

CANADIAN COMPETITION POLICY RECORD

TABLE OF CONTENTS

Canadian Competition Law Developments

Draft Merger Guidelines Released	1
Wetston Files Merger Case	1
Xerox Canada Ordered to Supply Copier Parts	2
Freight Forwarders Charged	4
Wetston Delivers Meredith Lecture on Conspiracy Law	5
Predatory Pricing Guidelines Update	7
Ultramar Canada and Island Petroleum Acquire Texaco Canada's Atlantic Assets	7
Competition Tribunal Decides First Abuse of Dominance Case	8
Wetston Reviews Merger Experience	8
Merger Statistics Update	10

Regulatory and Policy Developments

Copyright Board Sets Cable Retransmission Fees	11
Rafferty-Alameda Dam Project Continues to Break New Ground	12
More Damming Evidence Leads to Imposition of Environmental Condition by NEB	16
Supreme Court of Canada Applies Reasonableness Test to Countervailing Decision	17
Ontario Government Approves Takeover of Consumers' Gas by British Gas	18
NEB Rolls Out Decision on Rolled-in Tolls	21
CRTC Orders Direct Access to Teleglobe Canada	23
Control of CHCH-TV Hamilton Remains with MacLean Hunter Limited	24
Business Leaders Launch Major Study on Competitiveness	26

Trade Policy Developments

The Uruguay Round Outcome Remains Unclear	27
Canadian Trade Update	29
International Trade Law	41

Foreign and International Competition Law Developments

Expanding the Role of State Attorneys General in Mergers	45
International Competition Law	48

Book Reviews

Barlow:	<i>Parcel of Rogues: How Free Trade is Failing Canada</i>	
	A Review by Gordon Ritchie	52
Crampton:	<i>Mergers and the Competition Act</i>	
	A Review by Prof. D.G. McFetridge	54

Comment and Analysis

Marfels:	The New EC Merger Control: An Appraisal	58
Hankey:	Recent Developments Affecting Standing in U.S. Antidumping and Countervailing Duty Law	66
Spier:	New Trans-Tasman Competition Laws	69
Hunter:	Tribunal Releases NutraSweet Decision	74
Hunter:	The New Canadian Draft Merger Guidelines—A Preliminary Assessment	81
Rowley:	Summary Comparison of Draft Canadian Merger Guidelines and U.S. Dept. of Justice Merger Guidelines	86

CANADIAN COMPETITION POLICY RECORD

EDITOR IN CHIEF

Lawson A.W. Hunter, Q.C.
Fraser & Beatty, Ottawa

ASSOCIATE EDITOR

Eric A. Milligan LL.B., LL.M.
Milligan & Company, Ottawa

EDITORIAL BOARD

William Morrow

Past Editor, Canadian Competition Policy Record

Ivan Feltham

McMillan, Binch

William A.W. Neilson

*Faculty of Law,
University of Victoria*

Donald Affleck

Fasken & Calvin

Leon Courville

*Senior Vice-President, Economic and International Affairs,
National Bank of Canada*

Douglas E. Rosenthal, Esq.

Coudert Bros.

Stuart Benson

McCutchen, Doyle, Brown & Enersen (San Francisco and Washington)

Michael Flavell

Clarkson, Tetrault

Roger Martin

Monitor Company

Sheldon B. Richman

The Bureau of National Affairs, Inc.