

Competition Section Engagement Programme 2019 - 2020

ONLINE Learn DEVELOP NETWORK
LEARN Understand PODCASTS
WEBINARS DISCOUNTS DEVELOP ONLINE
Network Seminars Discounts
Podcasts REPRESENT
SRA-compliance
Learn Webinars
Influence
Online NETWORK
SEMINARS
LOP SRA-COMPLIANCE Represent DISCOUNTS Learn
Influence UNDERSTAND
PODCASTS SEMINAR

About the Section

The Competition Section is a subscription-based Law Society membership group. It promotes knowledge and awareness of competition law developments and addresses current issues and challenges facing competition law practitioners

Membership provides a tailored package of SRA continuing competency support through guidance on legal and market developments and peer networking.

To design the programme of member support, the Section receives recommendations from the Competition Section Advisory committee and the wider membership including through feedback from surveys, on line discussion groups and events, etc. Our emphasis is to give our members guidance from experts in their fields who have day-to-day experience of dealing with the issues covered and can provide them with practical experience to assist with their unique challenges.

Our rolling programme is delivered through a range of inclusive activities including seminars, webinars, podcasts, e-newsletters, website and our LinkedIn group, plus members receive discounts for related conferences, webinars and publications such as our Competition Section annual conference.

For more information and to join, <http://www.lawsociety.org.uk/competition/joinus>

Foreword



Welcome to the Law Society's Competition Section 2019-20 engagement programme.

The Competition Section promotes knowledge and awareness of competition law developments and addresses current issues and challenges facing competition law practitioners. The Section Advisory Committee's role is to provide expert practitioner input, guiding the Law Society on identifying issues, generating content and hosting a wide variety of events, to ensure the engagement programme is both relevant and practical.

With this in mind, the committee is keen to engage with the wider competition community and to hear from you, our members, to assist us in designing our events and selecting seminar topics. If there are topics we are not covering but should be, or ways of engaging with our members that we are missing, please let us know.

Please get in touch by emailing competitionsection@lawsociety.org.uk to give us your thoughts, seek our support or just to connect.

This brochure/engagement programme will provide an overview of the plans for the year but is subject to change so please refer to our website for the latest updates.

Matt Evans

Chair of the Competition Section Advisory Committee and partner, Jones Day.

Keep track of your professional learning

The Competition Section has compiled a list of competency codes to help you record your professional development. Keeping track of your training can seem like one more task on a solicitor’s to-do list. We have listed the minimum Solicitors Regulation Authority (SRA) continuing competency codes covered in our support for Competition Section members.

What we’ve covered so far

The table below lists the SRA codes covered between 1 November 2019 and 31 October 2020 and the content which is still available OnDemand. We will update this SRA training tracker throughout the year as the 2019-20 programme rolls-out.

| SRA codes covered between 1 November 2018 and 31 October 2019 | | | |
|---|--|--------------|--------------------|
| When | Name of product | Product type | SRA codes |
| November 2018 | Competition Section webinar: The interface between public procurement and competition law | Inclusive | A2, A5, B1 |
| November 2018 | Competition Section seminar: UK national security law and merger control (Slides to download) | Inclusive | A2, A4, A5, B1, C2 |
| November 2018 | Competition Section annual dinner and awards: Podcast of keynote speech on Brexit and the future of competition law (Audio to hear) | Inclusive | A2 |
| December 2018 | Competition Section seminar: Update on recent pharmaceutical competition cases | Inclusive | A2, A5, B1 |
| January 2019 | Competition Section webinar: Competition litigation reviewing 2018’s key developments | Inclusive | A2, A4 |
| February 2019 | Competition Section seminar: The impact of data on merger control (Chatham house event) | Inclusive | A2, A4, A5, B6, B7 |
| March 2019 | Competition Section seminar: UK mergers update (Slides to download) | Inclusive | A2 |
| April 2019 | Competition Section seminar: Review of the Digital Competition Experts Panel report (Audio to hear) | Inclusive | A1, A2, A4, B1, B3 |

