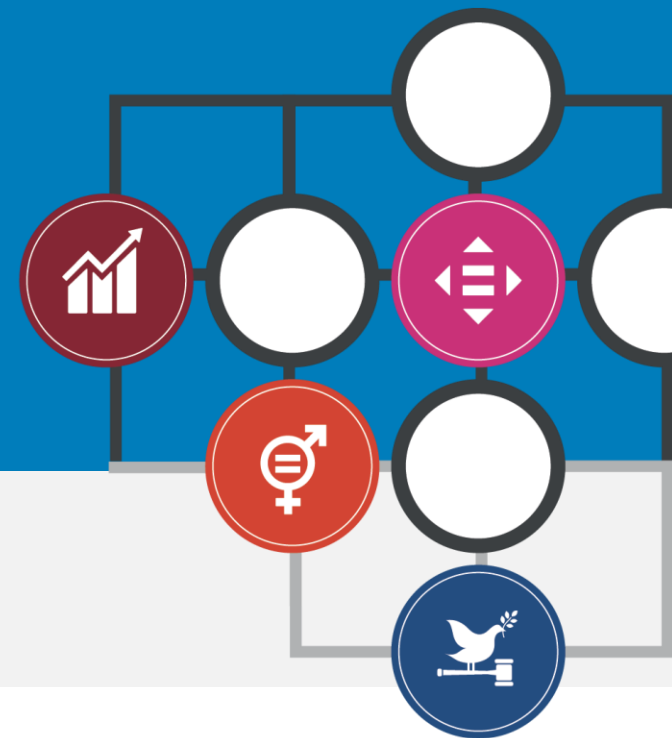


6 ARAB COMPETITION FORUM

Baghdad, Iraq 28-29 May 2025



Shared Prosperity Dignified Life



Session III: The standard and burden of proof in competition law cases.

An OECD perspective

Standard and burden of proof in competition law cases



1 **Evidentiary principles**
Standard and burden
of proof

3 **Current discussions**
Challenges

2 **Evidentiary standard**
Key elements

4 **Policy debates**
Adjustments, improvements

Evidentiary standard



LEGAL TEST

What needs to be proven

EVIDENCE

Direct / indirect evidence

PRESUMPTIONS

Impact on the burden of proof



TEMPORALITY

Past / future event

COMPLEXITY

Economic normality

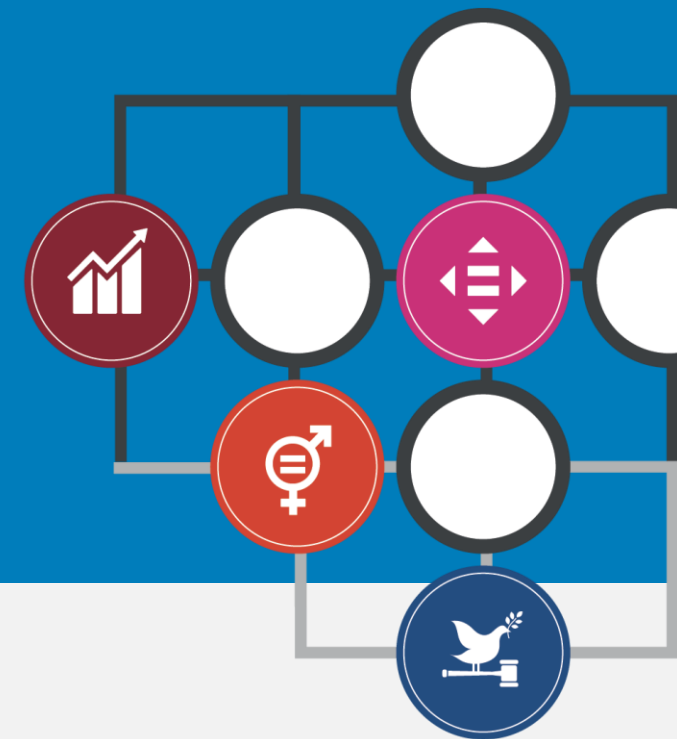
RISKS OF ERROR

Interests at stake

6

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Thank you!



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