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INTERNATIONAL BAR ASSOCIATION CONFERENCE 2024

A conference presented by the Antitrust Section

18th Annual IBA Competition Mid-Year Conference

17–18 June 2024, The Savoy, London, England

Working programme

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All speaker materials and biographies can be found at www.ibanet.org/conference-details/conf2505

Conference Co-Chairs

Janet Hui *JunHe LLP, Beijing; Co-Chair, IBA Antitrust Section*

Samantha Mobley *Baker McKenzie, London; Co-Chair, IBA Antitrust Section*

Monday 17 June

All working sessions will take place in the Abraham Lincoln Ballroom
Refreshment breaks and lunch will take place in the Manhattan Room

0800 – 1700 **Registration**

0845 – 0855 **Welcome from the Conference Co-Chairs**

0855 – 0900 **Address**

Amir Singh Pasrich *International Law Affiliates, New Delhi, Delhi; LPD Assistant Treasurer/IBA Assistant Treasurer*

0900 – 0930 **Keynote address**

Keynote speaker

Baroness Helena Kennedy *Director, IBAHRI, London*

0930 – 1100 **Enforcers roundtable**

Representatives from leading agencies will together 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 LLP, Beijing; Co-Chair, IBA Antitrust Section*

Samantha Mobley *Baker McKenzie, London; Co-Chair, IBA Antitrust Section*

Speakers

Luisa Affuso *Chief Economist, UK Office of Communications (Ofcom), London*

Una Butler *Member, Competition and Consumer Protection Commission, Dublin*

Adam Severt *Assistant Chief, Technology and Digital Platforms Section, US Department of Justice, Washington, DC*

Pinelopi Stamou *Antitrust Case Support & Policy Unit, European Commission, Brussels*

1100 – 1130 **Coffee/tea break**

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Conference reception sponsor

**Baker
McKenzie.**

Conference luncheon sponsor



Monday continued

1130 – 1245 **Cross border deal execution: the changing regulatory landscape**

Merger control, which used to be a relatively predictable area of competition law, is now undergoing major developments around the globe, including in the UK. Competition authorities in the UK, Europe and globally are reviewing an ever-wider range of transactions, including evolving their approach to ensuring that transactions in digital markets are subject to detailed scrutiny. This panel will paint a picture of the current regulatory landscape, look to the future and consider the most effective strategies for navigating global merger control, foreign subsidy control and foreign investment review both now and in the years to come.

Moderators

Nisha Kaur Uberoi *Trilegal, Mumbai, Maharashtra; Newsletter Editor, IBA Antitrust Section*

Alastair Mordaunt *Freshfields Bruckhaus Deringer, London; Working Group Officer, IBA Antitrust Section*

Speakers

Gavin Bushell *Baker McKenzie, Brussels*

Sarah de Morant *Associate General Counsel, Meta, London*

Marco Ramondino *Deputy Head of Unit, DG Competition, European Commission, Brussels*

Elizabeth Wang *Executive Vice President, Compass Lexecon, Boston, Massachusetts*

1245 – 1415 **Lunch**

1415 – 1530 **Sustainability and competition law – where are we today?**

The Competition and Markets Authority is one of a number of antitrust regulators focused on ensuring that businesses have the guidance they need to take concrete action towards collaborating in an appropriate manner to help combat climate change. At the same time agencies have been firm in enforcing against agreements to restrict technical development at the expense of the environment. At the same time, we see divergence among competition regulators around the world on how to tackle what is essentially a global problem. What are the chances that agencies will be able to align on this topic?

Our panel will discuss the journey so far, where we are and whether agencies will align on this topic in the future.

Moderators

Petra Linsmeier *Gleiss Lutz, Germany; Secretary, IBA Antitrust Section*

Julián Peña *Allende & Brea, Buenos Aires; Senior Vice-Chair, IBA Antitrust Section*

Speakers

Edith Loozen *Research Associate, University of Amsterdam, Amsterdam*

Grant Murray *Baker McKenzie, London*

Julian Nowag *Associate Professor, Lund University, Lund*

Jorge Padilla *Chair, EMEA Practice, Compass Lexecon, Madrid*

1530 – 1545 **Coffee/tea break**

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Monday continued

1545 – 1700 **Global digital markets and artificial intelligence: a regulatory race?**

Regulators are racing to rein in the power of large digital platforms and the growth in artificial intelligence (AI) so that fast-evolving markets remain open and contestable. Global digital markets will increasingly be the subject of national and regional regulation. There are several open questions:

- Will first-mover EU regulation be copied across the world?
- How will the new UK digital regulation regime differ from the EU approach?
- Should regulations impose general or tailor-made requirements?

