



ASIA-PACIFIC RESEARCH AND TRAINING NETWORK ON TRADE  
**ARTNeT CONFERENCE**

**ARTNeT Trade Economists' Conference**

*Trade in the Asian century - delivering on the promise  
of economic prosperity  
22-23<sup>rd</sup> September 2014*

**Organized Session 4:**

*Building a new open economic system and China (Shanghai) Pilot Free Trade Zone*



ARTNeTonline



@ARTNeTontrade

[www.artnetontrade.org](http://www.artnetontrade.org)





上海對外經貿大學  
SHANGHAI UNIVERSITY OF INTERNATIONAL BUSINESS AND ECONOMICS

# Competitive Neutrality and SOEs Reform: Recent Development and China's Practice

**ARTNeT 10<sup>th</sup> Conference**  
Bangkok, 22-23 Sep 2014

**Pin-guang Ying**

Shanghai University of International Business and Economics(SUIBE)  
Shanghai Center for Global Trade and Economic Governance (SC-GTEG)



# Contents

- 1. Different Forms of Promoting Competitive Neutrality**
- 2. China's SOEs Reform and Exploration of Competitive Neutrality**
- 3. China's Position and Measures on Competitive Neutrality**

# Different Forms of Promoting Competitive Neutrality

# Different Forms of Competitive Neutrality

## Three ways to promote competitive neutrality

**Domestic  
legislation**

**Best Practices or  
Guidelines by  
international  
organizations**

**by RTAs or  
FTAs**

# Different Forms of Competitive Neutrality

## 1. Domestic legislation (Australia)

- A part of Australia's **National Competition Policy (NCP)**
- **Main contents:**
  - corporatisation of SOEs;
  - taxation neutrality;
  - debt neutrality;
  - rate of return requirement.
- **Monitoring mechanisms:**
  - (1) self-monitoring
  - (2) competitors monitoring (complaints mechanism - Competitive Neutrality Complaints Office, CNCO)

# Different Forms of Competitive Neutrality

## 2. Best Practices or Guidelines by international organizations (OECD/UNCTAD)

- Failure in WTO multilateral trade framework.
- **OECD**: guidelines and best practices basically modified according to Australian versions.
- **UNCTAD**: more focus on developing and transition countries.
- **Limited Effectiveness:**
  - (1) remedies applied when the benefits outweigh the costs;
  - (2) lower jurisdictions has discretion to determine how, when and to which businesses competitive neutrality be applied;
  - (3) aims principally at financial subsidies but not regulatory preferences.

# Different Forms of Competitive Neutrality

## 3. Competitive neutrality in RTAs or FTAs

- (1) State Aid Control Rules in EU Treaty
- (2) Competitive neutrality in TPP
- (3) Competitive neutrality in TTIP
- (4) Competitive neutrality in RCEP

预览已结束，完整报告链接和二维码如下：

[https://www.yunbaogao.cn/report/index/report?reportId=5\\_5074](https://www.yunbaogao.cn/report/index/report?reportId=5_5074)

