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Global Forum on Competition
and Trade Policy

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The Confederation of Indian Industry



The Bar Association of India



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The World Bank

The Asia Pacific Forum of the
International Bar Association



Foreign Investment Advisory Service

*As per the Law Society of England and Wales. The number of CPD points/hours available may vary for other bar associations and law societies depending on their criteria.

A conference presented by
the International Bar Association's
Global Forum on Competition and
Trade Policy

Global Forum on Competition and Trade Policy Conference

Competition Law in India

Shangri-La Hotel, New Delhi, India

3-4 November 2006

Who should attend?

Business people, regulators, lawyers and other professionals in the area of competition, antitrust and trade law.

Supported by



**UP TO 8½ CPD
HOURS AVAILABLE***

Friday 3 November

1530 – 1945

Registration

1630 – 1745

Inaugural address

Conference Chair

J William Rowley QC *McMillan Binch Mendelsohn, Toronto, Ontario; Chair, Global Forum, IBA Legal Practice Division*

Welcome address

Fali S Nariman *President, Bar Association of India, New Delhi*

Michael J Reynolds *Allen & Overy LLP, Brussels; Chair, IBA Legal Practice Division*

Corporate India perspective

R Seshasayee *President, Confederation of Indian Industry, New Delhi (invited)*

Keynote address

P C Gupta *Minister of State for Company Affairs, New Delhi*

Vote of thanks

Lalit Bhasin *Bhasin & Co, New Delhi; President, Society of Indian Law Firms*

1745 – 1815 TEA/COFFEE BREAK

1815 – 1945

The interface between competition policy, consumer welfare and trade, investment and economic development

Chair

Dr R Shyam Khemani *Advisor, Competition Policy, Private Sector Development – Vice Presidency, The World Bank Group, Washington DC*

Chief Guest Speaker

Arun Jaitley *Senior Advocate, Former Minister for Law & Justice, New Delhi*

Speakers

Anwar ul Hoda *Member, Planning Commission of India, New Delhi*

William Kovacic *Commissioner, Federal Trade Commission, Washington DC*

1945

Hosted dinner

The Shangri-La Hotel

Kindly hosted by Ansal API

Chair

Lalit Bhasin

Keynote address

The importance of effective competition laws for the Indian economy

Speaker to be confirmed

Saturday 4 November

0830 – 1745

Registration

0930 – 1030

The role of merger law in India and other new competition regimes

- substantive test and efficiencies
- national champions
- mandatory pre-notification
- notification and jurisdictional thresholds
- enforcement and adjudication
- ICN recommended practices
- limitation periods

Chair

S Mahalingam *Chief Financial Officer, Tata Consultancy Services, Mumbai*

Speakers

Stephen King *Commissioner, Australian Competition and Consumer Commission, Canberra, Australian Capital Territory*

Lisa Rabbe *Executive Director, Government Affairs, Goldman Sachs International, London*

Shardul Shroff *Amarchand Mangaldas, New Delhi*

1030 – 1100 TEA/COFFEE BREAK

1100 – 1230

Cartels and other anti-competitive agreements

- substantive test
- *per se* v rule of reason
- powers of enforcement
- enforcement issues for new agencies
- role of immunity and leniency programmes
- penalties and private damages

Chair

J William Rowley QC

Speakers

Guest of Honour - Vinod Dhall *Member, Competition Commission of India, New Delhi*

Sir Christopher Bellamy QC *President, Competition Appeal Tribunal, London*

Terry Calvani *Freshfields Bruckhaus Deringer LLP, Washington DC*

Nimesh Kampani *Chairman & Managing Director, JM Morgan Stanley Pvt Ltd, Mumbai*

Kazuhiko Takeshima *Chairman, Japan Fair Trade Commission, Tokyo*

1230 – 1400 LUNCH

Chair

Fali S Nariman *President, Bar Association of India, New Delhi*

Keynote address

The importance of competition law, regulation and the rule of law for investment

Tim Cowen *General Counsel and Commercial Director, BT Global Services, London*

1400 – 1520

Abuse of dominant position, monopolisation and other vertical restraints

- scope of the provision
- tough competition v predation
- the substantive test

Chair

Michael J Reynolds

Speakers

Harneet Singh Chandhoke *Luthra & Luthra Associates, New Delhi*

Olivier Guersent *Deputy Head of Cabinet, DG Competition, European Commission, Brussels*

