

# On the Role of Parallel Trade on Manufacturers and Retailers Profits in the Pharmaceutical Sector

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# Motivation

- Financing innovation in pharmaceuticals is mostly based on Patent protected monopoly prices for innovators
- Price discrimination across countries may however incentivize pharmacy retailers to use parallel trade of drugs as an alternative procurement channel to directly importing from producer
- Does it prevent innovating firm to get largest share of profits, versus retailers or parallel traders?
- Why is there parallel trade?
  - Large cross-country price differences because of national price regulations
  - Parallel Trade fully legal within EEA
  - Supply obligations and competition policy prevent rationing

# Parallel traded or directly imported: Example in Norway



- Pharmacist must inform consumers if drug is parallel imported

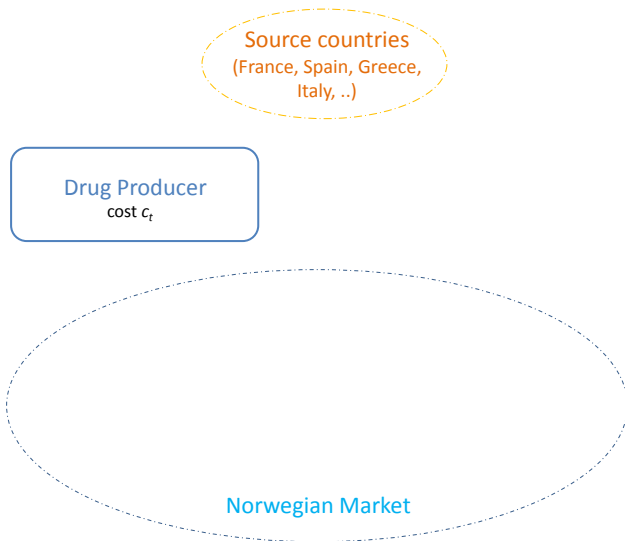
# Norwegian Pharmaceutical Market

- Three large pharmacy retail chains for prescription drugs (Apotek 1, Boots and Vitus) covering 85 % of all pharmacies
- Prescription drugs are subject to a price cap but wholesale price and margins are not regulated
- Co-payment of 36 % for on patent drugs but out of pocket amount capped (520 NOK= 65 EUR in 2013 per three months.
- Data:
  - Transactions from the *Norwegian Directorate of Health* covering all purchases of reimbursable drugs by individuals in Norway
  - Wholesale prices from registry data of *Norwegian Institute of Public Health* [Details](#)

