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A conference presented by the IBA Antitrust Committee and supported by the IBA European Regional Forum

15th Annual Competition Conference

16-17 September 2011 The St Regis Florence, Italy

Topics include:

- Current developments in merger law and enforcement
- Next steps in antitrust litigation
- Challenges posed by the growing internationalisation of cartel investigations
- Views from those who are shaping competition law an interview with John Fingleton
- Case study Rio Tinto/BHP Billiton

Who should attend?

Antitrust and commercial lawyers in private practice, in-house counsel, enforcement officials and academics involved in antitrust and trade law.

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

Programme

Conference Co-Chairs

Neil Campbell *McMillan LLP, Toronto; Co-Chair, IBA Antitrust Committee*

Greg McCurdy *Microsoft Corp, New York; Co-Chair, IBA Antitrust Committee*

Friday 16 September

0800 - 1700 Registration

0800 - 0845 Welcome coffee

0845 - 0855 Welcome remarks by Conference Co-Chairs

0855 – 0905 Introduction of Keynote speaker Michael J Reynolds Allen & Overy LLP, Brussels; IBA Vice-President

0905 - 0930 **Keynote speech**

Joaquín Almunia Vice-President of the European Commission, Competition Commissioner, Brussels

0930 - 1100 Session one

Current developments in merger law and enforcement

A panel discussion about hot topics in merger control in the EU, the US and beyond – from the perspective of senior agency officials and private practitioners.

Moderators

Thomas Janssens Freshfields Bruckhaus Deringer LLP, Brussels Janet McDavid Hogan & Lovells US LLP, Washington DC; Publications Officer, IBA Antitrust Committee

Speakers

Paul Collins Senior Deputy Commissioner of Competition – Mergers, Canadian Competition Bureau, Ottawa Ilene Gotts Wachtell Lipton Rosen & Katz, New York Stephen Kinsella Sidley Austin LLP, London Bernd Langeheine Deputy Director General, DG Competition, Brussels

Jorge Padilla Compass Lexecon, Madrid Sharis Pozen Acting Assistant Attorney General, Department of Justice Antitrust Division, Washington DC

1100 - 1130 Coffee/tea break

Conference reception sponsor



Exhibitor



1130 - 1300 **Session two**

Next steps in antitrust litigation

A panel discussion on the latest developments in antitrust litigation including the European Commission's consultation on collective redress and reactions to it from the perspective of both claimants and defendants.

Moderators

Elizabeth Morony Clifford Chance LLP, London; Website Officer, IBA Antitrust Committee

Pieter Steyn Werksmans Attorneys, Johannesburg; Secretary and Membership Officer, IBA Antitrust Committee

Speakers

Allan van Fleet Greenberg Traurig LLP, Houston Dr Boris Kasten Siemens AG, Munich Anthony Maton Hausfeld LLP, London Derek Ridyard RBB Economics, London Eddy de Smijters European Commission, Brussels Dr Christian Steinle Gleiss Lutz, Stuttgart

1300 – 1500 **Lunch** *The Westin Excelsior*

Introduction of Keynote speaker

Neil Campbell

Keynote speech

Andreas Mundt President of the Bundeskartellamt, Bonn

1500 - 1700 **Session three**

Challenges posed by the growing internationalisation of cartel investigations

The panel will discuss a number of current topics in the context of cartel enforcement in the EU, the US, Brazil and Asia. A particular focus will be on the complexities of going for leniency and achieving settlements in cases in which a number of authorities investigate or may wish to investigate specific behaviour.

Moderators

Marc Reysen O'Melveney & Myers LLP, Brussels; Working Group Coordinator, IBA Antitrust Committee Philippe Rincazaux Orrick, Herrington & Sutcliffe LLP, Paris; Newsletter Editor, IBA Antitrust Committee

Speakers

Kris Dekeyser Head of Unit, DG Competition, Brussels Roxann Henry Dewey & LeBoeuf, Washington DC Ana Paula Martinez Levy & Salomão, Sao Paulo Tsutomu Nakato Hibiya Sogo Law Office, Tokyo Patrick Spilliaert Vice-President, Autorité de la Concurrence, Paris

Gabrielle Williamson Heuking Kuhn Luer Wojtek, Brussels/ Düsseldorf; Vice-Chair, IBA Public and Professional Interest Division

1545 – 1615 Coffee/tea break

1700 – 1830 **Drinks reception**

The Westin Excelsior

The reception is open to all delegates and registered guests.

