

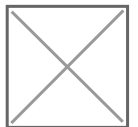
# 25 May 2011: Private enforcement

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**The *Autorité de la concurrence* (French National Competition Authority) contributes to the public consultation launched by the European Commission**

**> *Version française***



Like some other NCAs (national competition authorities) in the European Union or other interested independent authorities and agencies, the *Autorité de la concurrence* submitted a contribution to the European Commission's public consultation on private enforcement.

The *Autorité* encourages forward-thinking aiming at defining a European model for collective redress which would ensure an effective right to compensation for the victims of anticompetitive practices, while providing for adequate safeguards against abusive litigation.

## **The conditions for an effective European model**

The *Autorité* considers that an effective European model should respond to three major conditions:

First, collective redress following on a European Commission decision or a NCA decision that finds an anticompetitive practice should be fostered primarily. This condition would also constitute a safeguard against abusive litigation.

Second, in order to streamline private enforcement mechanisms, a NCA decision could ground in itself the finding that a fault was committed, as this is already

the case in a number of Member States.

Last, it would be necessary to ensure the confidentiality of leniency applications and declarations.

French MPs have already put forward possible solutions in this field after a careful examination of the issues at stake. Their suggestions could prove very fruitful to the current work done by the European Commission.

**> [View the reply of the Autorité de la concurrence to the European Commission public consultation](#)**

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