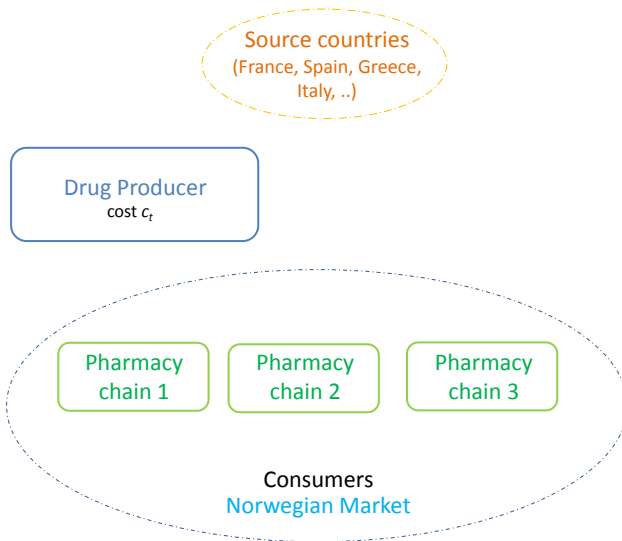
# Market Structure and Parallel Trade

Drug Producer  
cost  $c_t$

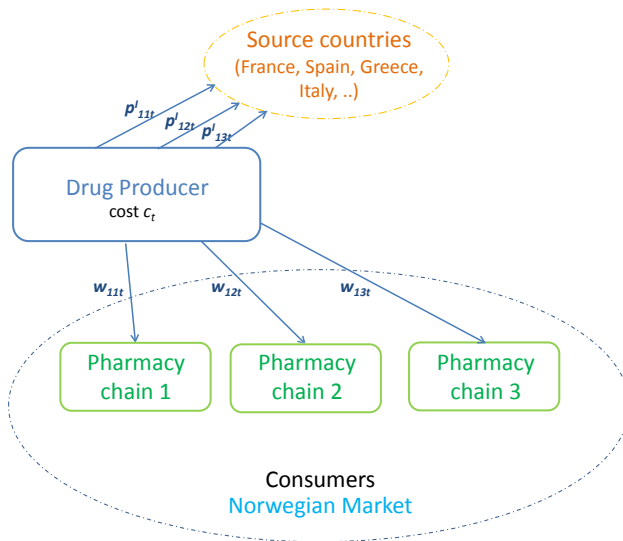
# Market Structure and Parallel Trade



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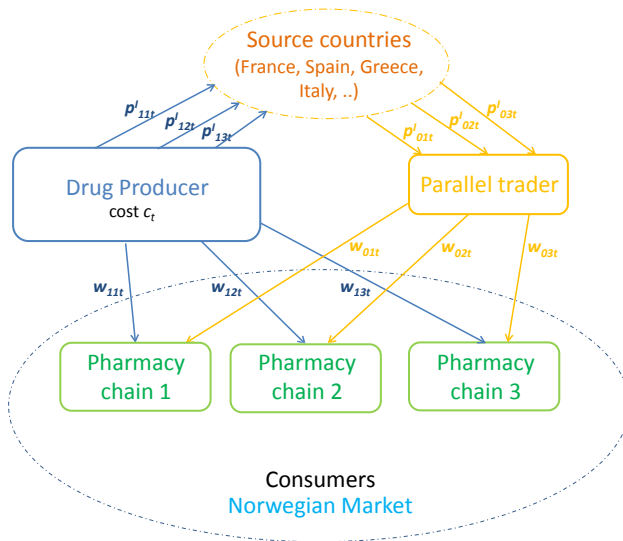


# Market Structure and Parallel Trade

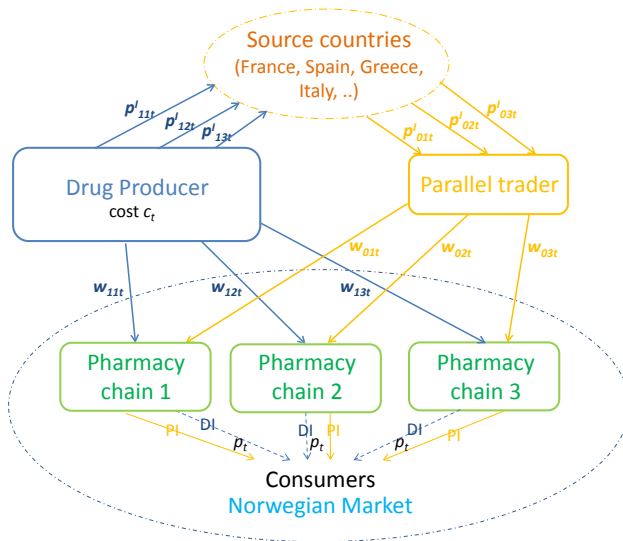




# Market Structure and Parallel Trade



# Market Structure and Parallel Trade



# Outline

- Theoretical Model
  - Consumer Behavior
  - Pharmacy Behavior
  - Manufacturer and Parallel Importer Bargaining with Pharmacies
- Econometrics
  - Demand identification and estimation with unobserved choice sets optimally chosen by pharmacies
  - Bargaining parameters identification and estimation
- Empirical Results on Atorvastatin market 2004-2008 (Lipitor by Pfizer under patent until 2011)
- Counterfactuals
  - Banning parallel imports
  - Banning direct imports foreclosure
  - Decreasing retail price