Saturday 17 September

0815 - 1300 Registration

0850 – 0900 Introduction of Keynote speaker Greg McCurdy

0900 - 0930 Keynote speech

Commissioner Edith Ramirez Federal Trade Commission, Washington DC

0930 - 1030 Session four

Views from those who are shaping competition law – an interview with John Fingleton

Moderator

Michael J Reynolds

Speaker

John Fingleton Office of Fair Trading, London

1030 - 1100 Coffee/tea break

1100 - 1300 Session five

Case Study - Rio Tinto/BHP Billiton

On June 2009, mining giants BHP Billiton and Rio Tinto entered into a joint venture agreement to combine their Western Australian iron ore assets. The deal was subject to a number of conditions, including regulatory approvals in several jurisdictions, and faced substantial worldwide opposition from antitrust authorities and competitors, mainly in China and Japan. After a year and a half of trying to demonstrate the procompetitive effects of the transaction, the companies decided to terminate their joint venture. This panel will bring together counsels for both Rio Tinto and the Japanese steel companies which opposed the deal, in a lively debate on the main issues raised in the case, including some fascinating aspects such as extra-territorial jurisdiction, economic analysis, and international cooperation among agencies.

Moderators

Cani Fernández Cuatrecasas Gonçalves Pereira, Madrid; Senior Vice-Chair, IBA Antitrust Committee Jose Regazzini TozziniFreire Advogados, Sao Paulo; Senior Vice-Chair, IBA Antitrust Committee

Speakers

Jean François Bellis Van Bael & Bellis, Brussels Kozo Kawai Nishimura & Asahi, Tokyo Gerwin Van Gerven Linklaters, Brussels Emily Roche Senior Competition Lawyer, Rio Tinto, London

1300 Closing remarks by the Conference Co-Chairs

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 Solicitors Regulation Authority of England and Wales. Delegates should ask staff at the registration desk for information as to how to obtain the hours.

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

16 - 17 September 2011

Venue

The St Regis Florence Piazza Ognissanti 1 Florence 50123 Italy

Tel: +39 (055) 271 61 Fax: +39 (055) 217 400

E-mail: stregisflorence@stregis.com

Language

All working sessions and conference materials will be in English.

How to register

Register online by **9 September** at **www.int-bar.org/conferences/ conf382** 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 Philippa Burke at the IBA together with your payment. You should receive e-mailed confirmation of your registration within five days; if you do not then please contact Philippa Burke at **philippa.burke@int-bar.org**.

Fees

Online registrations received:

	on or before 5 August	after 5 August until 9 September
IBA member	€870	€975
Non-member*	€1035	€1145
Young lawyers (under 30 years)	€650	€1145
Academics/judges (full time)	€650	€1145
Public lawyers	€650	€1145
Corporate counsel	€785	€1145
Guest	€45	€45

After **9 September** registrations must be received in hard copy at the IBA office.

Hard copy registration forms and fees received:

	on or before 5 August	after 5 August
IBA member	€965	€1085
Non-member*	€1150	€1270
Young lawyers (under 30 years)	€725	€1270
Academics/judges (full time)	€725	€1270
Public lawyers	€725	€1270
Corporate counsel	€870	€1270
Guest	€45	€45

- * 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.
- Receipt of IBA E-news and access to online versions of IBA Global Insight.
- Pay the member rate for any subsequent conference registrations for this calendar year.
- 4) Take advantage of IBA Special Offers.

If you would like to become a full or general member of the IBA, which includes membership of one committee or more – 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, including any available speakers' papers submitted to the IBA before 2 September
- Access to the above conference working materials from the IBA website (www.ibanet.org) approximately seven days prior to the conference
- · Lunch on Friday 16 September
- Tea and coffee during breaks
- Invitation to reception on Friday 16 September

Please note that registrations are not transferable.