Our panel will discuss the developing global regulatory landscape including as it relates to AI and consider the compliance burden and opportunities.

Moderators

Sarretta McDonough *Intel Corporation, Santa Clara, California; North American Regional Representative, IBA Antitrust Section*

Kristina Nordlander *Allen & Overy, London; Diversity and Inclusion Officer, IBA Antitrust Section*

Speakers

Andrea Appella *Associate General Counsel EMEA, OpenAI, London; Visiting Professor, King's College London*

Ariel Ezrachi *Professor of Competition Law, Oxford University, London*

1730 – 1930 **Conference reception**

Arundel House, Arundel Street, Temple, London WC2R 3DX

All registered delegates are invited to attend.

Arundel House is a five to 10-minute walk from the Savoy Hotel.

Tuesday 18 June

**All working sessions will take place in the Abraham Lincoln Ballroom
Refreshment breaks and lunch will take place in the Manhattan Room**

0900 – 1200 **Registration**

0915 – 0930 **An introduction to day two**

Janet Hui *JunHe LLP, Beijing; Co-Chair, IBA Antitrust Section*

Samantha Mobley *Baker McKenzie, London; Co-Chair, IBA Antitrust Section*

0930 – 1045 **Competition law and labour markets**

Enforcement against anti-competitive hiring practices is now firmly established as a global trend. The UK's Competition and Markets Authority (CMA) recently published a research report on competition and market power in labour markets. The CMA currently has three ongoing investigations concerning labour markets (including broadening an existing cartel investigation to cover alleged unlawful no-poaching arrangements) and, like a number of agencies worldwide, has declared competition law enforcement in labour markets to be a priority. Our panel will provide an update on global developments and consider the practicalities. Should agencies characterise 'no poach' agreements as per se violations? How can in-house counsel work with human resources (HR) teams to ensure their conduct does not cross the line?

Moderators

Cynthia Richman *Gibson Dunn, Washington, DC*

Gerwin van Gerven *Linklaters, Brussels*

Speakers

Charlotte Colin-Dubuisson *Freshfields Bruckhaus Deringer, Paris*

Jorge Fernandes Ferreira *Head of Anti-Cartel Unit, Antitrust Department, Autoridade da Concorrência, Lisbon*

Vass Karadakova *Herbert Smith Freehills, London*

Jeff Martino *Baker McKenzie, New York*

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1045 – 1145 **The role of the courts in enforcing competition law**

Courts play a key role in the enforcement of European competition policy. Review by the courts ensures that public enforcement is lawful, that parties' rights are observed and that authorities' discretion is defined. The courts are also key actors in the development and interpretation of substantive law and are also responsible for deciding on private claims for damages caused by competition infringements. On this panel we will be joined by Sir Marcus Smith, President of the UK Competition Appeal Tribunal, along with leading judges and practitioners to discuss the multiple roles of the courts and the challenges they face.

Moderators

Andrew Ward *Gómez-Acebo & Pombo; Publications Officer, IBA Antitrust Section*

Rein Wesseling *Stibbe, Amsterdam; Working Group Officer, IBA Antitrust Section*

Speakers

Michael Keeley *Chair, Antitrust Group, Axinn Veltrop & Harkrider, Washington, DC*

Anna Morfey *Ashurst, London; Co-Chair, IBA Antitrust Litigation Working Group*

Sir Marcus Smith *President, UK Competition Appeal Tribunal, London*

Judge Nils Wahl *European Court of Justice, Luxembourg*

1145 – 1200 **Coffee/tea break**

1200 – 1245 **Competition in-house counsel perspective on the challenges ahead**

In-house counsel discuss their current and future topics of interest and compliance challenges including sustainability and competition law, handling investigations and legal privilege, navigating the new look distribution regimes as well as the practical aspects of managing global merger control.

Moderators

Fernando Carreno *Von Wobeser y Sierra, Mexico City; Latin American Regional Forum Liaison Officer, IBA Antitrust Section*

Samantha Mobley *Baker McKenzie, London; Co-Chair, IBA Antitrust Section*

Speakers

Layla Bakker *Group Head of Legal, Competition Law, Regulatory & Business Integrity, Tesco Plc, London*

Natasha Franklin *Director – Competition Law & Compliance, British Airways, London*

Edyth Kyegombe *Managing Counsel, Shell, London*

Miguel Perez-Guerra *Director – Antitrust, AB InBev, London*

1245 – 1300 **Closing remarks from the conference Co-Chairs**

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