# Consumer Behavior

- Consumers have exogenous need for a drug but can choose PI or DI
- Consumers fully reimbursed and prices are identical ( $p_{0ct} = p_{1ct} = \bar{p}_t$ )
- Reduced form evidence shows that relative sales of PI versus DI depends on pharmacist's margins [Details](#)
- Pharmacies can restrict access to lower margin version, by proposing choice set  $\{PI, DI\}$  or  $\{PI\}$
- Denote  $\theta_{ct}$  the probability that  $\{PI, DI\}$  is proposed
- Utility of consumer  $i$  from drug version  $k = 0$  or  $1$  at chain  $c$  and  $t$  :

$$u_{ikct} = V_{ikct} + \varepsilon_{ict} + \lambda_c \epsilon_{ikct}$$

- Assuming  $\varepsilon_{ict}$  and  $\epsilon_{ikct}$  are i.i.d. extreme value sequentially observed

# Consumer Behavior

- Individual choice probabilities are then:

$$s_{i1ct}(\theta_t) = \frac{e^{(1-\theta_{ct})V_{i0ct} + \theta_{ct}\lambda_c \ln(e^{\frac{V_{i0ct}}{\lambda_c}} + e^{\frac{V_{i1ct}}{\lambda_c}})}}{\underbrace{\sum_{\tilde{c}} e^{(1-\theta_{\tilde{c}t})V_{i0\tilde{c}t} + \theta_{\tilde{c}t}\lambda_{\tilde{c}} \ln(e^{\frac{V_{i0\tilde{c}t}}{\lambda_{\tilde{c}}}} + e^{\frac{V_{i1\tilde{c}t}}{\lambda_{\tilde{c}}}})}}_{\text{Probability to choose chain } c}} \underbrace{\theta_{ct}}_{\text{prob. both available}} \underbrace{\frac{e^{\frac{V_{i1ct}}{\lambda_c}}}{e^{\frac{V_{i0ct}}{\lambda_c}} + e^{\frac{V_{i1ct}}{\lambda_c}}}}_{\text{probability prefers DI}}$$

where

$$E_{\tilde{c}}[\max_k (V_{ikct} + \lambda_c \epsilon_{ikct})] = \underbrace{\lambda_c \ln \left( \sum_{k \in \{0,1\}} e^{V_{ikct}/\lambda_c} \right)}_{\text{expected utility preferred version}}$$

- Denoting  $F(\cdot|\beta)$  the cdf of  $\mathbf{V}_{it} \equiv (V_{i01t}, \dots, V_{iC1t}, V_{i11t}, \dots, V_{i1Ct})$ :

$$s_{kct} = \int s_{ikct} dF(\mathbf{V}_{it}|\beta)$$

# Pharmacy Chains Behavior

- Profit of chain  $c$  from PI (good 0) and DI (good 1) is ( $p_{kct} = \bar{p}_t$ ):

$$\pi_{ct} = \sum_{k \in \{0,1\}} (\bar{p}_t - w_{kct}) s_{kct}(\boldsymbol{\theta}_t)$$

- Nash equilibrium across firms in  $\theta_{ct}$  give  $\theta_{ct}^*(\mathbf{w}_{0t}, \mathbf{w}_{1t})$  with:

$$\frac{\partial \pi_{ct}}{\partial \theta_{ct}} \begin{cases} \leq 0 & \text{if } \theta_{ct} = 0, \\ = 0 & \text{if } 0 < \theta_{ct} < 1, \\ \geq 0 & \text{if } \theta_{ct} = 1. \end{cases}$$

