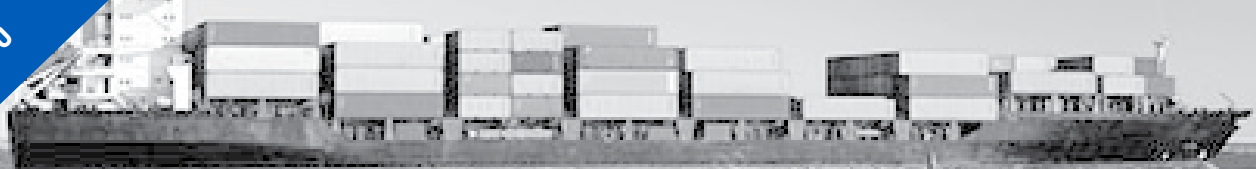


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# Competition Law Challenges in the Shipping Sector 2014

Review the legal and policy developments affecting shipping and ports

Thursday 18th September 2014, Sheraton Hotel, Brussels, Belgium

## To be chaired by:

**Luis Ortiz Blanco** Garrigues

## Esteemed line-up of speakers includes:

**Hubert de Broca** DG Comp, European Commission

**James Aitken** Freshfields Bruckhaus Derringer

**Matthew Bennett** Charles River Associates

**Peter Camesasca** Covington & Burling

**Marjorie Holmes** Reed Smith

**Matthew Levitt** Hogan Lovells International

**Miguel Odriozola** Clifford Chance

**Trevor Soames** Shearman & Sterling

**Philipp Werner** McDermott Will & Emery

**David Wood** Gibson Dunn & Crutcher

## Competition law and industry experts will examine the most pertinent issues, including:

- Renewal of the block exemption
- Recent case law and on-going cartel investigations, including *RoRo*
- Creation of mega-alliances such as *P3* and *G6*
- Mergers, including *Eurotunnel / Sea France*
- Investigations into price signalling
- State aid and restructuring
- Information exchange and co-operation
- Capacity
- Transparency and regulation
- International regulatory coordination

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# Competition Law Challenges in the Shipping Sector 2014

Competition law is becoming more important in the shipping sector, with an **ever increasing degree of scrutiny** as exemplified by the European Commission's recent investigations into **price signalling** by a number of container shipping liners.

Moreover, breaching competition law rules can be hugely costly, and recent legal developments, investigations and decisions by the Commission will affect the shipping industry and shape its future opportunities.

IBC Legal's *Competition Law Challenges in the Shipping Sector* conference will allow you to debate the **wide-ranging consequences of recent policies** and assess **how to comply with competition law**.

**Competition law and industry experts will examine the most pertinent issues, including:**

- Renewal of the block exemption
- Recent case law and on-going cartel investigations, including *RoRo*
- Creation of mega-alliances such as *P3* and *G6*
- Mergers
- Investigations into price signalling
- State aid and restructuring
- Information exchange and co-operation
- Capacity
- Transparency and regulation
- International regulatory coordination

This all raises substantial compliance challenges for companies and their advisers.

IBC Legal Conferences' timely event will enable you to debate real-world challenges and compliance strategies with peers to **avoid fines and competition law infringements**.

The event is tailored for competition lawyers and professionals and legal advisors working in, or alongside, the shipping industry. Join us to **debate the most significant challenges to help you develop an effective strategy for your business needs and services**.

## Attend this insightful event to:

- Gain an **overview of recent case law** and the practical implications for the shipping industry
- Examine the **industry's unique challenges** in an increasingly complex environment
- Discuss how to **enhance your compliance strategies** with competition law
- Review the **changing legal framework** and the significance of competition law in today's landscape
- Embrace **the do's and don'ts for co-operation and consolidation**
- Learn about **recent developments** in relation to the block exemption, mergers, alliances, information exchange and State aid as well as policy debates in the EU, US and Asia

## Promotional opportunities:

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## Key reasons to attend:

### Review crucial events and policy issues 2013 – 2014

- *Embrace in-depth analysis and expert commentary on:*
  - The legal framework and the Commission's current policies
  - The changing role of competition law
  - Review the latest decisions, investigations and on-going cases, including *RoRo*, *MCN*, *G6*, *P3*
  - Review of recent developments and policy debates in Europe, the US and Asia
  - Consortia block exemption and information exchange
- Mergers
- Alliances
- Price signalling
- Cartel investigations
- State aid
- Ports & capacity
- *Build on your experience with specialised and relevant guidance from*
  - Expert speakers

## This conference is tailored to the needs of:

- In-house counsel and legal advisors for shipping owners, car carriers, operators and ports
- Heads of logistics, compliance, commercial and business affairs
- Private practice lawyers specialising in the maritime sector or in competition law
- National competition authorities and regulators
- Maritime regulators and associations
- Lawyers in government and public bodies
- Ship brokers

## Upcoming events for your diary:

**EU Competition Law Summer School**  
Cambridge, UK, 11 – 15 August 2014

[www.ibclegal.com/eucompschool](http://www.ibclegal.com/eucompschool)

