

IFLR
INTERNATIONAL FINANCIAL LAW REVIEW



IFLR Competition Law Forum 2016

Explore the challenges and opportunities presented by the new competition landscape and Brexit

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Programme - November 9

8.15 Registration and breakfast

8.50 Welcome

Tom Young, managing editor, **IFLR**

Chair's introduction

James Webber, partner, **Shearman & Sterling**

9.10 Keynote address: UK competition enforcement – progress and prospects

- Meeting the 'tough but fair' target
- Overall objectives of competition enforcement policy
- Findings of National Audit Office report, February 2016
- Progress so far – number and pace of cases
- How they pick cases
- Criminal enforcement
- The future – ambitions, effects of EU exit?

Michael Grenfell, executive director for enforcement, **Competition and Markets Authority**

9.40 Industry's response to the Brexit result

- How are businesses preparing for leaving the EU? Should operations be moved?
- Does the UK regime need to be reformed to operate outside the EU?
- How to prevent a potential lack of cooperation affecting organisations with a European presence
- What will leaving the EU mean for "one-stop leniency" in cartel investigations?
- Measuring the risks of merger control clearance in European organisations

James Webber, partner, **Shearman & Sterling** (Moderator)

Daniela Esposito, legal counsel, **O2 (Telefónica UK)**

Michelle Coco, Lead Counsel, Competition and Regulatory Litigation, **Vodafone**

Alessandro Turati, international competition counsel, **Hasbro**

10.30 Coffee and networking

10.50 FCA competition enforcement

- The context of the FCA's competition enforcement work
- Promoting awareness of competition law and what we are doing in this area
- Our current case load and activity
- The fit with wider FCA work and what we are doing to promote competition in financial services

Deb Jones, director of competition, **Financial Conduct Authority**

11.10 Lessons learned from the financial services sector in competition enforcement

- How has the financial services industry responded to the FCA's enforcement activity?
- Challenges faced in ensuring compliance
- Strategies for dealing with cartel risks
- Has the FCA succeeded in increasing competition for consumers?

Mike Hales, competition lawyer, **Lloyds Banking Group**

Emily Smith-Reid, global head of competition, **HSBC**

Graeme Brooks, head of EU and competition, **Royal Bank of Scotland**

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12.10 Managing competition investigations

- Ensuring your organisation is prepared for a dawn raid; getting buy-in from the top down
- Dealing with pan-European investigations
- Challenges and lessons learned from facing a CMA market investigation

Mark Powell, partner, **White & Case**

Sarah Hartnell, head of legal, market review, **British Gas**

Isabelle Meyer, legal director, **Moët Hennessy Europe**

13.10 Lunch and networking

14.10 Competition litigation and private enforcement

- Latest important cases from the EU and UK
- Developments in class actions and collective redress
- The role of expert witnesses
- Settlement tactics in multi-jurisdictional claims
- Potential future developments in the implementation of the Damages Directive

Kate Botting, competition lawyer, **Sainsbury's**

David Parker, director, **Frontier Economics**

Ben Raymont, barrister, **Monckton Chambers**

15.10 Merger Control: recent developments and post-Brexit prospects

- Key recent developments in merger control
- How to best manage a post Brexit world of separate UK and EU filings
- What might the differences be between EU and UK filings?
- What is the Government's stance on applying the public interest test and what impact might that have?
- What jurisdictional thresholds might the CMA adopt if acting outside the EEA?
- How will the CMA cope with the additional burdens of investigation? Is a move to a mandatory notification system possible?

David Foster, associate director, **Frontier Economics**

Sheldon Mills, senior director of mergers, **Competition and Markets Authority**

Tom Usher, partner, **King & Wood Mallesons**

15.50 Tea and networking

16.10 Compliance challenges for companies with UK and EU operations

- New compliance challenges faced by companies with European operations
- Do UK compliance programmes need to be rethought?
- Creating a level playing field for compliance across the organisation
- Global versus local compliance programmes for companies with operations outside the EU

Rob Goldsmith, head of group legal, **Wolseley**

Xavier Mooyaart, head of legal, regulatory and corporate compliance, **Three**

Niamh McCarthy, head of competition law, **International Airlines Group**

17.10 Chair's closing remarks