

Table of contents

Power engineering: Risks and implications

Antimonopoly regulation and control in power engineering 5

Elena CHUGUNOVA, Deputy Legal Director, KES CJSC

Power engineering: What will boost competition? 10

Interview with Gleb Nikolaevich KONNOV, Deputy Head of the Leningrad Administration of the Russian Federal Antimonopoly Service

Artificial barriers to competition 13

Elena NEPRINTSEVA, Professor at the Production Management Chair, Stankin Moscow State Technological University; Stanislav SHUBIN, Assistant Professor at the Production Management Chair, Stankin Moscow State Technological University

New participants entering the wholesale electric power market. Case law of the Supreme Commercial ('Arbitration') Court of Russia 23

Daria OGNEVSKAYA, Head of Judicial Work, Legal Department, Russian Federal Antimonopoly Service

Power retail companies and obstacles to entering the wholesale market. Case law 28

Vladimir NEZADOROV, Associate, NP Market Council

Electric power engineering: Competence of the EurAsEC Court and approaches of the EU Court 40

Ekaterina DYACHENKO, Judge Assistant of the EurAsEC Court on the Russian side

Legal issues of competition in the wholesale electric power market 46

Sergey SVIRKOV, Deputy Chair for Civil and Family Law, O. E. Kutafin Moscow State Law University (MSLU)

Case law

On adequacy of punishment for non-providing information 51

Evgeny TARIBO, Head of Constitutional Framework of Public Law, Russian Constitutional Court; Mikhail KOZLENKO, Senior Advisor at Constitutional Framework of Public Law, Russian Constitutional Court

Russian Constitutional Court has authorised the «below the threshold» administrative penalty 58

Elena OVCHAROVA, Head of Administrative Defence of Business Group, Pepeliaev Group LLC; Elena LAZAREVA, Senior Associate, Pepeliaev Group

Question and answer

Is the stance of the Russian Constitutional Court universal? Pro and contra 61

Georgy YACHMENEV, Deputy Chairman of the Fourth Commercial ('Arbitration') Court of Appeal; Vyacheslav MARTEMYANOV, Chief Legal Expert, LUKOIL OJCS; Yuly TAI, Managing Partner, Bartolius Attorneys-at-Law

Hot topic

Antimonopoly innovations for pharmacy 65

Irina NAUMENKO, Senior Associate, Pepeliaev Group LLC

Calculating the monopoly price 69

Anton MOTOS, Associate, Top Line

Hunting under antimonopoly law, or Problems in accessing hunting areas 72

Diana ALPATOVA, Head of Government Authorities Control, Tula Administration of the Russian Federal Antimonopoly Service

Monitoring

Case law overview 75

Alexander GAVRILOV, Specialist, Pepeliaev Group LLC

Table of contents 80