OECD Competition Open Day

AGENDA

27 February 2019

Paris - France

OECD

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OECD Conference Centre, Paris

Room CC1

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09:30-10:00	**Opening Session**
Opening Remarks	**António Gomes**, Acting Deputy Director, Directorate for Financial and Enterprise Affairs, OECD Presentation of the book *"Frédéric Jenny Liber Amicorum - Standing Up for Convergence and Relevance in Antitrust" (Concurrences)*
Keynote Address	**Frédéric Jenny**, Chairman, Competition Committee, OECD
10:00-11:15	**First panel: Verticals restraints in e-commerce**
	Vertical restraints online have recently accounted for a large share of antitrust enforcement within e-commerce markets. While often seen as welfare-enhancing, in some circumstances they may result in foreclosure, enhanced co-ordination and limited intra-brand competition. This session will focus on three particularly common categories of vertical restraints in e-commerce markets: selective distribution models, most-favoured-nation clauses and retail price maintenance.
Moderator	**Pedro Gonzaga,** Competition Expert, OECD
Panellists	**Pinar Akman**, Professor of Competition Law & Director of Centre for Business Law and Practice at University of Leeds **Paolo Buccirossi**, Director and founder, LEAR **Birgit Krueger**, Head of General Policy Division, German Competition Authority
11.15 – 11.45	*Coffee Break*
11.45 – 13.00	**Second panel: Non-price competition in digital markets**
	Innovation, variety, and quality are important dimensions of competition in many markets, especially when digital products are involved. Proper analysis of these non-price dimensions can involve several challenges, including the consideration of uncertain dynamic effects, and a need to rely on qualitative evidence. This session will explore strategies for identifying when non-price effects are important in markets, and overcoming challenges in their analysis.
Moderator	**James Mancini,** Competition Expert, OECD
Panellists	**Giulio Federico**, Head of Empirical Analysis Unit, Chief Economist Office, Directorate-General for Competition, European Commission **Jorge Padilla**, Senior Managing Director, Head of Compass Lexecon Europe **Daniel L. Rubinfeld**, Professor of Law NYU, Professor of Law and Professor of Economics Emeritus, U.C. Berkeley
13.00 – 15.00	*Lunch Break*

15.00 – 16.15	**Third panel: Excessive prices in pharmaceutical markets**
	This session will discuss a number of excessive pricing cases brought by competition authorities against pharmaceutical products. This is despite there being strong arguments for not intervening directly against excessive prices, particularly in a sector as heavily regulated as medicines. These cases thereby trigger questions regarding what is the best response to high prices in this sector, how and when should such cases be brought, and whether there are alternatives to bringing excessive pricing cases to address high pharmaceutical prices.
Moderator	**Pedro Caro de Sousa**, Competition Expert, OECD
Panellists	**John Davies**, Senior Vice President, Compass Lexecon **Philip Marsden**, Visiting Professor, European Legal Studies Department, College of Europe **Valérie Paris**, Senior Health Policy Analyst, OECD **Andrea Pezzoli**, Director General for Competition, Italian Competition Authority
16.15 – 16.45	*Coffee Break*
16.45 – 18.00	**Fourth panel: Gun jumping and pre-closing exchanges of information**
	Gun jumping in merger control and the limits to permissible information exchanges before closing transactions have raised a lot of attention recently. This session will explore if recent enforcement action calls for changes in the way businesses, their legal advisers and competition agencies approach the topic.
Moderator	**Sabine Zigelski**, Senior Competition Expert, OECD
Panellists	**Patricia A. Brink**, Director of Civil Enforcement, U.S. Department of Justice **Pierre Honore**, Partner, Bredin Pratt **Jan Lohrberg**, Senior Competition Counsel, Deutsche Telekom
18.00 – 18.15	**Concluding Remarks**
	Antonio Capobianco, Acting Head, Competition Division, OECD
18.30 – 20.30	*Cocktail hosted by PaRR, G. Marshall room, Château de la Muette, OECD*

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