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| May 2019 | *Competition Section annual conference: | Discounted | A2 |
| May 2019 | Competition Section webinar: Avoiding the antitrust perils of illegal information exchange | Inclusive | A2, A4 |
| | Competition Section seminar: President's update – key trends in competition law 2018-2019 (Audio and slides to download) | Inclusive | A2 |
| July 2019 | Competition Section webinar: Dawn raids: best practices and recent developments | Inclusive | A2, A4 |
| September 2019 | Competition Section webinar: Vertical Agreements: The Digital Dimension and Risks (60mins) | Inclusive | A2, A4 |
| September 2019 | Competition Section podcast: Vertical Agreements: The Digital Dimension and Risks (20min) | Inclusive | A2, A4 |
| September 2019 | Competition Section seminar: CPD for Irish Practising Certificate holders (Audio and slides to download – to be uploaded shortly) | Inclusive | A2 |
| Oct 2019 | Competition Section seminar: Competition litigation law challenging transaction chains (Chatham house event) | Inclusive | A2 |
| Dec 2019 | Competition Section seminar: Abuse of dominance – recent developments in the UK and Europe | Inclusive | A2, B1, B7 |
| Mar 2020 | CMA UK Merger control | Inclusive | A2 |

Our programme for 2019/2020

Below is the planned programme of Competition Section support from 1 November 2019 to 31 November 2020 – including links to the OnDemand content. All the items below are inclusive to Competition Section members except those marked with a * which are discounted to Section members.

Over the next year the Section will host a range of events on issues that matter to competition law practitioners details of these events will be published on our website (note the programme is subject to change): www.lawsociety.org.uk/private-client/events

| Month | Name of product | Topic/Theme | Speaker/s |
|----------|--|--|--|
| 21/11/19 | * Competition Section annual dinner and awards | <ul style="list-style-type: none"> Women in leadership Horsfall Turner Essay competition | <ul style="list-style-type: none"> Keynote: Christina Blacklaws |
| 3/12/19 | Competition Section seminar | Abuse of dominance – recent developments in the UK and Europe | <ul style="list-style-type: none"> Robert O'Donoghue QC, barrister, Brick Court Chamber |
| 11/02/20 | Competition Section morning roundtable | UNCTAD – contribute to the future International competition enforcement framework | <ul style="list-style-type: none"> Dr. Pierre Horna, Legal Affairs officer, Competition and Consumer Policies Branch, UNCTAD, Geneva Mr. Nicholas Frey, partner, Freshfields Bruckhaus Deringer LLP, London Mr. Simon Holmes, Oxford University, Oxford Mr. Andrej Matvoz, director Slovenian Competition Protection Agency, Ljubljana |
| March 20 | Competition Section podcast | CMA 'Cheating or Competing' campaign | <ul style="list-style-type: none"> Howard Cartlidge, CMA and Matt Evans, Jones Day |

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| 10/03/20 | Competition Section seminar | CMA UK mergers update | <ul style="list-style-type: none"> Colin Rafferty, senior director of Mergers, Competition and Markets Authority |
| 14/04/20 | Competition Section seminar | Reverse patent settlements and the GSK case | <ul style="list-style-type: none"> Brian Sher, partner and co-head of Competition, CMS |
| 14/05/20 | *Competition Section annual conference | Various | <ul style="list-style-type: none"> Keynote: Sarah Cardell, General Counsel, Competition and Markets Authority |
| May 20 | Competition Section webinar | TBC | <ul style="list-style-type: none"> TBC |
| 9/06/20 | Competition Section seminar | Presidents update: Competition law today and tomorrow | <ul style="list-style-type: none"> Professor Richard Whish |
| July 20 | Competition Section webinar | TBC | <ul style="list-style-type: none"> TBC |
| 14/07/20 | Competition Section seminar | EU merger control and life after Brexit - the view from Brussels | <ul style="list-style-type: none"> Balasz Horvasz, EU Commission |
| August 20 | Competition Section webinar | TBC | <ul style="list-style-type: none"> TBC |
| 8/09/20 | Competition Section seminar | CPD for Irish PC holders covering 2hrs Irish regulatory requirement. | <ul style="list-style-type: none"> Niall Collins, partner, Mason Hayes & Curran - TBC |
| October 20 | Competition Section seminar | TBC | <ul style="list-style-type: none"> TBC |

