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the legal profession

**EARLY
REGISTRATION
ADVISED**

A conference presented by the Antitrust
Committee of the International Bar
Association's Legal Practice Division

11th Annual Competition Conference

7-8 September 2007

European University Institute
Fiesole, near Florence, Italy

This specialist event will discuss and examine the
current policies and developments in international
competition law.

Who should attend?

Competition lawyers, regulators and professionals involved in
antitrust and trade law.

**Up to 9½ CPD hours
available***

*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.

Supported by

**GLOBAL
COMPETITION
REVIEW**

The international journal of competition policy and regulation

Programme

Chair

Bruno Ciuffetelli *Hogan & Hartson LLP, Caracas; Chair, Antitrust Committee, IBA Legal Practice Division*

Continuing Professional Development / Continuing Legal Education

For delegates from countries where CPD / CLE is mandatory, the International Bar Association will be pleased to provide a conference Certificate of Attendance which, subject to the exact CPD / CLE requirements, may be used to obtain the equivalent accreditation in your jurisdiction.

This conference has been accredited for CPD / CLE by the Law Society of England and Wales. Delegates should ask staff at the Registration Desk for information as to how to obtain the hours.

Accreditation has been approved by the State Bar Associations of New York and California.

IBA certificates of attendance will be available for lawyers from self-reporting US states.

Friday 7 September

0800 – 1730

Registration

0845 – 0900

Welcome remarks

Bruno Ciuffetelli

0900 – 0930

Introduction

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

Opening address

Judge Frédéric Jenny *Cour de Cassation, Paris; Professor, ESSEC Business School, Paris*

0930 – 1200

Session one

Non-horizontal mergers

The European Commission's consultation on draft Guidelines on the assessment of non-horizontal mergers raises important issues regarding the treatment of 'vertical' and 'conglomerate' merger transactions. This session will draw upon the submissions of an IBA Working Group on the subject, as well as the perspectives of the Commission, an economist, corporate counsel and the comparative treatment of such transactions in the United States, and will address key policy issues in this complex and evolving area of competition law. Specific topics will include:

- The need for appropriate 'safe harbours';
- The assessment of the efficiencies generated by such mergers;
- The analysis of the theories of harm and of the evidence required to challenge cases where anti-competitive effects may occur.

Moderators

Neil Campbell *McMillan Binch Mendelsohn LLP, Toronto, Ontario; Vice-Chair, Antitrust Committee, IBA Legal Practice Division*

Andrea Appella *Vice President & Associate General Counsel, Time Warner Europe, London; Website Coordinator, Antitrust Committee, IBA Legal Practice Division*

Speakers

Nadia Calviño *Deputy Director-General for Mergers, European Commission, Brussels*

Götz Drauz *Howrey LLP, Brussels*

Ilene Knable Gotts *Wachtell Lipton Rosen & Katz, New York*

Paul Lugard *Head of Antitrust, Royal Philips Electronics BV, Eindhoven*

David Scheffman *Director, LECC, Washington DC*

1030 – 1100 **COFFEE/TEA BREAK**

1200 – 1300

Session two

Pharmaceutical parallel trade: the end, or a new start?

This head-to-head discussion will address the troubled status of parallel trade of pharmaceuticals in the European Union, that some refer to as a 'legal limbo'. After the landmark *Adalat* case and the disappointment of the legal community about the *Syfait* ruling, legal uncertainty remains on double pricing systems. The speakers will present their opposing views and forecast about the future.

Moderator

Iñigo Igartua Arregui *Gómez-Acebo & Pombo; Senior Vice-Chair, Antitrust Committee, IBA Legal Practice Division*

Speakers

Thilo Bauroth *Kohl Medical AG, Saarland*
Assimakis Komninos *White & Case, Brussels*

1300 – 1500 **LUNCH**

Keynote speaker

Professor Giuliano Amato *Minister of the Interior of Italy, Rome; Former Chairman, Italian Antitrust Authority*

Saturday 8 September

1500 – 1730

Session three

Article 82: the current status and future of its reform

The DG Competition's review of Article 82 remains in the spotlight and raises continuing debate on the application of Article 82 to exclusionary abuses as well as the weight to be given in enforcement policy to effects-based analysis. Article 82 cases also continue to raise significant issues for business, antitrust practitioners and regulators. A distinguished panel of representatives from the European Commission, the Chilean Antitrust Authority, in-house counsel and outside counsel in the USA, EU and South Africa will debate this important topic.

