**InFocus Breakfast Briefing: The Interface between Consumer and Competition Law**

08:15 - 09:00

- What is the relationship between consumer and competition law?
- How are the authorities approaching consumer protection in relation to competition law?
- What are the broader social issues at stake?
- Implications for competition law enforcement

**Participants**

- Kati Cseres - Professor of Law, Amsterdam Centre for European Law & Governance

**Chair’s Opening Address**

09:00 - 09:10

**Participants**

- Richard Whish QC (Hon) - Emeritus Professor of Law, King’s College London

**Major Events and Policy Issues in Competition Law in the Past 12 Months**

09:10 - 09:50

- Legislative and policy developments: Review of DMA, Green Deal, Vertical and Horizontal Restraints Block Exemptions
- Review of significant European Court cases
- European Commission decisions
- Competition, trade and globalisation
- COVID-19 pandemic: implications for competition law

**Participants**

- Matthew O’Regan - Barrister, St John’s Chambers

**Virtual Networking Break & Informal Q & A**

10:35 - 10:55

Join the Roundtables in the Networking Area to pose your questions to our speakers in an informal setting, either by Video or through a Chat Function. Check out the list of attendees and schedule 1:1 meetings or take advantage of our interest-led networking app suggesting attendees for you to connect with based on your shared interests and background. Take time to visit our sponsors’ booths to read their insightful White Papers and to learn more about their thought leadership. Click on a sponsor logo to access content and video chat with a representative.

**UK Competition Law Post-Brexit**

09:50 - 10:35

Policies, Enforcement & Investigations

- Competition law post-Brexit: what has changed?
- CMA’s approach to competition law including the Penrose Review and its role as a global regulator
- What will be the future relationship between the CMA and the Commission and NCAs?
- Impact on ongoing cases
- The future of pan-European filings
- Repercussions for state aid
- Practical pointers for corporates

**Participants**

- Anneli Howard QC - Barrister, Monckton Chambers
- Daniel Rawling - Director, Policy and International, Competition and Markets Authority (CMA)
- Catherine Higgs - Assistant General Counsel - Legal Director UK & Ireland, Global Pharma Competition Head, GSK
- Natasha Franklin - Chair, ICLA UK (In-house Competition Lawyers’ Association)

**NCA Roundtable: Competition Law Enforcement in a Global World**

10:55 - 12:00

Policies, Enforcement & Investigations

- Current enforcement priorities from key global NCAs
- International cooperation between NCAs
- How are the NCAs developing and what will they look like in 5 years’ time?

**Participants**

- Linsey McCallum - Deputy Director General for Antitrust, DG Competition, European Commission
- Michael Grenfell - Executive Director, Competition and Markets Authority (CMA)
- Maria Coppola - Counsel for International Antitrust, FTC
- Hardin Ratshisusu - Deputy Commissioner, Competition Commission, South Africa
- Masaya Sakuma - Director, Management and Planning Division, Investigation Bureau, Japan Fair Trade Commission
- Luiz Augusto Azevedo de Almeida Hoffmann - Commissioner, Brazil

**Moderator:: Richard Whish QC (Hon) - Emeritus Professor of Law, King’s College London**

**Virtual Networking Break & Informal Q & A**

12:00 - 13:00

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COMPETITION LAW IN DIGITAL MARKETS: THE FUTURE OF REGULATION
13:00 - 14:00

Proposals for the Digital Markets Act and the New Competition Tool
- Who are the gatekeepers?
- Review of significant recent cases and studies across the globe
- Update on online advertising
- Regulation vs competition law

Participants
Ryan Quillian - Deputy Assistant Director, Technology Enforcement Division, Bureau of Competition, Federal Trade Commission
Morag Bond - Joint General Manager, Digital Platforms Branch, Australian Competition & Consumer Commission
Vanessa Turner - Senior Adviser, Competition, BEUC - The European Consumer Organisation
Elodie Vandenhende - Deputy Head, Digital Economy Unit, Autorité de la Concurrence
Simeon Thornton - Director, Competition and Markets Authority (CMA)
Sebastian Wismer - Head of Digital Policy Unit, Bundeskartellamt
Moderator:: Ajinkya M Tulpule - Head of Legal (UK, Ireland and Nordics), Whirlpool Corporation

DIGITAL MARKETS: ECONOMIST'S PERSPECTIVE
14:45 - 15:10

Competition Law in Digital Markets & Abuse of Dominance
- Are all digital markets "winner takes all"?
- How are theories of harm developing?
- Exploring the correlation between data and market power
- Innovation and non-price competition
- The economics of killer acquisition in the digital space
- Are digital markets more challenging than other from an economic perspective?