OnDemand slide presentations and recordings still available to Section members

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| September 19 | Competition Section seminar | CPD for Irish PC holders covering 2hrs Irish regulatory requirement (Slides) | <ul style="list-style-type: none"> Niall Collins, partner, Mason Hayes & Curran Margaret Gray QC, Brick Court Chambers |
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| September 19 | Competition Section webinar: | Vertical Agreements: The Digital Dimension and Risks (60mins) (OnDemand) | <ul style="list-style-type: none"> Richard Eccles, partner Bird & Bird LLP |
| September 19 | Competition Section podcast: | Vertical Agreements: The Digital Dimension and Risks (20min) | <ul style="list-style-type: none"> Richard Eccles, partner Bird & Bird LLP |
| July 19 | Competition Section webinar: | Dawn raids: best practices and recent developments (OnDemand) | <ul style="list-style-type: none"> Omah Shah, partner, Morgan Lewis Jasminder Nakhwal, partner, Peters & Peters |
| June 19 | Competition Section seminar | President's update – key trends in competition law 2018-2019 (Audio and slides) | <ul style="list-style-type: none"> Professor Richard Whish |
| May 19 | Competition Section webinar: | Avoiding the antitrust perils of illegal information exchange (OnDemand) | <ul style="list-style-type: none"> Graeme Young, partner, CMS |
| April 19 | Competition Section seminar | Review of the Digital Competition Experts Panel report (Audio) | <ul style="list-style-type: none"> Professor Philip Marsden |
| March 19 | Competition Section seminar | UK mergers update (Slides) | <ul style="list-style-type: none"> Colin Raftery, director of mergers, CMA |
| February 19 | Competition Section webinar | Competition litigation reviewing 2018's key developments | <ul style="list-style-type: none"> Scott Campbell, Hausfeld Anna Morfey, Hausfeld |
| February 19 | Competition Section seminar | UK national security law and merger control (Slides) | <ul style="list-style-type: none"> Davina Garrod, head of EU/UK competition law, Akin Gump Strauss Hauer & Feld LLP. Alan Webster, deputy director, Consumer & Competition Policy |

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| | | | Directorate, Department of Business, Energy & Industrial Strategy. |
| November 18 | Competition Section annual dinner and awards | Podcast of keynote speech on Brexit and the future of competition law (Audio) | <ul style="list-style-type: none"> • Professor Richard Whish |
| November 18 | Competition Section webinar | The interface between public procurement and competition law (OnDemand) | <ul style="list-style-type: none"> • Graeme Young, CMS UK • Totis Kotsonis, Eversheds Sutherland |
| September 18 | Competition Section webinar | Understanding full functionality in joint ventures (OnDemand) | <ul style="list-style-type: none"> • Matt Evans, Jones Day • James Marshall, Bryan Cave Leighton Paisner |
| May 18 | Competition Section webinar | Innovation theories of harm and horizontal mergers (OnDemand) | <ul style="list-style-type: none"> • Adrian Majumdar, RBB Economics |
| January 18 | Competition Section webinar | Legal privilege in competition law and the potential implications of Brexit (OnDemand) | <ul style="list-style-type: none"> • Patrick Boylan, Simmons & Simmons • Chris Owen, Simmons & Simmons |

Further OnDemand content is available on the Competition Section website www.lawsociety.org.uk/competition

Horsfall Turner essay prize

The Horsfall Turner essay prize is a prestigious award presented to the best essay submission by a trainee solicitor on a given topic every year. It is designed to encourage young lawyers to engage with competition and European law.

The first prize is £1,000 plus one (or two) highly commended prize/s of £250. All winners are invited as guests to the Competition Section's Annual Dinner, where their prizes are presented by the keynote speaker. The 2019 speaker was Christina Blacklaws.

2019 Horsfall Turner essay question

Earlier this year, experts from the European Commission (EC) and a UK Digital Competition Expert Panel both made recommendations to adapt competition law and policy to the challenges of the digital era. Do you think the EC was right to propose a presumption of anti-competitive conduct, effectively shifting the burden of proof for pro-competitive benefits onto platform operators?