Moderators

Cani Fernández *Cuatrecasas, Brussels; Secretary, Antitrust Committee, IBA Legal Practice Division*

Pieter Steyn *Werksmans, South Africa; Newsletter Editor, Antitrust Committee, IBA Legal Practice Division*

Speakers

Peter Alexiadis *Gibson Dunn & Crutcher LLP, Brussels*

Maya Barr *British Telecommunications PLC, London*

Radoslav Depolo *Judge, Competition Tribunal, Santiago*

Joos Stragier *Head of Unit, Antitrust Policy and Scrutiny, DG Competition, European Commission, Brussels*

David Unterhalter *SC Advocate Johannesburg Bar, Johannesburg*

1615 – 1645 **COFFEE/TEA BREAK**

1730-1900

Cocktail reception

European University Institute

0800 – 1300

Registration

0830 – 0900

Keynote address

J Thomas Rosch *Commissioner, Federal Trade Commission, Washington DC*

0900 – 1000

Session four

Final report of the US Antitrust Modernization Commission

Established in 2002 by Congress, the Antitrust Modernization Commission was given the daunting task of examining whether the US antitrust laws were in need of modernisation. Following extensive public hearings and lengthy deliberations, the AMC submitted its 500-plus page final report to Congress and the President in April 2007. The Chair of the Commission will discuss the report and some of its more controversial conclusions, with a commentary from the Immediate Past Chair of the American Bar Association's Antitrust Section.

Moderator

Ronan P Harty *Davis Polk & Wardwell, New York; Senior Vice-Chair, Antitrust Committee, IBA Legal Practice Division*

Speakers

Joseph Angland *Heller Ehrman, New York; Immediate Past Chair, ABA Antitrust Section*

Deborah A Garza *Deputy Assistant Attorney General, United States Department of Justice, Antitrust Division, Washington DC; Former Chair, US Antitrust Modernization Commission*

1000 – 1020 **COFFEE/TEA BREAK**

1020 – 1240

Session five

Unilateral conduct in global high-tech industries

The European Court of First Instance will issue its landmark judgment in the next months in the EU–Microsoft case. This long running case has major implications for technology markets which tend to be particularly global in scope. This presents additional challenges to antitrust enforcement, international comity and the relationship between innovation, IP and antitrust. Companies like IBM, Microsoft and Sun as well as several other prominent IT companies have raised complex and rapidly changing issues. This panel includes leading protagonists in several high-tech cases who will comment on issues raised in the EU– and US–Microsoft cases and their implications for consumers, industry and enforcement.

Moderators

Gregory S McCurdy *Senior Attorney, Microsoft Corporation, Seattle, Washington; Vice-Chair, Antitrust Committee, IBA Legal Practice Division*

José Augusto Regazzini *TozziniFreire Advogados, São Paulo; Publications Officer, Antitrust Committee, IBA Legal Practice Division*

Speakers

Jean-François Bellis *Van Bael & Bellis, Brussels*

Maurits Dolmans *Cleary Gottlieb Steen & Hamilton, Brussels*

Ian S Forrester QC *White & Case, Brussels*

Per Hellström *Head of Unit, Information Industries, Internet and Consumer Electronics, DG Competition, European Commission, Brussels*

Philip Mansfield *Allen & Overy LLP, Brussels*

Christine A Varney *Hogan & Hartson LLP, Washington, DC*

1240 – 1250

Keynote address

Byung-Bae Kim *Vice Chairman, Korea Fair Trade Commission, Gyeonggi-do*

1250 – 1300

Closing Remarks

Bruno Ciuffetelli

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).

Information

Date

7-8 September 2007

Venue

European University Institute
Via del Roccettini 9
1-50016 San Domenico di Fiesole (FI)
Italy
Tel: +39 (055) 468 5790
Fax: +39 (055) 568 5763

Language

All working sessions and conference materials will be in English.

How to register

Register online at www.ibanet.org/conferences/fiesole2007 and make payment by credit card, to avail of the ten per cent online registration discount, or complete the attached registration form and return it to Susie Leuty at the IBA together with your payment. You should receive e-mailed confirmation of your registration once payment has been received; if you do not then please contact Susie Leuty at susie.leuty@int-bar.org.

Fees

On-line registrations received:

	on or before 3 August	after 3 August
IBA member	£720	£810
Non-member *	£855	£945
Young lawyers (under 30 years)	£540	£945
Academics / Judges (full time)	£540	£945
Corporate counsel	£645	£945

Hard copy registration forms and fees received:

	on or before 3 August	after 3 August
IBA member	£800	£900
Non-member *	£950	£1,050
Young lawyers (under 30 years)	£600	£1,050
Academics / Judges (full time)	£600	£1,050
Corporate counsel	£720	£1,050

* By paying the non-member fee, we welcome you as a Delegate Member of the IBA for the year in which this conference is held, 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.
- 3 Pay the member rate for any subsequent conference registrations for this calendar year.
- 4 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.

