



**British Institute of
International and
Comparative Law**

11th Annual BIICL Merger Conference (Brussels)

Tuesday 21 January 2014

09:00 to 16:00

Fondation Universitaire, rue d'Egmont 11, 1000 Bruxelles

Topics covered at this conference will include:

- *Screens and inferences in mergers: has DG Comp opened the Pandora's box of price pressure tests?*
- *Remedies and Efficiencies – What Really Compensates for the Loss of Competition?*
- *Hot topics: Minority Stakes, Procedural Simplification, the Rise of MOFCOM*

Speakers

- **Giulio Federico**, European Commission
- **Clara Ingen-Housz**, Linklaters Hong Kong
- **Nelson Jung**, Office of Fair Trading
- **Edyth Kyegombe**, Shell
- **Andrea Lofaro**, RBB Economics
- **Johannes Luebking**, European Commission
- **Adrian Majumdar**, RBB Economics
- **Philip Marsden**, British Institute of International and Comparative Law
- **Simon Pritchard**, Linklaters
- **Emily Roche**, Rio Tinto
- **Gregory Werden**, US Department of Justice (Antitrust Division)

6 CPD hours

Draft Programme

09:00 Welcome coffee

09:30 – 11:00 Panel 1: Screens and Inferences in Mergers

Chair: Adrian Majumdar, RBB Economics

Has DG Comp opened the Pandora's box of price pressure tests and what can be learned from UK experience?

- **Greg Werden**, US Department of Justice (Antitrust Division) – presentation: “The Art of Assessing Unilateral Merger Effects”
- **Nelson Jung**, Office of Fair Trading, “The OFT’s use of price pressure tests – what value do they add?”
- **Edyth Kyegombe**, Shell – “What do businesses think about having their real life mergers assessed by theoretical back-of-the-envelope simulations?”
- **Giulio Federico**, EU Chief Economists Team – “Reaction: what does DG Comp think about price pressure tests?”

11:00 – 11:30 Coffee break

11:30 – 12:45 PANEL 2: Remedies and Efficiencies – What Really Compensates for the Loss of Competition?

Chair: Simon Pritchard, Linklaters

Concerns about lost competition can, in principle, be resolved by countervailing efficiencies and/or a suitable remedy – but what is the cutting edge in EUMR practice on both fronts?

- **Giulio Federico**, EU CET, “Economic Issues in Remedies Design” – the role of economics in the evaluation of the prospective remedial effects of merger commitments
- **Andrea Lofaro**, RBB Economics – Are Efficiencies Making Any Headway in EU cases? A review of UPS/TNT and other recent cases
- **Greg Werden**, US DOJ – Comments from a U.S. Perspective

12:45 – 13:45 Lunch

13:45 – 15:45 **PANEL 3: Hot topics**

Chair: Philip Marsden, British Institute of International and Comparative Law

- *Minority stakes: merger control below 'control'?*; Theory and practice, and the ramifications of possible EUMR changes
- *Simplifying procedures in the EU and beyond: unintended consequences for global deals?*
- *The rise of MOFCOM and other multi-jurisdictional challenges*

- **Johannes Luebking**, DG Competition
- **Nelson Jung**, OFT
- **Emily Roche**, Rio Tinto
- **Clara Ingen-Housz**, Linklaters Hong Kong

Pricing and Registration

| | Member | Non-member |
|---------------------------|---------------------|---------------------|
| Individual | £225 (Approx. €280) | £375 (Approx. €470) |
| Full-time Academic | £165 (Approx. €205) | £275 (Approx. €345) |
| Full-time Student | £60 (Approx. €75) | £100 (Approx. €125) |

The prices displayed in Euro are indicative only and will vary according to the time of your booking and the exchange rate applied to your transaction by your card provider.

N.B. The Academic rate also applies to staff of government and non-profit organisations.

Find out more and book online at
www.biicl.org/events/view/-/id/808/