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**OPENING SPEECH  
CHAIRMAN OF KPPU**

**“Investigation skills workshop:  
Putting theory into practice  
*Gathering evidence effectively and ethically*”**

Yogyakarta, 29 September 2015

*Assalammualaikum wr. wb.,*

My colleagues from Australian Competition and Consumer Commission: Mr. Anthony Hilton, Ms. Shannon Harrigan and Mr. Sam Strudwick-Day.

My fellow speakers from:

Malaysia Competition Commission,  
Office for Competition of the Philippines,  
Competition Commission of Singapore,  
Department of Internal Trade of Thailand,  
Vietnam Competition Administration,  
KPPU of Indonesia, and  
our friends from ASEAN Member States,

Selamat pagi,

A very good morning to all,

First of all, I would like to welcome you to the Investigation Skills Workshop that will be held for 3 (three) days in this beautiful city, Yogyakarta, Indonesia.

Investigation plays a very important role in competition law enforcement. The capability of investigators need to continuously enhanced to keep up with any wrongdoing by the

business players, that might be impede competition law and harm the society.

Investigators has been challenged to prove the violation of competition law by gathering data and information from various source, such as interviews, internet research, market research, on-site inspection, dawn-raid and analyzing evidences.

In the other hands and oftentimes, investigators also facing some internal issues, such as limited authority of the agency, limited capability of the investigators to gather evidences and to analyze.

### *Distinguished participants;*

It never been easy being an investigator, and not everyone can be one. If you do not have sufficient curiosity, courage, confidence, and communication skill, then you may not be a right person to be an investigator.

Being an investigator, you must think how the businesses run. You need questioning many issues and have courage to ask your questions. Investigator will confront with many types of people, from cooperative person to adamant, from ordinary businessmen to politicians, or even other law enforcers.

You must always show your confidence, and yet, have strategies on how to express your curiosity. I know it seems quite difficult but don't worry, an investigator can be created through trainings and assignments. This workshop is one of the ways to bring an investigator into you.

*Distinguished colleagues,*

This workshop is designed specifically to assist investigators on how to gather evidences efficiency and effectively from various – and sometimes limited - resources, and how to use it in the most manageable way to get the designated result.

ACCC, together with KPPU and CCS, has designed this workshop directed to less experienced investigators who are, or will be, actively involved in day-to-day investigation activities within competition agencies in ASEAN Member States. This workshop will focus on building foundation by providing investigators with an introduction to key investigation skills and tools.

I would like to encourage all delegates' to participate actively to make all sessions in this workshop as interactive as possible, and I expect you to share your experiences, as well as your challenges and difficulties in conducting investigations in your jurisdiction.

Together with us, we have a very capable facilitators and speakers, to answer all of your questions and discuss all of your difficulties.

I sincerely confidence that we can extend benefit from this workshop, absorb the knowledge we share and use it as a reference in our effort to enhance the investigation skills

*Distinguished speakers and participants,*

As a competition authority with more than 15 years of experiences, KPPU is consistently trying to enhance the effectiveness of competition law enforcement, especially on preserving the implementation of national development priorities from unfair business competition, like cartel and abuse of dominant position.

We currently deal with many cartel suspicions in our commodity, like beef, poultry, salt, and corn. We also deal with bid-rigging cases involving strategic sectors like electricity and construction.

To prove cartel behaviour, or other competition violation, is not easy, as it takes direct evidence that able to indicate a real agreement among the business players.

The discovery of direct evidence through investigation requires sufficient authority designated by law, such as: dawn raid, seizure of documents, criminal penalties for cartel members, leniency program and whistle blower system.

KPPU to this date cannot do the above mentions due to the limitation of authority given by the competition law. Therefore, we need to amend the law.

Now the amendment is put under the Parliament, and we expect it can be done on early 2016. To strengthen the authority of KPPU surely will increase the effectiveness of competition law supervision and enforcement in Indonesia, especially to face arising global competition.

*Distinguished speakers and participants,*

I would like to thank you for sacrificing your worthy time to come to this workshop. Your contributions are important to guide ASEAN in moving toward effective regional competition policy regime. I highly confidence, after 3 (three) days workshop, we could enhance our competencies and capability in conducting investigation process.

And in the long run, I personally optimism that we could enhance our cooperation in the supervision and enforcement of competition law, through sharing data and information as well as conducting joint investigation to handle cross-border competition law violation.

As your host, I'm happy to welcome you in one of the most beautiful cities in Indonesia, Yogyakarta. As you may be aware, Yogyakarta is well known for its traditional arts and cultural heritage. Its grand 18<sup>th</sup> century royal complex, encompasses the still-inhabited King's Palace.

It also surrounded by numerous thousand-year-old temples as inheritances of the great ancient kingdoms, such as Borobudur and Prambanan temple.

After this day, we are more than happy to take you to enjoy the romantic dinner atmosphere in Prambanan Temples, which will be continued with the open-air theatrical show of "*Ramayana Ballet*". I hope you will have a wonderful time in this city. My staffs are ready to assist you all.

To conclude, I wish you all a great success, as well as interesting discussion and experience in this workshop.

Thank you.

*Wassalamualaikum wr. wb.*

Yogyakarta, 29 September 2015.

Chairman of KPPU