

**LATIN AMERICAN LAW REVIEW**

Call for papers for the special issue:

**“TRANSFORMATION OF COMPETITION LAW AND POLICY IN LATIN  
AMERICA”**

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Deadline for manuscript submission:

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## I. CONTEXT

Competition Law is at a transcendental moment in its evolution at a global level. Digitization has not only changed the way we operate but has also generated a disruption in the way Competition Law is conceived and enforced. On the one hand, the market power accumulated by providers of various digital services (search engines, browsers, operating systems, application stores, retail, advertising, access to news, etc.) and the adoption of new business strategies has prompted the initiation of investigations by the main competition agencies of all continents. On the other hand, the way in which some digital platforms operate, for example offering access to services without monetary cost but in exchange for the data from their users, questions the relevance of basic concepts of Competition Law such as the definition of the relevant market and consumer welfare.

The new challenges generated by digital economies are added to other issues that most competition systems in Latin America and the Caribbean have not yet resolved. For example, the strengthening of the investigative capacities of the competition agencies, the interference of political power in the investigative processes, the launch of the leniency programs, the lack of effective access to the jurisdiction so that the victims of anticompetitive behaviors are compensated, and the repeated violation of competition rules in certain economic sectors.

## II. PROBLEM

The enforcement activities of competition agencies have been accompanied by a profuse academic interest in matters associated with the economies of digital platforms, involving topics as diverse and multidisciplinary as: the applicability of competition rules to practices that involve the use of algorithms and blockchain; the use of artificial intelligence tools both for the commission of anticompetitive practices, as well as for the investigation and application of competition legislation; the intersections between personal data protection legislation and antitrust regulations; among other topics.

However, the literature lacks sufficient studies from a Latin American perspective, including the applicability of these challenges to the reality of the countries of our region, as well as the enforcement capabilities of our competition agencies.

On the other hand, the current Latin American agenda on competition law and policy is not only limited to the field of digital markets, but also includes discussions that question some key tenets of competition law. This includes the debate on the redefinition of the objectives of Competition Law, the consideration of socio-political objectives (e.g. environmental sustainability) by competition agencies, the strengthening of States in relation to institutional capacity of its competition agencies in a context of austerity, and the adaptation of legislation to the challenges associated with the crisis caused by Covid-19, among others.

### III. THEMES

This special issue of LAR has the purpose of opening academic spaces for discussion and critical examination of the global transformation of Competition Law and Policy, with a special focus on Latin America. In this sense, two main thematic axes are proposed: 1) Challenges for the application of Competition Law to digital markets in Latin America, and 2) Review of the budgets, processes, and objectives of Competition Law. Without being exhaustive, a list of related topics that could be addressed in this special issue is proposed:

- Competition challenges in digital economies.
- Applicability and effects of the Digital Markets Act and the Digital Services Act of the European Union to Latin American Competition Law.
- Relationship between technology transfer, Competition Law, and Industrial Property Law.
- New forms of investigation of anticompetitive practices through computer forensics and artificial intelligence tools.
- Coexistence and conflict between sectoral regulations and Competition Law.
- Competition Law and compatibility with socio-political objectives, such as social inclusion and environmental sustainability.
- The role of competition policy and law in the context of COVID-19 and in the economic reactivation.

## IV. EDITORIAL RULES

The submitted articles must not be under evaluation process or have editorial commitments with any other publication. It is an essential requirement that the articles submitted for evaluation strictly adhere to the standards established by the Latin American Law Review (see: <https://revistas.uniandes.edu.co/for-authors/lar/editorial-policy>).

Questions about this call can be addressed to the guest editors ([a.calderonl@up.edu.pe](mailto:a.calderonl@up.edu.pe) y [juandavid.gutierrez@urosario.edu.co](mailto:juandavid.gutierrez@urosario.edu.co)) or to the general direction of the journal ([lar@uniandes.edu.co](mailto:lar@uniandes.edu.co)). You can submit your article here: <https://gestionrevistas.uniandes.edu.co/index.php/lar/login>

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