- Interior solutions satisfy

$$0 = \int \sum_k (\bar{p}_t - w_{kct}) \left[ \underbrace{\frac{\partial s_{ikt|c}}{\partial \theta_{ct}}}_{\text{change of } k \text{ in } c} \underbrace{s_{ict}}_{\text{choose chain } c} + \underbrace{s_{ikt|c}}_{\text{choose } k \text{ in } c} \underbrace{\frac{\partial s_{ict}}{\partial \theta_{ct}}}_{\text{change prob. } c} \right] dF(\mathbf{V}_{it})$$

# Manufacturer Behavior and Bargaining

- Total sales come from two channels:
  - Direct import channel (good 1) to all chains  $c$
  - Parallel imports (good 0) by all chains  $c$
- Letting  $\theta_t^* \equiv \theta_t^*(\mathbf{w}_{0t}, \mathbf{w}_{1t})$  the manufacturer profit is

$$\Pi_t(\mathbf{w}_{1t}) = \sum_c \left[ (w_{1ct} - c_t) s_{1ct}(\theta_t^*) + (p'_{1ct} - c_t) s_{0ct}(\theta_t^*) \right]$$

with  $c_t$  the marginal cost of production, and  $p'_{1ct}$  the manufacturer price in source country used by  $c$ .

- Assume pairwise negotiation maximize the Nash-product

$$(\Pi_t - \Pi_{-c,t})^{b_{1c}} (\pi_{ct} - \pi_{-1,ct})^{1-b_{1c}}$$

with bargaining weight  $b_{1c}$  and disagreement profits  $\Pi_{-c,t}$  and  $\pi_{-1,ct}$

# Manufacturer Behavior and Bargaining

- Nash-in-Nash equilibrium first order conditions are

$$b_{1c} \frac{\partial \Pi_t / \partial w_{1ct}}{\Pi_t - \Pi_{-c,t}} + (1 - b_{1c}) \frac{\partial \pi_{ct} / \partial w_{1ct}}{\pi_{ct} - \pi_{-1,ct}} = 0$$

where

$$\pi_{ct} - \pi_{-1,ct} = (\bar{p}_t - w_{1ct})s_{1ct} + (\bar{p}_t - w_{0ct})\Delta_{1c}s_{0ct},$$

$$\Pi_t - \Pi_{-c,t} = \sum_{\tilde{c}} (w_{1\tilde{c}t}\Delta_{1c}s_{1\tilde{c}t} + p'_{1ct}\Delta_{1c}s_{0\tilde{c}t}),$$

- Need to take into account  $\theta_t^*(\mathbf{w}_{0t}, \mathbf{w}_{1t})$  in derivatives
- Allows identify bargaining parameters  $b_{1c}$  if all prices known
- Similar for parallel import behavior and parameters  $b_{0c}$



# Estimation strategy

Two-step estimation:

① Demand estimation:

- Estimate mixed logit discrete choice model with individual data but unobserved choice set ( $\theta_{ct}$ )
- Use pharmacies profit maximizing conditions and observed margins to account for pharmacies choice of assortment  $\theta_{ct}$

② Estimate upstream firms bargaining parameters:

- First order conditions for “Nash-in-Nash” bargaining
- Use source countries prices and interaction with companies indicators to construct moment conditions for estimating bargaining weights

# Specification

- Estimate discrete choice demand model described using individual choice probability with:

$$V_{ijct} = \alpha_{jct} + v_{ijct}$$

where latent groups utility specifications are:

$$v_{ijct} = \delta_j^{g_i} + \sigma_j^{g_i} v_i^j + \delta_c^{g_i} + \sigma_c^{g_i} v_i^c$$

$\delta_c^{g_i}$  and  $\sigma_c^{g_i}$  are chain specific utility mean and dispersion terms,  $\delta_j^{g_i}$  and  $\sigma_j^{g_i}$  are PI or DI specific utility mean and dispersion terms, conditional on individual  $i$ 's group  $g_i$  (unobserved latent group).