Participants
David Parker - Director in Frontier's competition practice, Frontier Economics

VIRTUAL NETWORKING BREAK & INFORMAL Q & A SPEAKERS IN THE NETWORKING LOUNGE
15:10 - 15:30

Competition Law in Digital Markets & Abuse of Dominance
Join the Roundtables in the Networking Area to pose your questions to our speakers in an informal setting, either by Video or through a Chat Function. Check out the list of attendees and schedule 1:1 meetings or take advantage of our interest-led networking app suggesting attendees for you to connect with based on your shared interests and background. Take time to visit our sponsors' booths to read their insightful White Papers and to learn more about their thought leadership. Click on a sponsor logo to access content and video chat with a representative.

ABUSE OF DOMINANCE: PRINCIPLES, DECISIONS AND ECONOMICS
15:30 - 16:10

Competition Law in Digital Markets & Abuse of Dominance
- Review of the Commission's decisions over the last 12 months
- Significant NCA decisions including German Facebook decision
- Developments in pricing, discounts and rebates
- What are their implications?
- Challenges in defining markets

Participants
Elisabetta Lanza - Officer (Legal Expert), Italian Competition Authority
Robert O'Donoghue QC - Barrister, Brick Court Chambers

CARTELS: LESSONS FROM RECENT INVESTIGATIONS
16:10 - 17:00

Cartels & Private Enforcement
- Review of recent investigations and decisions at EU and national level
- ECN+ implications for cartel
- Review of significant NCA decisions
- Cartel appeals - key learnings

Participants
Kevin Coates - Senior of Counsel, Covington & Burling LLP
Annemarie Ter Heegde - Policy Officer, Antitrust Case Support and Policy (A1), DG COMP EU Commission

PRIVATE ENFORCEMENT & FOLLOW ON DAMAGES: A VIEW FROM THE COURT
17:00 - 17:50

Cartels & Private Enforcement
- Review of key developments in key jurisdictions
- Evaluating effects of the Damages Directive three years on
- Choosing a jurisdiction and forum for your case
- Practical considerations in multi-jurisdictional litigation
- Settlements and arbitration

Participants
Moderator:: Vivien Terrien - Réféendaire, European Court of Justice (General Court)
Mr Justice Marcus Smith - Chairman, CAT & Judge, Chancery Division, High Court
Heico Kerkmeester - Judge, Administrative High Court for Trade and Industry, The Hague
Daniel Severinson - Judge, Patent and Market Court / Stockholm District Court

CHAIR'S CLOSING COMMENTARY AND CLOSE OF DAY ONE
17:50 - 17:55
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<th>TIME</th>
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How to define markets in innovation?

How to conduct due diligence in potential merger/

Is there a tension between IP and competition law?

Review of recent high-profile mergers and Phase II

The use of economics to analyze issues in

Considerations in mergers, including killer acquisitions

Consultations and key policy changes in merger

Review of how key competition authorities around

Relevance of these issues for non-platform cases

White Paper on Foreign Subsidies and State Aid

Looking ahead - what to expect in the next 12

Practical aspects on planning a merger notification

How to effectively engage with the competition

Proposals for National Security Investment Bill in

Challenges within behavioural remedies and

What are the theories of harm?

What are the challenges for traditional competition

Recent developments in EC/UK and US economic

EU’s foreign investment regime

Gun jumping update

Impact on inward investment

Practical tips on how to manage multi-

How to conduct due diligence in potential merger/

acquisition scenarios

Participants

Ken Adamo - Partner, Law Office of KR Adamo

Elissavet Kazili - Senior Legal Counsel, Competition, Nokia

James Flynn QC , Brick Court Chambers

Chair's Opening Address

09:00 - 09:10

Participants

Christopher Vajda QC - Monckton Chambers, Former Judge at the Court of Justice of the EU & Visiting Professor, King’s College, London

Recent Developments in Merger Control

09:10 - 09:50

Merger Control & Foreign Direct Investment

- Review of recent high-profile mergers and Phase II investigations
- Remedies:
  - Analysis of recent remedies including sales of assets
  - Is there a clear cut worldwide shift from authorities towards behavioural remedies?
  - Political aspects of behavioural remedies
- Insights into procedural developments including proper standard of proof in merger cases
- Consultations and key policy changes in merger control
- Looking ahead - what to expect in the next 12 months

Participants

James Marshall - Partner, Covington & Burling LLP

Multi-jurisdictional Mergers: Global Challenges and How to Overcome Them

09:50 - 10:50

Merger Control & Foreign Direct Investment

- Review of how key competition authorities around the world are approaching mergers
- Practical tips on how to manage multi-jurisdictional mergers
- How to effectively engage with the competition authorities
- Practical aspects on planning a merger notification and dealing with information requests
- Gun jumping update
- Challenges within behavioural remedies and compliance
- How to conduct due diligence in potential merger/acquisition scenarios

