



## 2022 COMPETITION LAW CONFERENCE

### VIRTUAL EVENT

SATURDAY, 21 MAY 2022

9.00 am	Welcome and Opening Remarks	
	Convenor	Christopher Hodgekiss SC, Barrister, NSW Bar, and Adjunct Professor of Law, University of Sydney
9.15 am	KEYNOTE ADDRESS	
	<p><i>Competition Litigation – the role of the Federal Court</i></p> <p>In his Keynote Address, Justice O'Bryan will:</p> <ul style="list-style-type: none"> <li>➤ Address the distinctive features of the role of courts in the enforcement of competition law (through the determination of contraventions and imposition of sanctions); and</li> <li>➤ Comment on <ul style="list-style-type: none"> <li>❖ the judicial method;</li> <li>❖ the development of legal principle;</li> <li>❖ the nature and process of fact finding; and</li> <li>❖ the application of economic theory</li> </ul> </li> </ul>	
	Speaker	The Honourable Justice Michael O'Bryan Federal Court of Australia
10.00 am	Commentator	Michael Corrigan Partner, Clayton Utz
	Moderator	Caroline Coops Partner, King & Wood Mallesons
10.15 am	Discussion	
10.30 am	Break (15 minutes)	
10.45 am	SESSION 2	
	<p><i>Proposed Merger Reforms in Australia</i></p> <ul style="list-style-type: none"> <li>➤</li> </ul>	
	Speaker	Linda Evans Regional Head of Practice, Competition, Regulation and Trade, Australia Herbert Smith Freehills
11.30 am	Commentator	Dr Julie Clarke Professor, Competition Law, Melbourne Law School

		<b>Associate Dean, (Digital Technologies)</b>
	<b>Moderator</b>	<b>Dr Luke Wainscoat</b> <b>Senior Economist, HoustonKemp</b>
11.45 am	Discussion	
<b>12.00 pm - 12.45 pm</b>	<b>Lunch Break (45 minutes)</b>	
<b>12.45 pm</b>	<b>SESSION 3</b>	
	<i>Abuse of Dominance in Digital Markets</i>	
12.45 pm	<b>Speaker</b>	<b>Dr Katharine Kemp</b> <b>Senior Lecturer, Faculty of Law &amp; Justice, UNSW Sydney</b> <b>Katharine will discuss the following points in her presentation:</b> <ul style="list-style-type: none"> <li>➤ Global trends in the regulation of unilateral conduct in digital markets</li> <li>➤ Refusals to deal and self-preferencing under section 46 (Could the 'likely effects' limb capture conduct which is not anticompetitive?)</li> <li>➤ Tensions and synergies between competition and privacy regulation in respect of unilateral conduct</li> </ul>
1.15 pm	<b>Speaker</b>	<b>Sarah Keene</b> <b>Barrister, Waterloo Chambers, New Zealand Bar</b> <b>Sarah proposes to deal with the following topics:</b> <ul style="list-style-type: none"> <li>➤ Compare and contrast the historical Australian and New Zealand purpose-based test with the new (for New Zealand) effects-based test as applied to vertical integration in digital markets;</li> <li>➤ Jurisdictional challenges for enforcement of misuse of market power laws by competition authorities in small and remote jurisdictions, and potential solutions.</li> </ul>
	<b>Moderator</b>	<b>Luke Woodward</b> <b>Partner, Gilbert + Tobin</b>
1.45 pm	Discussion	
<b>2.00 pm</b>	<b>Break (15 minutes)</b>	
<b>2.15 pm</b>	<b>SESSION 4</b>	
	<i>Regulating Business Ecosystems: is this a new paradigm for Competition Law</i>	

	➤	
	<b>Speaker</b>	<b>Dr Martyn Taylor</b> Partner, Norton Rose Fulbright
3.00 pm	<b>Commentator</b>	<b>Dr Rob Nicholls</b> Associate Professor Regulation & Governance, UNSW Business School
	<b>Moderator</b>	<b>Robert Walker</b> Partner, Allens
3.15 pm	Discussion	
3.30 pm	Break (15 minutes)	
3.45 pm	<b>SESSION 5</b>	
	<i>Is Competition Law a roadblock to Sustainability Incentives?</i> ➤	
	<b>Speaker</b>	<b>Paul Schoff and Haydn Flack</b> Partners, Minter Ellison
4.30 pm	<b>Commentator</b>	<b>Tom Leuner</b> EGM, Mergers, Exemptions & Digital, ACCC
	<b>Moderator</b>	<b>Georgina Foster</b> Partner, Baker McKenzie
4.45 pm	Discussion	
5.00 pm	Close of Conference	



## Virtual Competition Law Conference

Saturday, 21 May 2022

### Registration Form and Tax Invoice

ABN: 25 102 381 674

#### REGISTRATION DETAILS

Title First Name

Last Name

Organisation

Position

Telephone

Email

\* This form can be opened and the edit fields completed using Adobe Acrobat.

#### REGISTRATION FEES: **AUD\$250 per person** (inclusive of GST)

This fee includes payment for all Conference materials.

If this conference is relevant to your professional development, you may claim one CLE/CPD point for each hour of attendance, excluding breaks.

#### BANK ACCOUNT DETAILS:

BANK: NATIONAL AUSTRALIA BANK  
SWIFT CODE: ST IVES NATAAU3303M  
BSB: 082-445  
ACCOUNT NAME: COMPETITION LAW CONFERENCE  
ACCOUNT #: 55-509-2535

#### **PAYMENT:** closing date for registrations is **30 April 2022**

Payment can be made by **BANK TRANSFER ONLY**- account details are set out above.

**Please note** that, unfortunately, payment by credit card is **NOT** available

The completed Registration Form should be returned by email to [chris@hodgekiss.com.au](mailto:chris@hodgekiss.com.au)

However, a place will not be reserved without receipt of the registration fee. This Form can be used as a Tax Invoice once payment is made and a receipt issued

It would be appreciated if you could ensure that your name and the name of the organisation are quoted with the Eftpos transfer details to ensure easy identification.

#### **Bank Charges for payments from overseas**

Please be aware when completing the International Funds Transfer form, the boxes which indicate where the bank charges are to be debited need to be ticked to indicate that **ALL CHARGES are to be debited to the Payee's bank account**. (i.e. bank charges of both the sending bank and the receiving bank).

Unless this is done, the full registration fee is not credited to the conference account and a second payment will be required to make up the shortfall which will, unfortunately, incur additional costs for your firm.

---

#### **For further information please contact:**

**Conference Convenor (Chris Hodgekiss SC) Mobile # +61 412 555 968 or**

**Conference Administration (Chris Hodgekiss) Mobile # +61 411 442 675**

**Privacy Statement:** To protect your privacy, the information provided on this form will be used only for the purposes of processing your registration at this conference. It will not be disclosed to any third party.

**Programme Changes:** The organisers reserve the right to vary the programme and context if occasion obliges us to do so.

**Cancellation Policy:** Written cancellation will be accepted up to one week before the conference and the fees will be refunded less a \$50.00 administrative charge. Withdrawal after this time or registered delegates who do not attend the conference will not be entitled to a refund. However, substitutions are allowed at any time.