A conference presented by the IBA Antitrust Section

27th Annual Competition Conference

15–16 September 2023
St Regis Florence, Florence, Italy

Working programme

Headline conference sponsors

ALL SPEAKER MATERIALS AND BIOGRAPHIES CAN BE FOUND AT WWW.IBANET.ORG/CONFERENCE-DETAILS/CONF2336
Friday 15 September

Registration will take place in the Salone delle Feste Foyer
All working sessions will take place in Salone delle Feste Ballroom
All coffee/tea breaks will take place in the Montebello Foyer
Lunch will take place in the Winter Garden

0815 – 1815
0815 – 0900 Registration
0900 – 0905 Welcome coffee/tea
0905 – 0915 Opening remarks
Speaker
Michael Reynolds Allen & Overy, Brussels; Honorary Life Member of IBA Council and Association
0915 – 1000 Introduction by the Conference Co-Chairs
Conference Co-Chairs
Janet Hui JunHe, Beijing; Co-Chair, IBA Antitrust Section
Samantha Mobley Baker McKenzie, London; Co-Chair, IBA Antitrust Section
0915 – 1000 Keynote address
Keynote speaker
Olivier Guersent Director-General, DG Competition, European Commission, Brussels

1000 – 1115 SESSION ONE

Enforcers roundtable
Heads of leading agencies will discuss recent developments, what they are prioritising today and where they expect competition law policy to focus going forward. They will also talk about how they coordinate their work and what international cooperation among the world’s antitrust agencies will look like in the coming years.
Moderators
Janet Hui JunHe, Beijing; Co-Chair, IBA Antitrust Section
Samantha Mobley Baker McKenzie, London; Co-Chair, IBA Antitrust Section
Speakers
Sarah Cardell Chief Executive, Competition and Markets Authority, London
Olivier Guersent Director-General, DG Competition, European Commission, Brussels
Dr Gunnar Kallfaß Head of 6th Decision Division, Bundeskartellamt, Bonn
Lynda Marshall Chief, International Section, Antitrust Division, US Department of Justice, Washington, DC

1115 – 1145 Coffee/tea break

Headline social event sponsors

Committee Co-Chairs
Janet Hui JunHe, Beijing; Co-Chair, IBA Antitrust Section
Samantha Mobley Baker McKenzie, London; Co-Chair, IBA Antitrust Section

MOBILE TELEPHONES
Delegates are requested to ensure that mobile telephones and any other portable devices are switched to silent in working sessions.
Friday continued

1145 – 1300  SESSION TWO

The three gateways to successful transaction execution
Merger control, which used to be a relatively predictable area of competition law, is now undergoing major developments all around the world including in Europe. The days of a ‘light touch’ approach are clearly over: competition authorities globally and in Europe are gaining increasingly stronger powers to review an ever wider range of transactions (including new approaches to jurisdiction and the reversal of the burden of proof). At the same time, for large global deals in a growing number of industry sectors, the number of foreign direct investment approvals required can now outnumber the necessary merger approvals. Add to this the new EU Foreign Subsidies Regulation mandatory notification system coming into effect on 12 October 2023 for deals involving firms benefitting from state aid. The result is the need for tripartite regulatory transaction planning. How can companies navigate these complex waters?

Moderators
Neil Campbell  McMillan, Toronto, Ontario
Catriona Hatton  Baker Botts, Brussels; Working Group Officer, IBA Antitrust Section

Speakers
Daniele Calisti  Head of Unit, DG Competition, European Commission, Brussels
Fernando Carreno  Von Wobeser & Sierra, Mexico City; Latin American Regional Forum Liaison Officer, IBA Antitrust Section
Liu Cheng  King & Wood Mallesons, Beijing
Sonia Pfaffenroth  Arnold & Porter, Washington, DC
Gerwin van Gerven  Linklaters, Brussels

1300 – 1500  Lunch

Speaker
Nicholas Khan KC  European Commission, Brussels

1500 – 1630  SESSION THREE

Unilateral conduct
The law on unilateral conduct (abuse of dominance) has been generating headlines and is in a state of flux in the EU, US and other jurisdictions around the world. This panel will discuss recent cases, important court judgments and developments in enforcement trends. We will discuss the European Commission's amendments to its enforcement guidance paper and call for evidence on exclusionary abuses. Is the ‘effects-based’ approach being abandoned in favour of a more formalistic or ex ante regulatory approach? The panel will also discuss the relevant legal tests coming out of the case law, how economics plays a role in the analysis and practical tips for how companies can assess their conduct to ensure compliance.

