

**THE IMPACT OF COMPETITION LAW ON THE FINANCIAL AND
AVIATION SECTOR**

By

SYARUZAIMI YUSOF

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ABSTRACT

Purpose of the research

To see the issues, challenges and impact of Competition Law in both financial and aviation sector

The research method

Data Collection Method

- Primary sources of data

Interviewing

Respondents are interviewed to obtain information on the issues of interest. Interviews are unstructured and structured, and conducted face to face, by telephone and online.

Interviews are conducted within or after office hours depending at a pre-arranged time convenient to the interviewees.

- Secondary sources of data

There are several sources of secondary data, including books and periodicals, statistical bulletins, government's publication, published or unpublished information available from either within or outside the country, data available from previous research, case studies and library records, online data, company websites and the internet in general.

Results obtained

There are impacts in the financial and aviation sector that can be seen from both domestic and international perspective. However as at today there is still an absence of cases since this law is still an infant in Malaysia thus it is yet to be seen the consequences of the implementation of competition law in the country.

Significance of the results or findings.

This study provides benefits and added knowledge to all parties:

1. To the industry (financial and aviation)
2. To the legal practitioner
3. To Universities

Keyword

Competition Law – impact – financial – aviation - sector

ABSTRAK

Tujuan kajian ini dijalankan adalah untuk melihat isu-isu, cabaran dan kesan Undang-undang Persaingan 2010 dalam sektor kewangan dan penerbangan

Kaedah penyelidikan

Kaedah Pengumpulan Data

- Sumber utama data

Temuduga

Responden ditemubual bagi mendapatkan maklumat mengenai isu-isu penting yang dikemukakan. Temubual dijalankan secara tidak berstruktur atau berstruktur, dan dikendalikan dengan kaedah muka ke muka, melalui telefon atau secara talian “online”.

Temu bual itu dijalankan semasa atau selepas waktu pejabat berdasarkan kepada masa yang diatur ditemubual

- Data sekunder

Terdapat beberapa sumber data sekunder di mana ianya termasuk buku dan majalah, buletin statistik penerbitan kerajaan, diterbitkan atau maklumat yang tidak diterbitkan yang boleh didapati dari sama ada di dalam atau di luar negara, data yang diperolehi dari penyelidikan sebelumnya, kajian kes dan rekod perpustakaan, data atas talian, laman web syarikat dan internet secara umum.

Keputusan

Kesan undang-undang persaingan dalam sektor kewangan dan penerbangan boleh dilihat dari perspektif tempatan dan antarabangsa. Walau bagaimanapun, pada hari ini masih belum terdapat sebarang kes undang-undang yang diputuskan di mahkamah memandangkan undang-undang ini masih baru di Malaysia

Kepentingan keputusan atau dapatan

Kajian ini memberikan manfaat dan pengetahuan tambah kepada semua pihak:

- 1.Kepada industri (kewangan dan penerbangan)
- 2.Kepada pengamal undang-undang
- 3.Kepada universiti-universiti

Kata kunci

Undang-undang persaingan – kesan – sektor – kewangan - penerbangan

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CHAPTER 1

INTRODUCTION

1.0 INTRODUCTION TO COMPETITION LAW IN MALAYSIA

This chapter will define the background of the study, which is the overall view of the research. Besides that, this chapter also defines about problem statements, research questions and research objectives. All of these terms are the starting point to determine the overall scope of study. This chapter also states the significance of study, limitation of study and definition of terms that were used use in this study.

1.1 BACKGROUND OF STUDY

The idea for Malaysian competition law was first mooted in 1993. It started life as a fair trade practices law before evolving into a full blown competition law. The Eight Malaysia Plan provided the mandate for the formulation of a fair trade practices/competition policy and law and under the Ninth Malaysia Plan “efforts were intensified to create a more conducive environment for healthy competition and fair trade practices, especially within the context of increasing competition and globalization.”¹

¹ Jamaludin,F.(2010). *No Turning Back Malaysian Competition Act*. Messrs Skrine

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