- Each group,  $g$ , has a population share  $\tau_g$
- $\beta = (\delta_p^g, \sigma_p^g, \delta_c^g, \sigma_c^g, \lambda_1, \dots, \lambda_C, \tau_1, \dots, \tau_G)$

# Demand Identification and Estimation

- Given  $(\alpha_{0ct}, \alpha_{1ct}, \theta_{ct})$ , estimate  $\beta$  by ML using choice sequence  $\mathcal{P}_i$

$$L_i(\beta; \alpha_{0ct}, \alpha_{1ct}, \theta_{ct}) = \sum_{g \in \mathcal{G}} \tau_g \int \prod_{p \in \mathcal{P}_i} s_{ik(p)c(p)t(p)}(v_i) dF(v_i | \beta)$$

where

$$s_{ikct} = \frac{e^{V_{i0ct} + \theta_{ct} \lambda_c \delta_{ict}}}{\sum_{\tilde{c}} e^{V_{i0\tilde{c}t} + \theta_{\tilde{c}t} \lambda_c \delta_{i\tilde{c}t}}} \left( 1_{\{k=0\}} + (-1)^{1_{\{k=0\}}} \theta_{ct} \frac{e^{V_{i1ct}/\lambda_c}}{e^{V_{i0ct}/\lambda_c} + e^{V_{i1ct}/\lambda_c}} \right)$$

with  $\delta_{ict} = \ln(1 + e^{(V_{i1ct} - V_{i0ct})/\lambda_c})$

- Use pharmacies optimal behavior to get  $\theta_{ct}(\mathbf{w}_{0t}, \mathbf{w}_{1t})$  and define a nested fixed point algorithm

# Nested Fixed Point Algorithm

- Inner loop: solve for  $\alpha_{0t}(\beta)$ ,  $\alpha_{1t}(\beta)$  and  $\theta_t(\beta)$ 
  - For given  $(\theta, \beta)$ , can invert the system (Berry, 1994, BLP, 1995):

$$s_{kct}(\theta_t, \alpha_{0ct}, \alpha_{1ct}, \beta) = \hat{s}_{kct}$$

and define  $\alpha_{0t}(\hat{s}_t, \theta_t, \beta)$ ,  $\alpha_{1t}(\hat{s}_t, \theta_t, \beta)$

- Then,  $\theta_t$  is solution of the fixed point

$$\theta_t(\alpha_{0t}(\hat{s}_t, \theta_t, \beta), \alpha_{1t}(\hat{s}_t, \theta_t, \beta), \beta) = \theta_t$$

assuming Nash equilibrium existence between pharmacies with

$$\theta_{ct}(\alpha_{0ct}, \alpha_{1ct}, \beta) = \arg \max_{\theta_{ct} \in [0,1]} \pi_{ct}(\theta_{-ct}, \alpha_{0ct}, \alpha_{1ct}, \beta, w_{0ct}, w_{1ct})$$

- Existence is guaranteed by Brouwer's fixed point theorem if image of  $[0, 1]^C$  by  $\theta_t(\alpha_{0t}(\hat{s}_t, \cdot, \beta), \alpha_{1t}(\hat{s}_t, \cdot, \beta), \beta)$  is  $[0, 1]^C$
- Outer loop: estimate  $\beta$  by ML on individual choices

# Identifying Bargaining Parameters

- Optimality conditions of bargaining game relate demand and bargaining parameters  $b_{0c}$  and  $b_{1c}$  to prices of drugs in source countries for parallel importer ( $\mathbf{p}_{0t}^I$ ) and manufacturer ( $\mathbf{p}_{1t}^I$ )
- With  $\mathbf{p}_t^I(\mathbf{b}) = (\mathbf{p}_{0t}^I(\mathbf{b}), \mathbf{p}_{1t}^I(\mathbf{b}))$ , specify:

$$\mathbf{p}_t^I(\mathbf{b}) = \mathbf{X}_t\eta + \epsilon_t,$$

where  $\mathbf{X}_t$  include wholesale prices in source countries, company fixed effects, interactions with source country prices