**Competition Law Challenges in the Motor Vehicle Sector**

Brussels, Belgium, 24 June 2014

[www.ibclegal.com/motorvehicle](http://www.ibclegal.com/motorvehicle)

**Vertical Agreements**

Brussels, Belgium, 25 June 2014

[www.ibclegal.com/verticalagreements](http://www.ibclegal.com/verticalagreements)

**IP & Competition Law**

Brussels, Belgium, 17 September 2014

[www.ibclegal.com/ipcomplaw](http://www.ibclegal.com/ipcomplaw)

**Advanced EU Competition Law Brussels**

25 & 26 November 2014

[www.ibclegal.com/advancedbrussels](http://www.ibclegal.com/advancedbrussels)

08:30 Registration and coffee

09:00 **Chairman's welcome**



**Luis Ortiz Blanco**  
Partner  
**Garrigues**, Belgium & Spain

09:10 **The legal framework: the changing legal landscape in the shipping sector**

**PART I - view from the Commission**

- Renewal of the block exemption
- The Commission's priorities and policies

**Hubert de Broca**  
Head of Unit, Antitrust-Transport, Post and Other Services  
**DG Comp, European Commission**, Belgium

**PART II**

- Applicable legal regimes
- Compare / contrast application of merger control with assessment of alliances and cooperative arrangements
- Is the application of Article 101(3) in the *Star Alliance case (AC/CO/LH/UA)* relevant to liner shipping?
- Dealing with potential issues



**Trevor Soames**  
Partner  
**Shearman & Sterling LLP**, Belgium

10:10 **Alliances**

- Need for co-operation and consolidation: the do's and don'ts
- Review of current alliances such as *CKYHE*
- The creation of mega-alliances such as *P3* and *G6*
  - What are the regulatory approval processes and how do they differ internationally?
  - What are the competition law challenges and how can they be overcome?
- Recent case law and its practical impact
- Review of recent developments and policy debates in the EU, US and Asia
  - What can be learned from Chinese liners?



**Matthew Levitt**  
Partner  
**Hogan Lovells International LLP**, Belgium



**Marjorie Holmes**  
Partner  
**Reed Smith LLP**, UK

11:10 Morning coffee

11:40 **Mergers**

- Review of crucial legal developments at EU and national level
- *Eurotunnel / Sea France*
- Joint ventures: subject to merger control



**Miguel Odriozola**  
Partner  
**Clifford Chance LLP**, Spain & Belgium

12:40 Lunch

13:40 **Price signalling in container shipping**

- The legal and regulatory framework for price signalling and information exchange
- Price announcements vs. price signalling: the economics of focal points
- Recent case law and the Commission's approach: how does the Commission apply principles in practice?
- What is allowed and what is not allowed?



**Peter Camesasca**  
Partner  
**Covington & Burling LLP**, Belgium



**Matthew Bennett**  
Vice President  
**Charles River Associates**, UK

14:25 **Cartel investigations**

- Reviewing the latest case law and on-going investigations in car carriers in the EU and US, including *RoRo*
- Future developments



**James Aitken**  
Partner  
**Freshfields Bruckhaus Derringer LLP**, UK

15:10 **Specialised legal framework and Consortia block exemption: information exchange and co-operation**

- EU case law vs. US reporting duties and Shanghai shipping exchange rules
- Horizontal agreements and arrangements: ensuring services whilst complying with the law
- Pricing and cost information
- Recent case law and its practical implications
- Logistical coordination of services: the do's and don'ts
- Vessels sharing arrangements
- Self-assessment
- Practical challenges
- What next?



**David Wood**  
Partner  
**Gibson Dunn & Crutcher LLP**, Belgium

16:10 Afternoon tea

16:40 **State aid and re-structuring**

- Overview of recent case law including *MCN* case in France
- Ports and State aid
- Ownership and building of ships
- What challenges do EU companies face in comparison to Chinese state-owned companies?



**Philipp Werner**  
Partner  
**McDermott Will & Emery**, Belgium

17:10 **Ports and capacity issues**

- Bigger vessels need larger port terminals
- Challenges for ports and ship liners
- Security and safety issues

17:40 **Final panel discussion & Q&A: how is the legal landscape changing and how best to deal with it?**

- Transparency and regulation: how can this work together?
- Dealing with the challenges of international regulatory coordination
- Ensuring co-operation
- Price signalling

*Joined by key speakers of the day*

18:20 **Chairman's closing remarks**

18:25 Close of conference

# Competition Law in the Shipping Sector 2014

18th September 2014 – Sheraton Hotel, Brussels, Belgium

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## WHEN AND WHERE

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18th September 2014

Venue

Sheraton Brussels Hotel,  
Place Rogier 3,  
Brussels 1210,  
Belgium  
Phone: +32 (2) 2243111

The hotel is situated on the Brussels city centre ring, with Brussels North station a mere five-minute walk away and direct metro access (Rogier station).

Delegates are responsible for the arrangement and payment of their own travel and accommodation. Informa has negotiated a special room rate at the hotel, to take advantage please visit the Dates & Venue page on the conference website.

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