Guest fees include:

• Invitation to reception on Friday 16 September

Guests are not entitled to attend the working sessions. No member of the legal profession may be registered as a guest.

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 **9 September** at the latest.

Registration confirmation

All documentation regarding your attendance at the conference can now be obtained from the IBA website. Upon receipt of your payment for the conference a confirmation e-mail will be sent containing instructions on how to download the documents. Registration confirmation will not be distributed by post.

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 (sponsorship@int-bar.org).

Payment of registration fees

Euro: by cheque or bank draft, drawn on a euro zone bank and converted at the current rate of exchange and in favour of the International Bar Association.

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

Pounds sterling: by cheque drawn on a UK bank and in favour of the International Bar Association. Please send to: 4th Floor, 10 St Bride Street, London EC4A 4AD, United Kingdom.

OR by bank transfer to the IBA account number: 13270222 (Sort Code 56-00-03) at the National Westminster Bank, St James's & Piccadilly Branch, 208 Piccadilly, London W1A 2DG, United Kingdom or SWIFT address NWBKGB2L, IBAN GB05NWBK56000313270222. **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: 4th Floor, 10 St Bride Street, London EC4A 4AD, United Kingdom.

OR by bank transfer to the IBA account number: 01286498 (Sort Code 56-00-03) at the National Westminster Bank, St James's & Piccadilly Branch, 208 Piccadilly, London W1A 2DG, United Kingdom. SWIFT address NWBKGB2L, IBAN GB55NWBK60730101286498. **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 'CON382 FLORENCE' APPEAR ON ANY TRANSFER OR DRAFT.

No Deductions or Withholdings

All fees payable to us by you in accordance with the terms contained in this 'information' section shall be paid free and clear of all deductions or withholdings whatsoever.

If any deductions or withholdings are required by law to be made from any fees payable to us by you under the terms contained in this 'information' section you shall pay such sum as will, after the deduction or withholding has been made, leave us with the same amount as we would have been entitled to receive in the absence of any such requirement to make a deduction or withholding.

If we obtain the benefit of any tax credit or other relief by reference to any such deductions or withholdings, then we shall repay to you such amount as, after such repayment has been made, will leave us in no worse position than we would have been had no such deductions or withholdings been required.

Cancellation of registration

If cancellation is received in writing at the IBA office by **19 August**, fees will be refunded less a 25 per cent administration charge. We regret that no refunds can be made after this date.

Provided you have cancelled your registration to attend an IBA conference in accordance with the terms of the 'cancellation of registration' clause included in the 'Information' section of the relevant conference programme, you must then confirm to us in writing at the IBA office as soon as possible but in no event later than one year (12 calendar months) from the date of any such conference all necessary details to enable any reimbursement owed to you to be paid. We regret that no refunds will be made after the date that is one year (12 calendar months) after the date of the relevant conference.

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 dispatch visa invitation letters to support your visa application prior to receipt of your registration form and full payment of registration fees.

Please apply for your visa in good time.

Hotel accommodation

The IBA has reserved a limited number of guestrooms for the nights of 15 and 16 September inclusive at the St Regis Florence and the Grand Hotel Minerva at the following rates:

St Regis Florence

Deluxe double single use €413
Deluxe double room €484
Arno view supplement on request €88
Premium deluxe supplement on request €77

The above rates are per room, per night and exclusive of VAT, inclusive of buffet breakfast.

Grand Hotel Minerva

Single: €245 Double: €270

The above rates are per room, per night and inclusive of VAT and breakfast.

Please note a tourism tax of €4 per person per night will be applicable.

Subject to availability, the rates quoted apply if booked by **12 August** via the official accommodation agent, Judy Lane Consulting (JLC). This is a limited block of rooms so please book early as rates and availability cannot be guaranteed. To make a reservation:

Complete the 'Accommodation form' and return to JLC as soon as possible to benefit from the special IBA rate:

JLC

Tel: +44 (0) 1293 888 352 Fax: +44 (0) 870 912 2511

E-mail: esther@judylaneconsulting.com

All reservations will be acknowledged, by e-mail, within 48 hours of receipt. Bookings cannot be made without a credit card number. Any subsequent amendment to your reservation must be made in writing to JLC. If you do not receive e-mail confirmation of your reservation or amendment/ cancellation, please contact JLC by telephone. Subject to availability, JLC can accept reservations up until **2 September**. Thereafter, all reservations should be made direct with the hotel, quoting 'IBA Conference' as the reference.

