



Brugge

College of Europe
Collège d'Europe



Natolin

Global Competition Law Centre

EIGHTH ANNUAL CONFERENCE

COMPETITION LAW IN TIMES OF ECONOMIC CRISIS:

IN NEED OF ADJUSTMENT?

8-9 NOVEMBER 2012

RESIDENCE PALACE, BRUSSELS

AGENDA

I. DAY ONE

8h45: Registration and Welcome Coffee

9h10: Welcome Words and Introduction

Inge Govaere, *Director of the European Legal Studies Department, College of Europe, and Professor of European Law at Ghent University,*

9h20: Presentation of the Conference

Massimo Merola, *President of the GCLC*

MORNING SESSION

ANTITRUST LAW IN TIMES OF ECONOMIC CRISIS

Chair: Jose Rivas, Bird & Bird

9h30: A Closer look at whether and how a Sector Specific Approach of Competition Enforcement is needed in Times of Economic Crisis

Speaker: Frederic Depoortere, Skadden Arps

9h50: Enforcing Article 101 in Times of Economic Crisis – Lessons Learned from the Practice and Possible Adaptations

Speaker: Geoffroy van de Walle de Ghelcke, Bird & Bird

10h10: Enforcing Article 102 in Times of Economic Crisis – Lessons learned from the Practice and Possible Adaptations

Speaker: Mario Todino, Gianni Origoni Grippo Cappelli & Partners

10h30: Coffee Break

10h50: Sanctions for Competition Infringements – The Complex Trade-off of Deterrent Penalties and Corporate Stability

Speaker: Laurent Garzaniti, Freshfields Bruckhaus Deringer

11h10: Comments from Commission Officials, Panel Discussion and Interaction with the Audience

Panelists:

Carles Esteva Mosso, Director, DG Competition

Jan Blockx, Freshfields Bruckhaus Deringer

Andrés Font Galarza, Gibson, Dunn & Crutcher

Damien Geradin, Covington & Burling



12h15: Lunch

AFTERNOON SESSION

1) MERGER CONTROL IN TIMES OF ECONOMIC CRISIS

Chair: Robbert Snelders, Cleary Gottlieb

13h30: Merger Enforcement Challenges arising from the Changing Nature of M&A Activity in Times of Economic Crisis

Speaker: Hans Zenger, CRA

13h50: Defenses available to Notifying Parties in times of Crisis (Efficiencies and Failing Firm Defense)

Speaker: Enrique Gonzalez Diaz, Cleary Gottlieb

14h10: National Merger Enforcement during the Crisis: More Flexible?

Speaker: Eric Barbier de la Serre, Jones Day

14h30: Comments from Commission Officials, Panel Discussion and Interaction with the Audience

**Panelists: Götz Drauz, Wilson Sonsini Goodrich & Rosati
Jorge Padilla, Compass Lexecon Europe
Alexis Walckiers, Chief Economist, Belgian
Competition Authority.**

15h30: Coffee Break

2) STATE AID ENFORCEMENT IN THE FINANCIAL SECTOR

Chair: Jacques Derenne, Hogan Lovells and University of Liège

15h50: Notion of Aid, incl. Specificity of the Private Investor Test and Other Transactions

Speakers: Hans Gilliams, Eubelius

16h10: Compatibility Assessment (Return to Long-Term Viability, Burden Sharing, Compensatory Measures) and Procedural Issues (Fast-Track Procedure, Judicial Review and Amendment of Decisions)

Speaker: Ulrich Soltész, Gleiss Lutz and Andreas von Bonin, Freshfields Bruckhaus Deringer

16h30: Economic Issues (Restructuring of the Financial Sector and Methodological Aspects)

Speaker: James Kavanagh, Oxera and Lorenzo Coppi, Compass Lexecon

16h50: Interplay between the Regulatory Framework for Financial Services and State Aid Policy

Speaker: François-Charles Lapr votte, Cleary Gottlieb

17h10: Comments from Commission Officials, Panel Discussion and Interaction with the Audience

Panelists:

Nicola Pesaresi, Head of Unit, DG Competition

Paris Anestis, Hogan Lovells

Damien Gerard, University of Louvain and Cleary Gottlieb

Edurne Navarro Varona, Uria Men ndez

18h15: End of Day One

II. DAY TWO

1) STATE AID POLICY IN THE REAL ECONOMY IN TIMES OF ECONOMIC CRISIS

Chair: Massimo Merola, Bonelli Errede Pappalardo

9h00: Crisis-driven State Aid to the Real Economy: The Role of State Guarantees

Speaker: Isabel Taylor, Slaughter and May, London

9h20: Is an Adaptation of the Standard Principles and Concepts in State Aid Control Possible/Useful (e.g., private investor/creditor test, recovery and insolvency, etc.)?

Speakers: Jos  Luis Buendia and Maria Mu oz, Garrigues

9h40: Are the R&R Guidelines Sufficient/Useful in View of the Challenges Ahead? The Notion of FiD and the Distinction between Rescue and Restructuring

Speaker: Eric Morgan de Rivery, Jones Day

10h00: Comments from Commission Officials, Panel Discussion and Interaction with the Audience

Panelists:

Vittorio di Bucci, Director, Legal Service

Marc Pittie, Bredin Prat

Bernard van de Walle de Ghelecke, Linklaters
Philipp Werner, McDermott Will & Emery

11h00: Coffee Break

2) THE NEXUS BETWEEN COMPETITION, INDUSTRIAL AND TRADE POLICIES?

Chair: Jacques Bourgeois, WilmerHale

11h20 The Nexus in the Framework of the TFEU.

Speakers: Jacques Bourgeois, WilmerHale and **Nicoleta Tuominen**, Freshfields

11h40: Industrial Policy and Competition Enforcement: Is there, Can there and Should there be a Nexus?

Speakers: Nicolas Petit and **Norman Neyrinck**, University of Liège

12h00: Competition Policy and Trade Policy: Two Worlds apart? Also in Times of Economic Crisis?

Speaker: Yves Melin, Squire Sanders

12h20: Comments from Commission Officials, Panel Discussion and Interaction with the Audience

Panelists:

Miek Van der Wee, Head of Unit, DG Competition

Marco Bronckers, VGGB and University of Leiden

James Killick, White & Case

Philip Marsden, BIICL

13h15: Concluding Remarks:

Ben Smulders, Principal Legal Advisor, Legal Service of the European Commission

13h30: End of Conference

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RATES AND REGISTRATIONS

- Normal rate: **500 €** (incl. VAT)*

* including a copy of the conference proceedings to be published by Larcier – Bruylant

- Rate for academics and public officials: **250 €** (incl. VAT)
- Rate for students: **25 €** (incl. VAT)
- Free registration for sponsors of the GCLC

Please register online at: <http://2012gclcanualconference.eventbrite.com>

FURTHER INQUIRIES

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