- Assume  $\mathbf{Z}_t$  such that  $E[\epsilon_t|\mathbf{Z}_t] = 0$  and identify parameters  $(\eta, \mathbf{b})$  using GMM where  $\mathbf{Z}_t$  include exchange rate shocks, price ceiling  $\bar{p}_t$ , indicators for pharmacy chain identity, interactions, inclusive value of upstream firm

# Demand Estimates: Preference heterogeneity

Latent groups	$g = 0$	$g = 1$	$g = 2$	$g = 3$
$\tau_g$	0.07 –	0.26 (0.00)	0.29 (0.00)	0.38 (0.00)
$\eta_g$	0.00 –	1.37 (0.07)	1.46 (0.07)	1.75 (0.07)
Drug version specific taste ( $\delta_k^g + \sigma_k^g v_i^k$ )				
$\delta_0^g$	0.00 –	0.53 (0.04)	–0.35 (0.04)	–0.39 (0.04)
$\sigma_0^g$	0.22 (0.13)	0.02 (0.83)	0.98 (0.01)	0.81 (0.02)
Chain specific taste ( $\delta_c^g + \sigma_c^g v_i^c$ )				
$\delta_2^g$	0.00 –	4.09 (0.03)	1.94 (0.05)	–4.30 (0.11)
$\delta_3^g$	0.00 –	–0.97 (0.12)	6.46 (0.07)	–3.80 (0.10)
$\sigma_2^g$	3.01 (0.13)	6.50 (0.23)	7.96 (0.10)	2.67 (0.13)
$\sigma_3^g$	2.75 (0.16)	3.27 (0.13)	3.59 (0.07)	2.52 (0.13)
$\lambda_1, \lambda_2, \lambda_3$	0.32, 0.54, 0.54 (0.01), (0.01), (0.01)			

# Demand Estimates: Foreclosure probabilities $\theta_{ct}$

Strength		40mg			80mg			
Chain	Year	2004	2005	2006	2004	2005	2006	2007
1	Mean	0.008	0.522	0.404	0.037	0.041	0.016	0.358
	p25	0.006	0.081	0.004	0.007	0.007	0.006	0.005
	Median	0.007	0.632	0.012	0.020	0.010	0.011	0.106
	p75	0.010	0.880	1.000	0.035	0.020	0.024	0.858
2	Mean	1.000	1.000	0.437	1.000	0.839	1.000	1.000
	p25	1.000	1.000	0.018	1.000	0.979	1.000	1.000
	Median	1.000	1.000	0.152	1.000	1.000	1.000	1.000
	p75	1.000	1.000	1.000	1.000	1.000	1.000	1.000
3	Mean	0.756	0.962	1.000	1.000	0.302	0.847	0.502
	p25	0.438	1.000	1.000	1.000	0.035	1.000	0.208
	Median	1.000	1.000	1.000	1.000	0.055	1.000	0.308
	p75	1.000	1.000	1.000	1.000	0.414	1.000	1.000

# Bargaining Parameters Estimates

	Manufacturer	Importer
Chain 1	0.94 (0.02)	0.51 (0.51)
Chain 2	0.55 (0.12)	0.24 (0.36)
Chain 3	0.63 (0.15)	0.34 (0.30)
$J$	46.11	
P-value $\chi^2(3)$	0.00	
$N$	462	



# Counterfactual Experiments

- Banning Parallel Imports [Details](#)
- Banning Direct Imports Foreclosure
- Banning Direct Imports Foreclosure and reducing retail price