Amitabh Kumar *Director General, Competition Commission of India, New Delhi*

Hital Meswani *Director, Reliance Infocomm, Mumbai (invited)*

1520 – 1550 TEA/COFFEE BREAK

1550 – 1720

The role of private enforcement

- standing to sue
- the courts v specialised tribunals
- damages (single or otherwise and costs)
- class relief
- strategic litigation risks

Chair

Stephen Kinsella *Sidley Austin LLP, Brussels*

Speakers

John Pheasant *Hogan & Hartson, London / Brussels*

Pallavi Shroff *Amarchand Mangaldas, New Delhi*

A Paul Victor *Weil Gotshal & Manges LLP, New York*

1720 – 1745

Special address

Sunil Mittal *Vice-President, Confederation of Indian Industry; Chairman, Bharti Enterprises, New Delhi (invited)*

Valedictory address

Anurag Goel *Secretary, Ministry of Company Affairs, New Delhi*

Closing remarks

J William Rowley QC

Date

3-4 November 2006

Venue

Shangri-La Hotel
19 Ashoka Road, Connaught Place
New Delhi 110 001, India
tel: +91 (11) 4119 1919
fax: +91 (11) 4119 1988
www.shangri-la.com/newdelhi

Language

All working sessions and conference materials will be in English.

Fees

Registration forms and fees received:

	on or before 29 September	after 29 September
Participants resident in India	INR 10,000	INR 15,000
Rest of the World		
IBA member	£360	£460
Non member*	£510	£610

*By paying the non-member fee, we welcome you as a Delegate Member of the IBA for the remainder of this calendar year, which entitles you to the following benefits:

- 1) Password access to certain parts of the IBA website.
- 2) Receipt of IBA e-news and access to online versions of International Bar News.
- 4) Pay the member rate for any subsequent conference registrations for this calendar year.
- 3) Take advantage of IBA Member Rewards.

If you would like to become a Full or General Member of the IBA, which includes membership of one or more committees – and inclusion in and access to our Membership Directory – we encourage you to do so now in order to register for this conference at the ‘member rate’. Full details of how to join can be found at www.ibanet.org

Full payment must be received in order to process your registration.

Fees include

- Attendance at all working sessions
- Conference materials, including any available speakers’ papers submitted to the IBA before 2 October
- Access to the above conference working materials from the IBA website (www.ibanet.org) approximately seven days prior to the conference
- Lunch on 4 November
- Tea and coffee during breaks
- Invitation to hosted dinner on 3 November

Please note that registrations are not transferable.

How to register and make

payment

Participants resident in India

Participants resident in India and paying in Indian rupees must pay by cheque, bank draft, bank transfer or credit card and should complete the attached registration form and return it to Yogesh Bisht, International Travel House Limited, together with payment.

Cheques or bank drafts: should be in favour of the ‘International Travel House Limited’. Please send to:
International Travel House Limited
T - 2 Community Centre
Sheikh Sarai Phase - I
New Delhi 110 017, India.

Bank transfer: to the International Travel House Limited account number 310353226 at the American Express Bank Limited, Hamilton House, Connaught Place, New Delhi, India. Swift Code: AEIBINDX.

Please ensure that a copy of the bank transfer details is attached to your registration form.

Credit card: payments will be taken in Rupees and can be made by Visa or MasterCard. No other cards are accepted. A clear photocopy of the front and back of the credit card must be attached with the registration form. Credit card payments taken in India will be subject to a two per cent handling fee.

Rest of the world

Participants must pay in pounds sterling by cheque, bank draft, bank transfer or credit card and should complete the attached registration form and return it to Susie Leuty at the IBA together with payment.

Cheques or bank drafts: drawn on a UK bank and in favour of the ‘International Bar Association’. Please send to: 10th Floor, 1 Stephen Street, London W1T 1AT, United Kingdom.

