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# ICN CARTEL WORKSHOP

Plenary Session 3: How to Achieve Deterrence

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# Deterrence

- Public Procurement is best place to start and constantly monitor
- Prosecute the clear problems
  - Naked , “hard-core” horizontal agreements
  - Price fixing, bid rigging, customer allocations

Community acceptance



Prosecutorial discretion

# Deterrence in Public Procurement

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- Eliminate corruption
- Prosecute participating public officials
  - Conduct constitutes fraud

# Deterrence in Public Procurement

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- Sanctions
- Jail/fines
- Program Devices
  - Anti-collusion affidavit
  - Prequalification parameters
  - Debarment
  - Voluntary reporting requirements
  - Screens
  - Leniency/whistleblower protections
- Transparency and Due Process

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