# Banning Parallel Imports

	$\Delta q_0$	$\Delta q_1$	$\Delta w_1$	$\Delta \pi$
Chain 1	-12.56 -100%	14.68 435%	[0.73, 0.77] [36%, 37%]	[-12.31, -12.98] [-89%, -94%]
Chain 2	-5.11 -100%	4.05 100%	[0.05, 0.41] [2%, 20%]	[-1.66, -4.24] [-21%, -54%]
Chain 3	-6.32 -100%	5.25 217%	[0.13, 0.47] [6%, 23%]	[-2.59, -5.27] [-33%, -66%]
$\Delta \Pi$				
Manufacturer		23.99 243%	[0.30, 0.55] [15%, 27%]	[15.09, 21.03] [22%, 30%]
Parallel	-23.99 -100%			-1.27 -100%

Prevent Direct Imports foreclosure by Pharmacies ( $\theta_c = 1$ )

	$\Delta q_0$	$\Delta q_1$	$\Delta w_0$	$\Delta w_1$	$\Delta \pi$
Chain 1	-8.75 -70%	9.38 343%	0.09 5%	0.07 4%	-1.26 -10%
Chain 2	-0.23 -5%	-0.13 -4%	0.01 0%	0.01 1%	-0.38 -5%
Chain 3	-1.30 -21%	1.04 49%	0.02 1%	0.02 1%	-0.53 -7%
	$\Delta \Pi$				
Manufacturer		10.29 120%		0.03 2%	0.97 1%
Parallel	-10.29 -43%		0.04 2%		0.36 32%

Price decrease ( $\Delta p = -20\%$ ) and no foreclosure ( $\theta_c = 1$ )

	$\Delta q_0$	$\Delta q_1$	$\Delta w_0$	$\Delta w_1$	$\Delta \pi$
Chain 1	-8.76 -70%	9.42 344%	-0.04 -2%	-0.03 -1%	-8.88 -68%
Chain 2	-0.27 -5%	-0.08 -2%	-0.44 -22%	-0.17 -8%	-3.35 -45%
Chain 3	-1.45 -23%	1.15 54%	-0.17 -9%	-0.08 -4%	-4.45 -62%
					$\Delta \Pi$
Manufacturer	10.49 122%		-0.09 -4%		-1.92 -3%
Parallel	-10.49 -44%		-0.22 -11%		-0.47 -42%

# Price decrease ( $\Delta p$ ) and no foreclosure ( $\theta_c = 1$ )

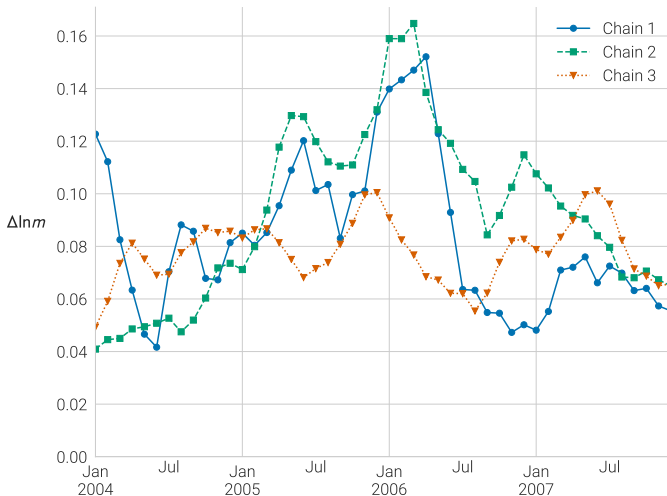
$\Delta p$		-10%	-15%	-20%	-25%	-30%
$\Delta \pi$	Chain 1	-4.95	-6.93	-8.88	-10.81	-12.66
		-38%	-53%	-68%	-83%	-97%
	Chain 2	-2.42	-3.23	-3.35	-4.15	-4.83
		-32%	-43%	-45%	-56%	-65%
	Chain 3	-2.52	-3.49	-4.45	-5.30	-6.15
		-35%	-48%	-62%	-74%	-85%
$\Delta \Pi$	Manufacturer	-0.11	-0.67	-1.92	-2.72	-3.65
		-0%	-1%	-3%	-4%	-6%
	Parallel	-0.07	-0.27	-0.47	-0.68	-0.88
		-6%	-24%	-42%	-60%	-78%
Nb of chain-market exits		2	9	19	26	37

