PART II: Training

A candidate after qualifying Part I of the course shall undergo training for 100 hours in the manner and areas specified by the Council under a Competition Law Practitioner, legal department of large companies particularly MNCs or PCS firms engaged in Competition Law Practice, as may be approved by the Council from time to time.

**ELIGIBILITY CRITERIA**

The members of the Institute shall be eligible for the admission to the course. Registration for the course will be valid for a period of five years during which period the candidate will be required to complete both the parts. Registration shall be open throughout the year. A candidate shall however, register at least six calendar months prior to the month in which the examination commences.

**EXAMINATION**

Part I of the Post Membership Qualification Course in Competition Law examination will be conducted at such intervals, in such manner and at such time and place as the Council may decide subject to availability of such minimum number of candidates enrolled for the examination. The dates and places of the examination shall be published in the Institute’s Journal “Chartered Secretary”.

**PREPARATION FOR THE COURSE**

Post Membership Qualification Course in Competition Law is a specialized course and the candidates pursuing this course will be required to have thorough knowledge of the subjects prescribed under each paper of the course. For this purpose, the candidates will be provided an illustrative list of suggested books and readings.

**DIPLOMA CERTIFICATE**

A candidate successfully completing both Part I and Part II of the Post Membership Qualification Course in Competition Law shall be awarded a Diploma Certificate to that effect in the appropriate form by the Institute and shall be entitled to use the descriptive letters and bracket "DCL (ICSI)" to indicate that he has been awarded "Post Membership Diploma in Competition Law" by the Institute of Company Secretaries of India.

Course Fee: Rs. 25,000/- per candidate at the time of Registration

For further details please visit [www.icsi.edu](http://www.icsi.edu) or contact Director (Academics), pmq@icsi.edu 011-45341039/45341014