The IBA offers senior lawyers a discounted registration fee. Please contact the IBA office for further information.

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

Fees include

- Attendance at all working sessions
- Conference materials in CD-Rom format, including any available speakers' papers submitted to the IBA before 6 August
- Access to the above conference working materials from the IBA website (www.ibanet.org) approximately seven days prior to the conference
- Lunch on Friday 7 September
- Tea and coffee during breaks
- Invitation to hosted cocktail reception on Friday 7 September

Please note that registrations are not transferable.

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 30 August at the latest.

Cancellation of registration

If cancellation is received in writing at the IBA office by 10 August, fees will be refunded less a 25 per cent administration charge. We regret that no refunds can be made after this date.

Travel arrangements and visas

Participants are responsible for making their own travel arrangements. It is recommended that you check your visa requirements with your local Embassy or Consulate. 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.

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 the Sponsorship Department at the IBA at sponsorship@int-bar.org.

Payment of registration fees

Pounds sterling: by cheque 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.

OR by 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.

Euro: by cheque converted at the current rate of exchange and in favour of the International Bar Association. Please send to: 10th Floor, 1 Stephen Street, London W1T 1AT, United Kingdom.

OR by bank transfer to the IBA Bank Account Number 550/00/06570631 at the National Westminster Bank, St James's & Piccadilly Branch, (Sort Code 56-00-03), 208 Piccadilly, London W1A 2DG, United Kingdom SWIFT address NWBKGB2L or IBAN GB58NWBK60721106570631. Please ensure that a copy of the bank transfer details is attached to your registration form.

US dollars: by cheque converted at the current rate of exchange and drawn on a US bank and in favour of the International Bar Association. Please send to: 10th Floor, 1 Stephen Street, London W1T 1AT, United Kingdom.

OR by bank transfer to the IBA account number: 01286498 at the National Westminster Bank, St James's & Piccadilly Branch, (Sort Code 56-00-03), 208 Piccadilly, London W1A 2DG, United Kingdom. Please ensure that a copy of the bank transfer details is attached to your registration form.

Credit card payments: by Visa, MasterCard or American Express. No other cards are accepted.

PLEASE ENSURE THAT YOUR NAME AND THE WORDS 'CON28FIESOLE' APPEAR ON ANY TRANSFER OR DRAFT.

Hotel Accommodation

A limited number of rooms have been reserved for the nights of 6 and 7 September at hotels located in either central Florence or Fiesole.

Rates quoted are per room, per night and include buffet breakfast, service and local taxes.

Hotels in central Florence

GRAND HOTEL MINERVA – 4 star

Piazza S Maria Novella 16
50123 Florence

www.grandhotelminerva.com

Single occupancy €230

Double occupancy €240

HOTEL SANTA MARIA NOVELLA – 4 star

Piazza S Maria Novella 1
50123 Florence

www.hotelsantamarianovella.it

Single occupancy €235

Double occupancy €260

HOTEL ALBANI – 4 star

Via Fiume 12
50123 Florence

www.albanihotels.com

Single occupancy €230

Double occupancy €250

HOTEL CORONA D'ITALIA – 3 star

Via Nazionale 14
50123 Florence

www.hotelcoronaditalia.com

Single occupancy €185

Double occupancy €195

For delegates staying at one of the Florence hotels listed above and booking through the IBA's recommended housing agent 'Solo Italia Tours', return transport to the European University Institute will be provided. Please note that if you choose not to book and stay at one of the hotels listed above using our recommended agent, you must make your own travel arrangements to the Institute.

Hotel in Fiesole

VILLA FIESOLE – 3 star

Via Beato Angelico 35
50014 Fiesole

www.villafiesole.it

Single occupancy €185

Double occupancy €205

The Villa Fiesole is approximately ten minutes' drive to the European University Institute.

Internet access

Some of the hotels have limited or no access to the internet. You are advised to check the hotel's website directly for further information.

Please complete the attached accommodation form and send it to:

Solo Italia Tours

Via Cavour 8
50129 Florence
Italy

Tel: +39 (055) 213 355

Fax: +39 (055) 283 892

info@soloitaliatours.com

www.soloitaliatours.com

All reservations must be accompanied by one night's deposit per room. Deposits must be made in euro by either credit card, (Diners card not accepted) or by bank transfer. Full payment for the balance of each reservation must be made by 24 August. Accommodation requests for one night only are subject to confirmation.

Reservation deadline and cancellation policy

Any reservations made after 18 August 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 hotels, availability cannot be guaranteed once the room blocks are full.