# Conclusion and Policy Implications

- Method:
  - Demand estimation method with unobserved choice sets endogenously determined by retailer foreclosure optimal strategy
  - Upstream firms optimal behavior to get bargaining parameters
- Empirical Results and policy implications:
  - Pharmaceutical retailers play prominent role in fostering parallel trade
  - Foreclosure of DI by pharmacy and wholesale price negotiations benefit pharmacies and reduce the manufacturer profits
  - Reducing retail price cap redistributes profits in favor of manufacturer and lowers total expenses

# Norwegian Data and Pharmaceutical Market

Difference in margins between direct and parallel imports [Back](#)



# Chain Sales of Direct versus Parallel Imports of Lipitor

Dep. Var. $\ln \frac{s_{1ct}}{s_{0ct} + s_{1ct}}$	(OLS)	(OLS)	(2SLS)	(OLS)	(OLS)	(2SLS)
DI margin $m_{1ct}$	2.125** (0.523)	1.911** (0.558)	2.428** (0.597)			
PI margin $m_{0ct}$	-0.119** (0.033)	-0.247** (0.059)	-0.572** (0.118)			
Diff. ( $m_{1ct} - m_{0ct}$ )				0.175** (0.043)	0.329** (0.057)	0.717** (0.097)
Chain 1	-0.412** (0.085)	-0.415** (0.089)	-0.390** (0.089)	-0.485** (0.085)	-0.474** (0.089)	-0.453** (0.093)
Chain 2	0.135 (0.072)	0.087 (0.073)	-0.026 (0.091)	0.112 (0.076)	0.055 (0.078)	-0.081 (0.089)
Year*Month FE	No	Yes	Yes	No	Yes	Yes
N	574	574	574	574	574	574

Instruments: wholesale price in France, Germany, Italy, Spain, United Kingdom, Greece  
and exchange rates between NOK and Euro, Swiss Franc and US\$.

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# Banning Parallel Imports

- Without PI, market share of chain  $c$  is

$$s_{1ct_{noPI}}^* = \int \frac{e^{V_{i1ct}}}{\sum_{\tilde{c}} e^{V_{i1\tilde{c}t}}} dF(v_i | \beta)$$

- Assume counterfactual demands in other chains  $\tilde{c} \neq c$  do not change when  $c$  disagrees with manufacturer, Nash bargaining:

$$\max_{w_{1ct}} \left\{ ((w_{1ct} - c_t) s_{1ct_{noPI}}^*)^{b_{1c}} ((\bar{p}_t - w_{1ct}) s_{1ct_{noPI}}^*)^{1-b_{1c}} \right\}$$

$\rightarrow$

$$w_{1ct_{noPI}}^* = b_{1c} \bar{p}_t + (1 - b_{1c}) c_t$$

- However,  $c_t$  not identified using only wholesale price equations

# Banning Parallel Imports

- Pharmacy chains use parallel imports if profitable implies, for all  $c$ :

$$\pi_{ctnoPI}^* \equiv (\bar{p}_t - w_{1ctnoPI}^*) s_{1ctnoPI}^* \leq \pi_{ct}^*$$

- Then can bound counterfactual wholesale prices, manufacturer and pharmacy chains profit using:

$$\bar{p}_t - \min_{c \in \{1, \dots, C\}} \left\{ \frac{1}{1 - b_{1c}} \frac{\pi_{ct}^*}{s_{1ctnoPI}^*} \right\} \leq c_t \leq \min_{c \in \{1, \dots, C\}} \{p'_{1ct}\}$$

where  $p'_{1ct}$  is source country price.

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