Please visit our website to read the 2019 (and previous) winner's essay or see photos of the night.

| Previous winners are below but more winner can be found on our web site: | | | |
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| Year | Question | Winners | Keynote speaker |
| 2019 | 'Earlier this year, experts from the European Commission (EC) and a UK Digital Competition Expert Panel both made recommendations to adapt competition law and policy to the challenges of the digital era. Do you think the EC was right to propose a presumption of anti-competitive conduct, effectively shifting the burden of proof for pro-competitive benefits onto platform operators? | <p><u>First prize:</u></p> <ul style="list-style-type: none"> Imogen Green, Slaughter and May <p><u>Highly commended:</u></p> <ul style="list-style-type: none"> Georgia Austin-Greenall, Norton Rose Fulbright LLP Jonas Levermann, Freshfields Bruckhaus Deringer LLP | Christina Blacklaws, former Law Society president. |
| 2018 | The judgment of the Court of Justice in the Coty case changes nothing for the selective distribution model. Discuss. | <p><u>First prize:</u></p> <ul style="list-style-type: none"> Helena Connors, Bristows LLP <p><u>Highly commended:</u></p> <ul style="list-style-type: none"> Patrick Todd, Herbert Smith Freehills | Professor Richard Whish, president of the Competition Section and an Emeritus professor of law at King's College London |
| 2017 | What challenges does the digital economy present for the development of antitrust law | <p><u>First prize</u></p> <ul style="list-style-type: none"> Anne Eckenroth, Herbert Smith Freehills LLP <p><u>Highly commended prizes:</u></p> <ul style="list-style-type: none"> Emile Abdul-Wahab at Ashurst LLP | Professor Carl Baudenbacher, president of the EFTA Court |
| 2016 | What changes, if any, do you think should be made to UK competition legislation, and to the way it is enforced, in the event of a UK exit from both the European Union and the EEA | <p><u>First prize</u></p> <ul style="list-style-type: none"> Ms Katherine Zinser, Slaughter & May <p><u>Highly commended prizes:</u></p> <ul style="list-style-type: none"> Mr Adam Bruell, Hogan Lovells International LLP Ms Chloe Kite, DLA Piper | Dr Andrea Coscelli, acting chief executive of the Competition and Markets Authority. |
| 2015 | 'Brexit: what would it mean for the UK competition law landscape | <p><u>First prize:</u></p> <ul style="list-style-type: none"> Ms Jasminder Chaytor, Berwin Leighton Paisner <p><u>Highly commended:</u></p> <ul style="list-style-type: none"> Mr Ali Sadek, Freshfields Ms Laura K. Elliott, Cooley (UK) LLP | Judge Ian S. Forrester of European Union General Court |
| 2014 | Object or effect: where do competition authorities need to draw the line?" | <p><u>First prize:</u></p> <ul style="list-style-type: none"> Aoife Monaghan, Linklaters LLP <p><u>Highly commended:</u></p> <ul style="list-style-type: none"> John Kwan, Cleary Gottlieb Steen & Hamilton LLP Daniel Schwarz, Clifford Chance | Lord David Currie, chairman, Competition and Markets Authority |

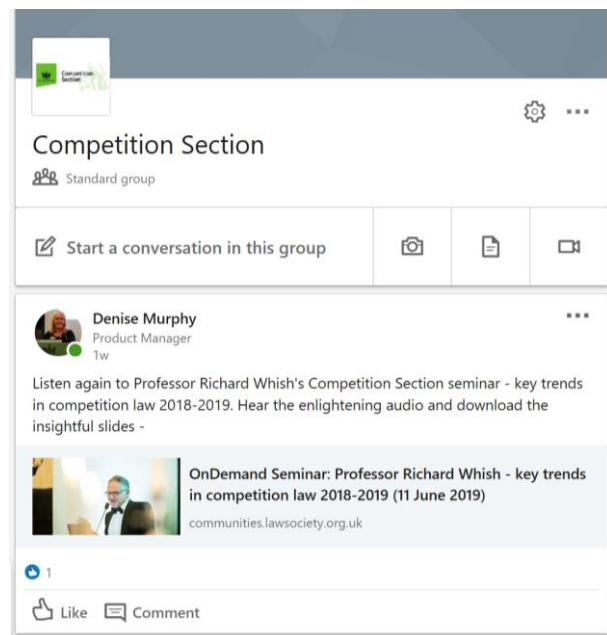
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| 2013 | Will the UK Government's proposed opt-out regime for collective damages actions facilitate redress for victims of competition law infringements to any significant extent? | <u>First prize:</u> <ul style="list-style-type: none">• Daniel Carall-Green, Slaughter & May | Philip Lowe, non-executive director of the Competition and Markets Authority and director general for energy, European Commission |
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LinkedIn

The Competition Section enables members to share news, features, events and other relevant activities in a private environment. Increase your private client legal network and join our LinkedIn group.