Participants

Moderator: Ingrid Vandenborre - Partner, Skadden, Arps, Slate, Meagher & Flom LLP

Kelig Bloret Dupuis - Head of Competition Legal Department, Essilor International

Étienne Chantrel - Rapporteur Général Adjoint, Head of Mergers, Autorité de la Concurrence

Gönenc Gürkaynak - Founding Partner, ELIG Gürkaynak Attorneys-at-Law

Fabian Pape , Bundeskartellamt

Virtual Networking Break & Informal Q & A Speakers in the Networking Lounge

10:50 - 11:10

Merger Control & Foreign Direct Investment

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Participants

James Lindop - Partner, Eversheds Sutherland

Michele Pastore - Senior Public Affairs Manager, Huawei

Virtual Networking Break & Informal Q & A Speakers in the Networking Lounge

12:20 - 13:20

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Participants

Andrew Sweeting - Professor, University of Maryland and Cornerstone Research

Dominik Eisenhut - Teamlead UAS and FCAS Legal, Airbus Defence and Space

Foreign Direct Investment & Industrial Policy

11:35 - 12:20

Merger Control & Foreign Direct Investment

- Politicisation of competition law
- EU’s foreign investment regime
- White Paper on Foreign Subsidies and State Aid
- Proposals for National Security Investment Bill in the UK
- Impact on inward investment

Participants

Moderator: Steffen Hindelang - Professor of International Investment and Trade Law, Uppsala University

Michele Pastore - Senior Public Affairs Manager, Huawei

James Lindop - Partner, Eversheds Sutherland

Economic Analysis of Mergers

11:10 - 11:35

Merger Control & Foreign Direct Investment

- Recent developments in EC/UK and US economic analysis of mergers
- The use of economics to analyze issues in different types of platform mergers (e.g., platform-platform, platform-provider, platform-non-platform), particularly:
  - when should platforms and non-platform providers be included in the same antitrust market
  - when it is appropriate to use vertical or horizontal theories of harm and theories of competitive benefits
  - what theories of harm and theories of competitive benefit seem to be particularly common/compelling in platform cases, and what is the evidence for them
- Relevance of these issues for non-platform cases
Vertical Restraints & Distribution: Review of Recent Developments and How to Manage Practical Risks

13:20 - 14:10

Vertical Restraints

- What is next for the VBER?
- Platforms and MFNs
- Restrictions on brand bidding
- Non-compete clauses
- RPM
- Geo-blocking after Paramount commitments
- Practical pointers for compliance

Participants

Tommy Gorham - Vice President, Global Antitrust and Trade Relations, Procter & Gamble
Robert van Mastrigt - Senior Competition Counsel, Booking.com International B.V.
Edzard Offers - Lead Competition Counsel EMEA, Nike

Moderator:: Frank Wijckmans - Partner, contrast

Sustainability & Competition Law

15:00 - 15:40

Horizontal Cooperation, Sustainability & Information Exchange

- Competition law and the Green Deal
- DG Comp's approach to sustainability
- ACM's consultation on sustainability guidelines
- Practical implications for corporates

Participants

Simon Holmes - Judge, UK Competition Appeal Tribunal & Visiting Professor, Oxford University
Caroline Wolberink - Head of Sustainability Team, Authority for Consumers & Markets (ACM)
Marceline Tournier - Associate General Counsel EMENA & Global Head of Antitrust, Nestle

Moderator:: Julia Woodward-Carlton - Partner, Eversheds Sutherland

Virtual Networking Break & Informal Q & A

Speakers in the Networking Lounge

15:40 - 16:00

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Managing the Risks of Information Exchange

16:00 - 16:45

Horizontal Cooperation, Sustainability & Information Exchange

- Review of recent significant developments
- Online Platforms and information exchange
- Data sharing and data pooling
- New forms of cooperation
- Practical tips on compliance

Participants

Miriam Van Heyningen - Senior Antitrust Counsel, Shell
Christine Graham - Associate, Cooley

State Aid: Recent Developments

16:45 - 17:30

State Aid

- Responding to COVID-19 crisis: review of the Temporary Framework
- Review of the general state aid framework
- Rescue and restructuring aid
- Recent case law including tax rulings
- Green Deal and state aid
- The use of economics and financial analysis in state aid

Participants

Udo Woll - Head of Public Commercial Law, State Aid Law, Public Transport Contract Law, Deutsche Bahn
Stéphanie Nieuwbourg - Lawyer, State Aid, Client Earth
Kelly Stricklin-Coutinho - Barrister, 39 Essex Chambers

Chair's Closing Commentary and Close of Conference

17:30 - 17:35
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