EU-Seminar
“The Application of EC Competition Rules by the Domestic Judiciary”

June, 9 -11. 2005

1010 Vienna
Sonnenfelsgasse 19,
Theatersaal
Thursday, June 9th 2005

9.30 a.m.

Prof. Sonja Puntscher Riekmann: Welcome address and introduction

9.50 – 10.45

Dr. Bedanna Bapuly: Presentation of the project
The Role of the national judge (sources of law: national law – supranational law; economists and judges; art 234 EC; case law; COM;)
Presentation of the website and database on EC Competitions Rules

Dr. Wolfgang Urbantschitsch: The Highest Courts’ practice in Austria

10.45 -11.00 Break

11.00 -1 p.m.
The material rules in the field of EC Competition Law
Mr Andrej Kmec: “Undertaking”
Dr. Franz Urlesberger: “Agreement/concerted practices”
“To have the object or effect of a prevention, restriction or distortion of competition”
Dr. Tomaz Bagdzinski: “Appreciable effect”; “De minimis” “relevant market”
“interstate clause”
Mr Rostislav Pekar: “Extraterritorial effect”, Art 82

1.-2 p.m. Lunch
2.00 – 3.15 p.m.
Prof Peter Grilc, Ass Prof Klemen Podobnik
The material rules in the field of EC Competition Law
Vertical restraints, Horizontal restraints
Block exemptions
4 Conditions of Art 81 para 3 EC

Break

3.30-5.00
Discussion of fictitious cases

Light Dinner

Friday, June 10th 2005

9.30 – 11 a.m.
Doc. Dr. Barna Berke
Brief statements by Dr. Kodek, Mr. Kmecl, Dr. Urlesberger; Mag. Görg, Mr Pekar, Mr Neruda, Mr Cekal
The procedural rules in the field of EC Competition Law (jurisdiction, substantiate the facts of the case, burden of proof, amicus curiae, …)

11.00 – 11.20 Break

11.20 – 12.10
Mag. Peter Thyri
Brief statements by the country representatives
Consequences for the violation of EC Competition Rules

12.10 – 1.00 p.m. Lunch
1.00 – 2.30 p.m.

Dr. Anita Lukaschek
Cooperation between NCAs and national courts
Cooperation between the COM and national Courts
“Novel questions”
Discussion

2.30 – 3.00 Break

3.00 – 4.00

Dr. Csongor Nagy
Parallel and consecutive application of EC competition rules by national courts and the COM

Discussion

4.00 - 4.20 Break

4.20 -5.00
Evaluation and discussion of the Draft-Guidelines elaborated by the project team

5.00 Buffet

Saturday, June 11th 2005

Informal meeting – venue to be announced
10.00-12.00
Discussion of the results and follow-up seminars