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**DIRECTORATE FOR FINANCIAL AND ENTERPRISE AFFAIRS
COMPETITION COMMITTEE**

Global Forum on Competition

**INTERACTIONS BETWEEN COMPETITION AUTHORITIES AND SECTOR REGULATORS –
Contribution from Malaysia**

- Session III -

1-2 December 2022

This contribution is submitted by Malaysia under Session III of the Global Forum on Competition to be held on 1-2 December 2022.

More documentation related to this discussion can be found at: oe.cd/icar.

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Interactions between Competition Authorities and Sector Regulators

– Contribution from Malaysia –

1. The Competition regulation in Malaysia is quite dynamic and unique in nature, where it has a dual regulatory system. The Competition Act 2010 (CA2010) which enforce by The Malaysia Competition Commission (MyCC) covers all commercial activities within and outside Malaysia.
2. Nevertheless, the legislation excludes the Energy Commission Act 2001, the Malaysian Aviation Commission Act 2015, the Communications and Multimedia Act 1998, as well as the Petroleum Development Act 1974 [Act 144], and the Petroleum Regulations 1974 [P.U. (A) 432/1974] in so far as the commercial activities regulated under this legislation are directly in connection with upstream operations comprising the activities of exploring, exploiting, winning, and obtaining petroleum whether onshore or offshore of Malaysia since all these Acts have their own competition regime.
3. For the past ten years of ongoing the CA2010, MyCC acknowledged the importance of interactions between competition authorities and sector regulators. To ensure the balance between these authorities the MyCC has formed a platform known as the Special Committee Meeting with the objective to gather all sector regulators to interact on matters related to competition law. Since the formation of the meeting in 2014, the MyCC has conducted a total of eleven (11) meetings; as of today, nine (9) members including the MyCC. The main objectives of the meetings include (i) providing a platform to discuss the recent developments in competition law and policy across key sectoral regulators while ensuring consistency in the application, terms, and principles of the law; (ii) exchanging input and gain support from other key sectoral regulators to ensure the harmonization of competition principles and robust enforcement of competition law; (iii) to carry out joint educational activities and media campaigns on competition-related issues, if necessary, to the public; and (iv) to provide the necessary support to MyCC and vice versa to the respective sector regulators at any national and international forum on the competition.
4. Furtherance to the Special Committee Platform, MyCC has recently conducted a round table discussion with sector regulators like the Cyber Security Department, Department of Personal Data Protection, and Malaysia Digital Economy Corporation to discuss the development of the digital economy guideline which is in the pipeline for MyCC.
5. To further strengthen the working relationship between MyCC and other sector regulators, MyCC has also inked several Memorandum of Understanding (MOU) with sectoral regulations such as the Central Bank of Malaysia, Malaysian Communication and Multimedia Communication, and Malaysian Anti-Corruption Commission. These MOU aims to further promote cooperation and coordination between MyCC and the other sector regulators.
6. Moving forward, MyCC hopes to continue contributing significantly to the roundtable of the Global Forum on Competition.