

# **Anti-Monopoly Civil Litigation in the Field of Internet in China**

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# I. Anti-Monopoly Civil Litigation in the Field of Internet in China: Overview

## 1. Anti-Monopoly Civil Litigation in China

- Article 50, Anti-monopoly Law: “Where any loss was caused by a business operator’s monopolistic conducts to other entities and individuals, the business operator shall assume the civil liabilities.” The law does not have any restrictive provisions on anti-monopoly civil litigation. Chinese courts have already accepted and adjudicated a series of important anti-monopoly cases.

## 2. Major cases related to the Internet

- Baidu Monopoly Dispute and Tencent Monopoly Dispute

## II. Anti-Monopoly Civil Litigation in the Field of Internet in China: Major Issues

1. how to define the relevant market
2. how to analyze what constitutes a monopolistic act -- economic analysis or other methods
3. the burden of proof