To find our LinkedIn group use the link on the Competition Section web page under About us, or enter the following in your Internet browser

<https://www.linkedin.com/groups/8320197/>

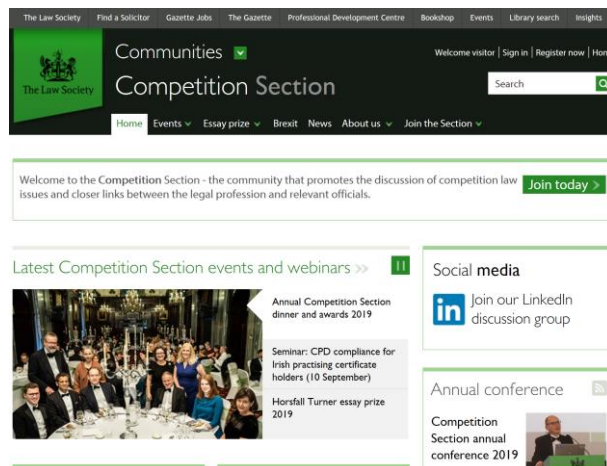


Website

The Competition Section website is a one-stop portal of information for the legal community and allows you to download past seminar recordings and slides. To access inclusive member only content, simply register and login on our web site www.lawsociety.org.uk/competition

The Law Society has continuously highlighted the implications of Brexit for Competition law practitioners - [see our Brexit web page](#)

If you have any difficulties accessing our events or content please do contact our membership services team Tel:0207 320 5804 or Email: competitionsection@lawsociety.org.uk



Committee

Thank you to our committee members

This programme of engagement was created in close consultation with the Competition Section Advisory Committee to ensure it is relevant and timely.

The committee meets up to five times a year to discuss the key issues facing the competition legal community. They advise the Law Society on how it can best support its members that work internationally in fields such as general competition law, abuse of dominance, cartels, litigation, merger control, sectoral regulation, market and sector investigations, state aid, public procurement and Brexit. We look at a wide range of markets from international broadband supply to consumer goods and beyond.

The Advisory Committee's Chair is Matt Evans, partner and solicitor at Jones Day, the Vice-chair is James Marshall, partner and solicitor at Bryan Cave Leighton Paisner LLP. Jonathan Goldsmith is the EU Council member. The Law Society thanks all of the committee members, for their commitment, time and contribution.

| Committee Member | Organisation | Role |
|--------------------------------------|------------------------------------|---|
| Chair: Matt Evans | Jones Day | Partner |
| Vice-chair: James Marshall | Bryan Cave Leighton Paisner LLP | Partner |
| Frances Barr | Competition and Markets Authority | Procedural officer |
| Carole Begent | Payment Systems Regulator | Head of Legal |
| Alastair Chapman | Freshfields Bruckhaus Deringer LLP | Partner |
| Niall Collins | Mason Hayes & Curran | Head of Competition and Anti-trust team |
| Richard Eccles | Bird & Bird LLP | Partner |
| Cameron Firth | Macfarlanes LLP | Partner |
| Davina Garrod | Akin Gump Straus Hauer & Feld LLP | Partner |
| Jonathan Goldsmith | | Consultant |
| Keith Jones | Baker & McKenzie LLP | Partner |
| Sarah Jordan | Kirkland & Ellis International LLP | Partner |
| Becket McGrath: | Cooley (UK) LLP | Partner |
| Maria Ouli | JP Morgan Chase & Co | Senior Competition lawyer & Anti-Corruption officer |
| André Pretorius | Herbert Smith Freehills LLP | Partner |
| Nigel Seay | Travers Smith LLP | Head of Competition |
| Omar Shah | Morgan, Lewis & Bockius LLP | Partner |
| Stephen Smith | Bristows LLP | Partner |
| Isabel Taylor | Slaughter and May | Partner |
| Graeme Young | CMS (UK) | Partner |