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To <competition@edlb.gov.hk>

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Subject Comment on establishment of Competition policy in HK

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Dear Sirs,

In general, the market would not be intervened by the new competition policy if they do the business legitimately. According to a TV program called Sunday Report, a precise picture was shown on this program. For instance, we could see that the developer and the telephone supporter how to align to enforce the buyer to use their internet service by paying higher fees compared with other supplier. Since the network has been installed in the building, the buyer has no choice to select other internet service supplier. The buyer need to pay whether they use it or not. Here, it is obvious that there is an unfair situation to other competitors who could provide the same service to the buyer. The fair rival opportunity will be deprived. However, there is no law to deter such activities.

Hong Kong is an economic hub in Asia, it is necessary to implement the competition policy to prohibit the anti-competitive practices. According to the discussion documents, it mentioned that the competition law has implemented in several developed countries. It should be no harm to their economic development, but it could protect the small companies from the large competitors. So why shouldn't be implemented in Hong Kong? Perhaps, it would be encountered problems during the initial stage. Even it surrounded by the poor or negative feedback from the corporation or other pertinent parties, it is worth to establish this competition policy due to the spirit of law – fairness to everyone.

During the implementation period or the initial state, we can take reference from other countries. It should be extended to all sectors of the economy. It is similar to the common law, which apply to all level of people. If it just applied to a limited numbers of sectors, how can we select these sectors which should be enforced by the competitive policy? Based on the fairness, the competitive policy should be applied to all sectors.

A new regulatory body could be set up to oversee this new policy wherever possible.

In conclusion, I strongly agreed to the implementation of the competitive policy in Hong Kong. I insisted that the policy would not influence the economic development if the corporation do the business legally. We understood that the set up will be a long journey, but it is worth.

Regards,  
Mary Chung