



ECONOMICS FOR EU COMPETITION LAW: AN ESSENTIAL TOOL FOR THE NATIONAL JUDGE

Trier, 27-28 September 2018

**UP
GRADE**
YOUR LEGAL
EXPERTISE

**Competition
Law**



Speakers

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Alexander Gaigl
Senior Consultant, Oxera, Berlin

Heico Kerkmeester
Judge, Administrative High Court for Trade and Industry,
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Patrick Rey
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Toulouse

Steffen Reinhold
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Key topics

- Basic economic concepts and principles in competition law
- Approach to economic evidence and experts
- Economic tools for judges in Article 101 and 102 TFEU cases
- Quantification of harm and compensation in actions for damages

Language
English

Event number
218DT11

Organiser
Avgustina Lazarova (ERA)



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Thursday, 27 September 2018

09:00 Arrival and registration of participants

09:15 **Welcome words**
Avgustina Lazarova, ERA

I. INTRODUCTION

9:30 **Economics in national competition litigation**

- Types of cases
- Tasks for the national judge related to economics
- The role of economic evidence

Heico Kerkmeester

10:15 Q&A and discussion

10:30 Coffee break

11:00 **Competition in practice: a market game**

- Market players
- Market prices
- Market integration

Patrick Rey

12:15 **Market game debriefing: key economic principles relevant to competition law**

- Supply and demand
- Welfare analysis
- Benefits of competition

Patrick Rey

13:15 Q&A and discussion

13:30 Lunch

II. QUANTIFICATION OF HARM IN ACTIONS FOR DAMAGES

14:30 **Economic approaches and methods for damages quantification**
Enno Eilts
Alexander Gaigl

15:15 Q&A and discussion

15:30 Coffee break

16:00 **Case study: Cartel damage claim**

- Calculation of overcharge and assessment of pass-on
- Assessment of economic expert evidence

Enno Eilts
Alexander Gaigl

17:00 Q&A and discussion

17:30 End of the first day

19:30 Seminar dinner

Objective

A good understanding of economic principles, analysis and methods has become an important element of a well-founded ruling by the national judge, whether in cases of public or private enforcement of competition law. This is even more so since late 2016, by when the Member States had to implement the Antitrust Damages Actions Directive and take into account its accompanying documents.

This seminar aims to provide national judges with a good understanding of basic economic concepts in EU competition law and with the tools to assess economic evidence and to quantify the harm caused by infringement of competition rules.

Who should attend?

National judges, assistant and trainee judges, prosecutors requiring knowledge of EU competition law.

Friday, 28 September 2018

III. ECONOMIC TOOLS IN THE APPLICATION OF ARTICLES 101 AND 102 TFEU

- 09:00 Arrival and registration
- 09:15 **Economics in examples of anticompetitive agreements and concerted practices**
- Theories of harm
 - Economic evidence
 - Remedies and fines
- Steffen Reinhold*
- 10:00 Q&A and discussion
- 10:15 **Workshop:
Assessment of economic evidence in an information exchange case**
- Steffen Reinhold*
- 11:00 Coffee Break
- 11:30 **Economics in examples of market concentration, dominance and abuse of dominance**
- Theories of harm
 - Economic evidence
 - Remedies and fines
- 12:15 Q&A and Discussion
- 12:30 **Workshop:
Assessment of economic evidence in an abuse of dominance case**
- 13:15 Conclusions of workshop and end of seminar

For programme updates: www.era.int
Programme may be subject to amendment.

About the project

This seminar is part of a large-scale ERA project on economics for competition law for national judges, which is co-funded by the Training of National Judges Programme of the European Union. It consists of 4 seminars taking place in 2017 and 2018 in Lisbon, Thessaloniki, Bucharest and Trier.

Your contact persons



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Conditions of participation

1. Participation is open to national judges, assistant and apprentice judges and public prosecutors dealing with the application of competition rules.
2. Applications can be made until **27 June 2018**.
3. Only a limited number of places is available for the training. A response will be given to every applicant of this seminar shortly after this deadline. Participation is confirmed only upon receiving a written response from the organisers. For applications received after the deadline or in case the event is already fully booked, a reserve list of participants will be drawn up.
4. Participants are responsible for making their own travel arrangements. We advise you not to book any tickets before you receive our confirmation.
5. **Participation is free of charge for participants nominated by a Partner in the project. For non-partners, the participation fee is € 100.**
6. Travel costs for participants travelling by plane will be reimbursed up to a maximum amount of €350 and travel costs of participants travelling by train or car will be reimbursed up to a maximum of €200 subject to submission of the originals of travel receipts to be sent in within one month after the training.
7. ERA will book and pay for accommodation for two nights (26 and 27 September 2018) at a hotel next to the venue of the seminar. More information will be provided after the participation has been confirmed by the organisers.
8. Lunch, beverages consumed during the event, the conference documents and the conference dinner are offered by the Academy.
9. A certificate of attendance will be issued after the training.
10. **Participation to the whole course is required and your presence will be monitored. Participants must not make travel arrangements that require them to leave the seminar before its end. Filling in the seminar evaluation form is also mandatory. Failure to attend the entire course and/or to fill out the evaluation form will automatically mean that the participant is not entitled to a certificate of attendance and to reimbursement of costs.**
11. **Please note that in the event of cancellation or failure to attend ERA will charge for the costs arising as a result thereof, e.g. for any hotel and/or travel arrangements made.**
12. A list of participants including each participant's address will be made available to all participants unless the Academy receives written objection from the participant no later than one week prior to the beginning of the event.
13. The participant's address and other relevant information will be stored in the Academy's database in order to provide information about future ERA events, publications and/or other developments in the participant's area of interest unless the participant indicates that he or she does not wish the Academy to do so.