Bank transfer: to the IBA account number 13270222 at the National Westminster Bank, St James’s & Piccadilly Branch, (Sort Code 56-00-03), 208 Piccadilly, London W1A 2DG, United Kingdom or SWIFT address NWBKGB2L or IBAN GB05NWBK56000313270222.

Please ensure that a copy of the bank transfer details is attached to your registration form.

Credit card: payments will be taken in pounds sterling and can be made by Visa, MasterCard or American Express. No other cards are accepted.

PLEASE ENSURE THAT YOUR NAME AND THE WORDS ‘CON004DELHI’ APPEAR ON ANY TRANSFER OR DRAFT.

Cancellation of registration

If cancellation is received in writing at the IBA office in London by 6 October, fees will be refunded less a 25 per cent administration charge. We regret that no refunds can be made after this date. Please note that notification of cancellation must be received at the IBA office in London.

Travel arrangements and visas

Participants are responsible for making their own travel arrangements. All foreign nationals require a visa to enter India. Please contact your local Embassy or Consulate for details of visa application procedures. **We are unable to send out letters supporting visa applications to embassies prior to receipt of your registration form and full payment of registration fees.**

Please apply for your visa in good time.

Hotel accommodation

A limited number of rooms have been reserved at the following hotel for the nights of 1-5 November inclusive.

Intercontinental The Grand New Delhi
Barakhamba Avenue, Connaught Place
New Delhi 110 001, India
tel: +91 (11) 4444 7777
fax: +91 (11) 2341 4274
web: www.thegrandhotels.net
e-mail: mbhatia@thegrandhotels.net

The following rates are per room, per night and exclusive of buffet breakfast, service charges and local taxes.

Deluxe room (single/double): INR 10,000

If you wish to make a reservation, please contact the hotel directly. The hotel requires a credit card number to secure your reservation. Please note that any reservation made after 30 September will be subject to availability and cannot be guaranteed at the special IBA rate.

As a limited number of rooms have been blocked at the hotel availability cannot be guaranteed once the room block is full.

Delegates are responsible for making accommodation reservations directly with the hotel and enter into an agreement with the hotel regarding credit card guarantees, cancellation terms and conditions, and room rates (should these differ from the special IBA rate). The IBA cannot accept responsibility for hotel accommodation disputes between a delegate and the hotel.

Disabled access

Both the Shangri-La and Intercontinental The Grand New Delhi are wheelchair accessible. Please notify us if you require special assistance.

List of participants

In order for your name to appear in the list of participants, which will be distributed at the conference, your registration form must be received by 26 October at the latest.

Promotional literature

Please note that no individual or organisation may display or distribute publicity material or other printed matter during the conference, unless by prior arrangement with the IBA. Organisations and companies wishing to discuss promotional opportunities should contact Louise Young at the IBA louise.young@int-bar.org.



International Bar Association **the global voice of the legal profession**

In its role as a dual membership organisation, comprising 30,000 individual lawyers and over 195 bar associations and law societies, the International Bar Association (IBA) influences the development of international law reform and shapes the future of the legal profession. Its Member Organisations cover all continents and include the American Bar Association, the German Federal Bar, the Japan Federation of Bar Associations, the Law Society of Zimbabwe and the Mexican Bar Association.

Grouped into two Divisions – the Legal Practice Division and the Public and Professional Interest Division – the Association covers all practice areas and professional interests. It provides members with access to leading experts and up-to-date information as well as top-level professional development and network-building opportunities through high-quality publications and world-class conferences. The IBA's Bar Issues Commission provides its Member Organisations with substantive programmes and social activities in and between meetings and the IBA's Human Rights Institute works across the Association, helping to promote, protect and enforce human rights under a just rule of law, and to preserve the independence of the judiciary and the legal profession worldwide.