Cancellations

St Regis Florence

Cancellations made on or after **6 September until seven days prior** to arrival will result in one night's penalty charge. Thereafter, a penalty charge of the total cost of the booking will apply. In the event of no shows, the same penalty will be applicable.

Grand Hotel Minerva

Cancellations made on or after **17 August until 31 August** will result in one night's penalty charge. Thereafter, a penalty charge of the total cost of the booking will apply. In the event of no shows, the same penalty will be applicable.

By completing the 'Accommodation form', you enter into an agreement with the hotel regarding credit card guarantees, cancellation/no-show terms and conditions and room rates. Neither the IBA nor JLC can accept responsibility for hotel accommodation disputes between a delegate and the hotel.

Disabled access

Please notify us if you require special assistance.

Registration form

15th Annual Competition Conference

16-17 September 2011, St Regis, Florence, Italy

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

Personal details (Please attach your busines		•		
Title Given name	e Given name Family name			
Name and country to be shown on badge (if	different from above)			
IBA membership number (if applicable)		Date of birth		
Firm/company/organisation				
Address				
Tel		Fax		
E-mail				
Guest name				
Special dietary requirements				
	9 SEPTEMBER ONLINE AT MEMBERS CAN REGISTER (
PLEASE SEI	E 'INFORMATION' FOR FUE	RTHER ONLINE REGISTRA	TION DETAILS.	
Registration form and fees received:	On or before 5 August	After 5 August	Amount payable	
IBA member	€965	€1085	€	
Non-member*	€1150	€1270	€	
Young lawyers (under 30 years)	€725	€1270	€	
	€725 €725	€1270 €1270	€	
Academics/judges (full time)				
Academics/judges (full time) Public lawyers	€725	€1270	€	
Academics/judges (full time) Public lawyers Corporate counsel	€725 €725	€1270 €1270	€	
Academics/judges (full time) Public lawyers Corporate counsel Guest	€725 €725 €870	€1270 €1270	€ €	
Young lawyers (under 30 years) Academics/judges (full time) Public lawyers Corporate counsel Guest Social functions I would like to attend the drinks recept	€725 €725 €870 €45	€1270 €1270 €1270 €45	€ €	
Academics/judges (full time) Public lawyers Corporate counsel Guest Social functions I would like to attend the drinks recept	€725 €725 €870 €45	€1270 €1270 €1270 €45	€ €	

Continued overleaf

PLEASE FIND THE MEMBERSHIP APPLICATION FORM AT WWW.IBANET.ORG.

TOTAL AMOUNT PAYABLE

Payment details				
I enclose a cheque/ba	nk draft made payable to the IBA	for the total amount payable	e.	
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 (delete as appropriate) Visa/MasterCard/American Express. Other cards are not accepted.				
Card number		S	itart date	Expiry date
Name of cardholder				
Signature		C	Pate	
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E-MAIL	EDITORIAL	RECOMMENDATION	OTHER	
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with UK data privacy laws.	ng on your details, please tick this box			and the spectra and an accordance
If you do <u>not</u> wish to receive	IBA information and materials, please			
Your details will however be	included in the list of participants.			
	Please	send the completed for	rm to:	
	Intern	national Bar Associa	ation	
	4th Floor, 10 St Bride	Philippa Burke Street, London EC4A 4	AD, United Kingdom	ſ
	Tel: +44 (0)20 7	842 0090 Fax: +44 (0 ı.burke@int-bar.org w)20 7842 0091	
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For office use only Payment ______ Banked ______Processed_____

Accommodation form

15th Annual Competition Conference

Confirmation number _

16-17 September 2011, St Regis, Florence, Italy

Please refer to the 'Hotel accommodation' section before completing this form.

