

LETTER TO THE EDITOR

*This letter was received from S.B. Trachimovsky,
Director - Taxation at Du Pont Canada Inc.
The CCPR would welcome other letters from our
readers*

1988 April 26

The Editor
Canadian Competition Policy Record

Dear Sir:

I am somewhat late in reading Roger and Brad Martin's incisive article in the September 1987 issue.

I wish only to add that well before Mr. Bork's brilliant treatise, the view was in fact expressed in Canada that there can be only a single appropriate objective for competition policy. I refer to none other than the seminal work of the Economic Council of Canada (at page 19):

Essentially, we are advocating the adoption of a single objective for competition policy: the improvement of economic efficiency and the avoidance of economic waste, with a view to enhancing the well-being of Canadians. In conjunction with other policies, competition policy should seek to develop an economic environment in which beneficial change will be initiated and carried through, and in which real income will be maximized.

In other words, consumer welfare, just as Mr. Bork (and others) have argued.

The fact that Bill C-91 contains contradictory objectives is merely one more example of the mutation of principle which seems to be characteristic of 1980's activist legislation. Bill C-91 ostensibly owes its existence to said report of the Economic Council. By the time the legislation was enacted everybody seemed to have forgotten or ignored what the Economic Council really said. It represents the triumph of political expediency over economic logic.

**SPEECHES DELIVERED BY THE
DIRECTOR OF INVESTIGATION
AND RESEARCH**

To assist the business community and the general public in better understanding the *Competition Act*, the Director of Investigation and Research, Calvin S. Goldman, Q.C., has undertaken an extensive series of speaking engagements. Attached is a list of 19 selected speeches delivered across Canada and the United States by Mr. Goldman. These speeches are available to the public.

Speeches marked by an asterisk have been distributed to persons whose names are on the Bureau's mailing list. Anyone interested in obtaining a copy of any of these speeches, or in being added to the Bureau's distribution list, should contact Terry Lucas at (819) 994-0798 or write to her at the address below:

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Consumer and Corporate Affairs Canada
Ottawa, Ontario
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CANADIAN COMPETITION POLICY RECORD

August 1986	Canadian Bar Association – Business Law Section (Edmonton, Alberta) Topic: The New Enforcement Program Under the <i>Competition Act</i> (S-86-50)*
September 1986	Canadian Association of Members of Public Utilities Tribunals (Saskatoon, Saskatchewan) Topic: The <i>Competition Act</i> as it Relates to the Regulated Sector (S-86-45)*
September 1986	International Bar Association (New York, New York) Topic: Mergers, Joint Ventures, and Notifiable Transactions (S-86-51)*
September 1986	Law Society of Upper Canada/Canadian Bar Association (Ontario) (Toronto, Ontario) Topic: New Developments in the Enforcement of Canadian Competition Law (S-86-46)*
October 1986	Grocery Products Manufacturers Association (Toronto, Ontario) Topic: The New Competition Legislation (S-86-47)*
October 1986	Les Éditions Blais Conference on Competition Policy (Montréal, Québec) Topic: New Developments in the Enforcement of the Act (S-86-49)*
November 1986	University of Toronto Law and Economics Program/McCarthy & McCarthy (Toronto, Ontario) Topic: Mergers and Notifiable Transactions (S-86-60)*
March 1987	National Conference on Mergers, Corporate Concentration and Corporate in Canada (Montréal, Québec) Topic: Corporate Concentration and the <i>Competition Act</i> (S-87-9)*
March 1987	Gordon Group Conference on Competition Law (Toronto, Ontario) Topic: The New <i>Competition Act</i> (S-87-11)*
April 1987	Canada/United States Law Institute of Case Western Reserve University School of Law (Cleveland, Ohio) Topic: Competition, Anti-dumping and the Canada-U.S. Trade Negotiations (S-87-12)*
August 1987	The Canadian Bar Association Corporate Counsel Section (Ottawa, Ontario) Topic: The Impact of the <i>Competition Act</i> on Corporate Concentration (S-87-23)*
September 1987	Meredith Memorial Lectures Series, McGill University (Montréal, Québec) Topic: The Merger Provisions of the New <i>Competition Act</i> : The Experience to Date (S-87-27)*
October 1987	Fordham Corporate Law Institute Fourteenth Annual Conference (New York, N.Y.) Topic: The New Merger Provisions of the <i>Competition Act</i> of Canada (S-87-43)*
October 1987	Insight Conference on the High Profile Business Transaction (Toronto, Ontario) Topic: The Application of the Merger and Prenotification Provisions of the Act (S-87-32)*
January 1988	Corporate Counsel Section of the Canadian Bar Association - Ontario (Toronto, Ontario) Topic: Merger Review Under the <i>Competition Act</i> : Past, Present and Future (S-88-1)*
February 1988	Canadian Bar Association - Alberta Business Law Section (Edmonton, Alberta) Topic: Merger Review in Canada: Twenty Months of Experience Under the <i>Competition Act</i> (S-88-4)
March 1988	The Insight Educational Services Conference on the <i>Canada-United States Free Trade Agreement</i> (Toronto, Ontario) Topic: Free Trade and Competition Law (S-88-6)*

- March 1988 Women in Food Industry Management (Toronto, Ontario)
Topic: Mergers and Acquisitions in the Food Industry Under the *Competition Act*
(S-88-10070)
- April 1988 L'Université Laval, The New Competition Law Conference
Topic: Notes for an Address on Compliance and Mergers (S-10072)*
- May 1988 Insight Conference
Topic: Competition Policy - Mergers and Acquisitions (S-10086)
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HIGHLIGHTS

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REVIEW OF CANADIAN INTERNATIONAL TRADE TRIBUNAL ACT
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U.S. ANTITRUST LAW DEVELOPMENTS

FEATURE ARTICLES:

THE COMPETITION ACT MERGER REVIEW PROCESS
THE NATIONAL TRANSPORTATION AGENCY OF CANADA

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