Global Forum for Competition and Trade Law

Founded in 1991, the Global Forum for Competition and Trade Law consists of a group of experts who are committed to expanding the global discussion of the ramifications of competition policy for global trade and investment. The Global Forum also aims to provide an information and education resource for countries or international organisations interested in understanding the implications of competition policy; to act as a catalyst for change and to establish a model world-wide competition process. It fulfils these aims by publishing papers and organising events aimed at the discussion of the current issues, and allowing for discussion between experts of matters of relevance to competition and trade policy. Its participants include leading academic economists, executive representatives of the world's principal competition authorities, leading practitioners and representatives of international agencies, such as the OECD and the World Bank.

International Bar Association

10th Floor, 1 Stephen Street, London W1T 1AT, United Kingdom
Tel: +44 (0)20 7691 6868. Fax: +44 (0)20 7691 6545. Fax: +44 (0)20 7691 6544.
e-mail: confs@int-bar.org. website: www.ibanet.org

The organisers may at any time, with or without giving notice, in their absolute discretion and without giving any reason, cancel or postpone the conference, change its venue or any of the other published particulars, or withdraw any invitation to attend. In any case, neither the organisers nor any of their officers, employees, agents, members or representatives shall be liable for any loss, liability, damage or expense suffered or incurred by any person, nor will they return any money paid to them in connection with the conference unless they are satisfied not only that the money in question remains under their control but also that the person who paid it has been unfairly prejudiced (as to which, decision shall be in their sole and unfettered discretion and, when announced, final and conclusive).

Registration Form

Global Forum on Competition and Trade Policy Conference Shangri-la Hotel, New Delhi, India 3-4 November 2006

Please read the 'Information' section before completing this form and return it together with your payment to the relevant address overleaf

Personal details *(Please attach your business card or write in block capitals)*

Title _____

Given name _____ Family name _____

Name as you wish it to appear on your badge *(if different from above)* _____

Membership number *(if applicable)* _____

Firm / Company / Organisation _____

Address _____

Tel _____

Fax _____

E-mail _____

Special Dietary Requirements

Registration form and fees received:	On or before 29 September	After 29 September	Amount Payable
Participants resident in India	INR 10,000	INR 15,000	INR
Rest of the World			
IBA member	£360	£460	£
Non-member *	£510	£610	£
TOTAL AMOUNT PAYABLE			INR/£

Full payment must be received in order to process your registration. Please note that registrations are not transferable

***Join the IBA today and register for this conference at the IBA member rate.
Please find the membership application form at www.ibanet.org**

Continued overleaf

For office use only

Payment _____ Banked _____ Processed _____

Payment details

I enclose a cheque / bank draft made payable to the IBA for the total amount payable.

I have transferred to the IBA bank account the total amount payable and have attached a copy of the bank transfer details.

Please charge the total amount due to my Visa / MasterCard (*Other cards are not accepted*).

Card number _____ Expiry date _____

Name of card holder _____

Signature _____ Date _____

Please note: if you are a participant resident in India and paying the registration fee by credit card in Indian rupees, a clear photocopy of the front and back of the credit card must be attached with the registration form. Credit card payments taken in India will be subject to a two per cent handling fee

Where did you first hear about this conference?

IBA CONFERENCE OTHER CONFERENCE DIRECT MAIL INTERNET ADVERTISEMENT
 E-MAIL EDITORIAL RECOMMENDATION OTHER

Please provide further details, quoting code (if applicable)

IBA listings are provided to third parties, are used for marketing purposes and are published on the internet and other internationally available networks and media. The IBA will treat your personal information with the utmost respect and in accordance with UK data privacy laws.

If you do not want your details to be passed on, please tick the box

Participants resident in India – please send the completed form to:

Yogesh Bisht
Conference Management Services
International Travel House Limited, T - 2 Community Centre, Sheikh Sarai Phase - I
New Delhi 110 017, India
tel : +91 (11) 2601 7808 / 4100 5555 fax: +91 (11) 2601 1543
e-mail: yogeshbisht@ith.co.in

Rest of the world – please send the completed form to:

Susie Leuty
International Bar Association
10th Floor, 1 Stephen Street
London W1T 1AT, United Kingdom
tel: +44 (0)20 7691 6868 fax: +44 (0)20 7691 6545 fax: +44 (0)20 74691 6544
e-mail: susie.leuty@int-bar.org website: www.ibanet.org