RETURN TO: JLC TEL: +44 (0) 1293 888 352 FAX: +44 (0) 870 912 2511 E-MAIL: ESTHER@JUDYLANECONSULTING.COM.

SUBJECT TO AVAILABILITY, JLC CAN ACCEPT RESERVATIONS UP UNTIL 2 SEPTEMBER.

THEREAFTER, PLEASE CONTACT THE HOTEL DIRECT, QUOTING 'IBA CONFERENCE' AS THE REFERENCE.

THEREALTER, I LEASE CONTACT THE HOTEE DI	RECI, QUOTING IBA CONTENENCE AS THE REFERENCE.	
Personal details (Please print clearly in block capitals)		
Title (Mr, Mrs, etc) Given name	Family name	
IBA membership number	Firm/company/organisation	
Address		
, adicis		
Tel	Fax	
E-mail		
(Please print clearly as your reservation will be confirmed by e-mail. If you	do not receive confirmation of your reservation, please contact JLC by telephone.)	
Accommodation requirements		
Arrival date	Departure date	
St Regis Florence	Grand Hotel Minerva	
Deluxe double single use €413	Single: €245	
Deluxe double room €484	Double: €270	
Arno view supplement on request €88		
Premium deluxe supplement on request €77		
Smoking	Non-smoking	
Special requirements		
(We will do our best to accommodate these requests but cannot make any	y guarantees.)	
Accommodation guarantee		
Reservations cannot be made without a valid credit card number (Visa	a, MasterCard, American Express and Diners Club are accepted).	
Type of card	Expiry date	
Name of cardholder		
Card number		
	Date	
CREDIT CARD GUARANTEES, CANCELLATION/NO-SHOW	U ENTER INTO AN AGREEMENT WITH THE HOTEL REGARDING TERMS AND CONDITIONS AND ROOM RATES. NEITHER THE IBA MMODATION DISPUTES BETWEEN A DELEGATE AND THE HOTEL.	
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Date form recorded	Date registration	

Comments _

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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 over 40,000 lawyers and almost 200 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 overview

The Antitrust Committee 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 relied upon by government officials and members of the private sector for its expertise and practical input into antitrust developments.

The Antitrust Committee forms working groups to study major international competition policy issues and to submit comments to regulators on proposed new and reformed legislation.

The Antitrust Committee works with the following committees to form the Antitrust and Trade Law Section:

- Global Forum for Competition and Trade Policy
- Trade and Customs Law Committee

European Regional Forum overview

The European Regional Forum was established in 1989 to provide a focus originally on the work undertaken by the IBA in developing the practice under changing legal systems of lawyers in Eastern and Central Europe. The Forum was also intended to act as a channel for IBA communication with the bar associations of these local lawyers.

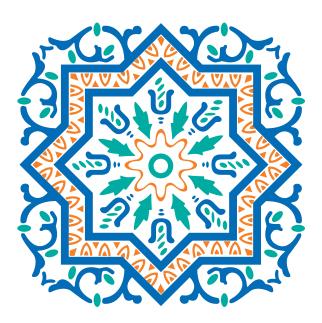
Contact information:

International Bar Association

4th Floor, 10 St Bride Street London EC4A 4AD, United Kingdom Tel: +44 (0)20 7842 0090

Fax: +44 (0)20 7842 0091 **www.ibanet.org**





30 OCTOBER - 4 NOVEMBER 2011

INTERNATIONAL BAR ASSOCIATION ANNUAL CONFERENCE

Long established as the trading and commercial hub of the Middle East, Dubai combines the excitement of a bustling commercial centre with the wide open spaces of a luxurious resort. Located at the cross-roads of Asia, Europe and Africa, and offering facilities of the highest international standards combined with the charm and adventure of Arabia, Dubai is sure to be another premier destination for the IBA Annual Conference 2011.











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- Integrated guest programme
- Excursion and tours programme



To register, please contact:

International Bar Association

4th Floor, 10 St Bride Street, London EC4A 4AD, United Kingdom Tel: +44 (0)20 7842 0090 Fax: +44 (0)20 7842 0091

www.ibanet.org/conferences/Dubai2011