Reservations cancelled before 17 August will be refunded in full by bank transfer, less a €20 administration fee. There are no refunds for reservations cancelled after 17 August.

Delegates are responsible for making accommodation reservations directly with the agent and enter into an agreement with the agent 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 or agent.



International Bar Association

the global voice of the legal profession

The International Bar Association (IBA), established in 1947, is the world's leading organisation of international legal practitioners, bar associations and law societies. The IBA influences the development of international law reform and shapes the future of the legal profession throughout the world. It has a membership of 30,000 individual lawyers and more than 195 bar associations and law societies spanning all continents. It has considerable expertise in providing assistance to the global legal community as well as being a source of distinguished legal commentators for international news outlets.

Grouped into two divisions – the Legal Practice Division and the Public and Professional Interest Division – the IBA covers all practice areas and professional interests, providing members with access to leading experts and up-to-date information. Through the various committees of the divisions, the IBA enables an interchange of information and views among its members as to laws, practices and professional responsibilities relating to the practice of business law around the globe. Additionally, the IBA's high-quality publications and world-class conferences provide unrivalled professional development and network-building opportunities for international legal practitioners and professional associates.

The IBA's Bar Issues Commission provides an invaluable forum for IBA member organisations to discuss all matters relating to law at an international level.

The IBA's Human Rights Institute works across the Association, 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.

Other institutions established by the IBA include the Southern Africa Litigation Centre and the International Legal Assistance Consortium.

Antitrust Committee

The Antitrust Committee is part of the Antitrust and Trade Law Section, and provides an international forum for the exchange of the most current thinking in the field of antitrust law. In addition, there is a strong commitment to bring together international practitioners to facilitate closer working relationships. The committee is increasingly consulted by government officials and members of the private sector for its scholarship and practical input into antitrust developments. It holds regular conferences and publishes its own newsletter as well as the Competition Law International Journal.

International Bar Association

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

Registration Form

11th Annual Competition Conference

7-8 September 2007, European University Institute, Fiesole, Italy

Please read the 'Information' section before completing this form and return it, together with your payment, to Susie Leuty at the address overleaf.

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

Title (Mr, Mrs, Ms, etc) _____ Given name _____

Family Name _____

Membership number (if applicable) _____

Date of Birth _____

Firm / Company / Organisation _____

Address _____

Tel _____ Fax _____

E-mail _____

Badge – Name and country to be shown on badge (if not as above) _____

Special Dietary Requirements _____

To obtain a ten per cent discount on the fees below please register online at www.ibanet.org/conferences/fiesole2007.
IBA members can register online before 3 August at £720. Please see 'Information' for further online registration details.

Registration form and fees received:	On or before 3 August	After 3 August	Amount payable
IBA Member	£800	£900	£
Non member*	£950	£1,050	£
Young Lawyer (Under 30 years)	£600	£1,050	£
Academics / Judges (Full time)	£600	£1,050	£
Corporate counsel	£720	£1,050	£

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

TOTAL AMOUNT PAYABLE _____ **£**

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

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 / American Express (*Other cards are not accepted*).

Card number _____ Expiry date _____

Name of card holder _____

Signature _____ Date _____

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. Your details will however be included in the List of Participants, circulated at the conference and displayed within the Delegate Search of the IBA website..

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

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 7691 6544
e-mail: susie.leuty@int-bar.org website: www.ibanet.org

Accommodation Form

International Bar Association 11th Annual Competition Conference

7-8 September 2007, European University Institute, Fiesole, Italy

Name _____

Company _____

Address _____

Tel: _____ Fax: _____

E-mail: _____

Hotel Information

Please indicate your first and second choice of hotels:

1st choice _____ 2nd choice _____

Arrival date _____ Departure date _____

Number of nights _____ Type of room _____

Accommodation requests for one night only are subject to confirmation.

All reservations must be accompanied by one night's deposit per room.

Deposits must be made in euro by either credit card, (Diners card not accepted) or by bank transfer.

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There are no refunds for reservations cancelled after 17 August.

Payment Details:

Bank transfer to:

A/C: Amici del Turismo srl

BANCA NAZIONALE DEL LAVORO

Via de Cerretani, 50123 Florence, Italy

Swift/BIC: BNLIITRR. IBAN: IT56 Q010 0502 8010 0000 0006 437

Or Credit card: Please charge my credit card: American Express Visa MasterCard

Card number _____ Expiry date _____

Name of card holder _____

Signed _____ Date _____

Please fax or e-mail the completed form to:

Solo Italia Tours

Via Cavour 8, 50129 Florence, Italy

tel: +39 (055) 213355 fax: +39 (055) 283892

e-mail: info@soloitaliatours.com website: www.soloitaliatours.com