Moderators
Kyriakos Fountoukakos  Herbert Smith Freehills, Brussels; Senior Vice Chair, IBA Antitrust Section
Kristina Nordlander  Allen & Overy, London; Newsletter Editor, IBA Antitrust Section

Speakers
Daniel Beard KC  Monckton Chambers, London
Matt Hunt  AlixPartners, London
Massimiliano Kadar  Deputy Head of Unit, European Commission Brussels
Timothy Lamb  Head of EMEA Competition & Regulatory, Meta, London
Miguel Perez Guerra  Director, Antitrust IP & Commercial, AB InBev, London
Swetha Shroff Chopra  Shardul Amarchand Mangaldas & Co, New Delhi

1630 – 1700  Coffee/tea break

Conference reception sponsor
Exhibitor

MOBILE TELEPHONES
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The new frontier of competition law and labour markets

Cost of living concerns have helped fuel populist demand for dramatic reform of competition law. A focus on inequality has stirred a debate in the competition community on anticompetitive concerns in labour markets. This session will consider the proposition that competition authorities should use their enforcement powers to prevent the creation of employer monopsony power, for example, through mergers or no-poaching agreements, and the abuse of that power.

**Moderators**

Samir Gandhi  Axiom5 Law Chambers, New Delhi; Vice Chair, IBA Antitrust Section
Andrew Ward  Cuatrecasas, Madrid; Newsletter Editor, IBA Antitrust Section

**Speakers**

Jorge Fernandes Ferreira  Head of Anti-Cartel Unit / Deputy Director of Antitrust Department, Autoridade da Concorrência, Lisbon
Saori Hanada  Atsumi & Sakai, Tokyo
Kenneth O’Rourke  Wilson Sonsini, Washington, DC
Karen Ruback  Grinberg Cordovil, São Paulo
Aleksander Stawicki  Wierciński Kwieciński Baehr, Warsaw

**Conference reception**

SE·STO on Arno Rooftop Bar, The Westin Excelsior
The drinks reception is open to all registered delegates.

The Westin Excelsior is located opposite the St Regis.
Saturday 16 September

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0930 – 1300
Registration

0930 – 1000
Welcome coffee/tea

1000 – 1130
SESSION FIVE

The role of competition law and policy in controlling artificial intelligence
The interplay between artificial intelligence (AI) and competition law has been on the agenda of competition conferences for years. The recent launch of generative AI tools, such as ChatGPT and Google Bard, has now reignited the debate from various angles, including the role of competition authorities in regulating the world of generative AI, the speed and direction of the development of markets as well as the potential antitrust implications of consolidated AI power. The panel – consisting of agency representatives, academics and practitioners – will delve into the challenges and opportunities of balancing innovation with market fairness, analysing the potential effects of AI on other markets, consumer choices and prices, data privacy concerns, and the entry barriers facing new companies in the AI industry.

Moderators
Zoltán Marosi DLA Piper, Budapest; Website Officer, IBA Antitrust Section
Sarretta McDonough Intel Corporation, Santa Clara, California; North American Regional Representative, IBA Antitrust Section

Speakers
Lauren Battaglia Hogan Lovells, Washington, DC
Ariel Ezrachi Professor of Competition Law, Oxford University, Oxford
Hee-Eun Kim Director of Competition Policy APAC, Meta, Singapore
Alex Stratakis Van Bael & Bellis, London

1130 – 1200
Coffee/tea break

1200 – 1245
SESSION SIX

Interview with Andrea Coscelli

Interviewer
Michael Reynolds Allen & Overy, Brussels; Honorary Life Member of IBA Council and Association

Interviewee
Andrea Coscelli Immediate Past Chief Executive, UK Competition and Markets Authority; now Head of Europe, Keystone Strategy, London

1245 Closing remarks
Janet Hui JunHe, Beijing; Co-Chair, IBA Antitrust Section
Samantha Mobley Baker McKenzie, London; Co-Chair, IBA Antitrust Section

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