

FIRST ANNUAL CONFERENCE
**COMPETITION & FINANCIAL
REGULATION**

Contemporary and Comparative Issues

The field of competition and regulation is a dynamic one. While the fundamental objective remains the promotion of market efficiency and consumer welfare, there exist differences in the approach of financial and competition regulators across countries and also between the approaches of the legal practitioners and economists. Some of these differences are inevitable yet have valuable lessons from a comparative perspective. This interdisciplinary conference is aimed at addressing the most pertinent and contemporary issues by bringing together practitioners, economists, regulators and the corporate sector to have a comprehensive perspective, with the end objective of contributing to policy making and development.

DATE:

APRIL 30 – MAY 1, 2012

VENUE:

INTERNATIONAL TRAINING CENTRE, NATIONAL LAW SCHOOL OF INDIA UNIVERSITY
BANGALORE 560 242



Institute for Law & Economics
University of Hamburg



Law Faculty
University of Wisconsin-Madison






Dedman School of Law
Southern Methodist University



Georg August University
Gottingen





PROGRAM SCHEDULE





Day 1 – 30 April 2012

TIME	EVENT	SPEAKER	
8.30–9.00	<i>Registration/tea</i>		
9.05–9.10	<i>Welcome address</i>	Prof. V. Nagaraj Registrar, NLSIU	
9.10–9.30	Key note address	Mr. Ashok Chawla, Chairperson, Competition Commission of India	
<u>SESSION I: Abuse of Monopoly power / Dominance</u> <u>CHAIR: DR. ROB MANESS</u>			
10.00-10.20	<i>The U.S. Quest for an Exclusionary Conduct Standard for Firms with Dominant Market Power</i>	Prof. C. Paul Rogers III, Dedman School of Law, SMU, Dallas, USA	



10.20-10.40	<i>ICT Markets and Regulation – Search engines as an example</i>	Prof. Andreas Wiebe, Georg August University, Gottingen, Germany	
10.40-11.00	<i>Determining dominance: the Indian experience</i>	Mr. Amitabh Kumar, Partner, J Sagar Associates, New Delhi	
11.00-11.20	<i>Excessive Pricing</i>	Dr. Frank Maier-Rigaud, Senior Economist, Competition Division, OECD	
11.20-11.40	<i>Challenges in establishing dominance in technological industries</i>	Mr. Munesh Mahtani, Competition Counsel, EMEA, India and China, Google	
11.40 – 12.20 Discussion			
Lunch Break: 12.20-1.30			






<p><u>SESSION II: Mergers guidelines – New developments in merger guidelines and effects analysis</u> <u>CHAIR: DR.FRANK MAIER RIGAUD</u></p>			
1.30–1.50	<i>An American in Dublin: Looking at Guidelines from Both Sides of the Pond</i>	Prof. Stephen Calkins Member, Competition commission, Ireland	
1.50-2.10	<i>Defining relevant products and geographic markets in merger transactions</i>	Dr.Nathalie Daley, Senior economist, Microeconomix, Paris, France	
2.10-2.30	<i>Emerging issues in merger control in India</i>	Mr.Farhad Sorabjee, Partner, J Sagar Associates	
2.30-2.50	<i>Economic Analysis and Indian Competition Cases: CCI's Bold Experiment or Maladroitness?</i>	Prof. Rahul Singh, Assistant Professor (on leave), NLSIU; Counsel, Trilegal	
Discussion: 2.50 – 3.20			
Tea break: 3.20-3.45			


<u>SESSION III: Cartels—establishing ‘meeting of minds’ empirical methods and legal proof standards</u> <u>CHAIR: DR.T.S.SOMASHEKAR</u>			
3.45- 4.05	<i>Legal Barriers to the Proof of Conspiracy in U.S. Antitrust Law</i>	Prof. C. Paul Rogers III, former Dean, Dedman School of Law; Of Counsel, Locke Lord	
4.05-4.25	<i>Economic issues in assessing anti-trust damages</i>	Dr. Rob Maness, VP , Charles River Associates	
4.25-4.45	<i>Cartel Detection Mechanisms in the EU – Effectiveness and Exportability</i>	Prof. Sandra Marco Colino, Faculty of Law, Chinese University of Hong Kong	
4.45-5.05	<i>Should Cartel Laws Be Criminalised?</i>	Dr. Andreas Stephan, East Anglia School of Law, UK	
Discussion: 5.05–5.45			

7.30 pm - Keynote address by Prof. Stephan Voigt, Director, Institute for Law and Economics, University of Hamburg, Hamburg, Germany – Effects of Antitrust Policies – an empirical assessment, and Conference Dinner
ITC Windsor, Bangalore






Day 2 – 1 May, 2012

TIME	EVENT	SPEAKER	
9.00-9.15	Key note address	Mr. U.K.Sinha, Chairman Securities and Exchange Board of India (SEBI)	
<u>SESSION I: Takeover Code</u> <u>CHAIR: Mr.Somashekar Sundaresan</u>			
9.20-9.40	<i>United States Securities Exchange Act's tender offer statutes</i>	Prof. Marc Steinberg,* Dedman School of Law	
9.40-10.00	<i>In the Shadow of the City of London: Evolution of the Mandatory Bid Rule in China and Japan</i>	Prof. Chao Xi, Faculty of Law The Chinese University of Hong Kong	
10.00-10.20	<i>The SEBI Takeover Code: A Regulator's Perspective</i>	Smt. Usha Narayanan, Executive Director, Securities & Exchange Board of India	

10.20-10.40	<i>Minority Squeeze-outs: The interplay between the Takeover Regulations, the Delisting Regulations and the Companies Act</i>	Mr. Nizam Pasha, Advocate, Supreme Court of India, Visiting Faculty, NLSIU	
Discussion: 10.40-11.20			

Tea Break: 11.20.11.30

<u>SESSION II: Regulation of Hedge Funds</u> <u>CHAIR: SRI. ANANTA BARUA</u>			
11.30-11.45	<i>Regulating Hedge-Funds –EU Alternative Investment Fund Directive</i>	Prof. Gerald Spindler, Georg August University, Goettingen	
11.45-12.00	<i>Regulation of Hedge Funds in India</i>	Mr. Sandeep Parekh, Finsec Law Advisors, Mumbai	
12.00- 12.15	<i>Challenges around regulating Hedge Funds</i>	Prof. Venky Panchapagesan, Indian Institute of Management, Bangalore	
12.15-12.30	<i>Hedge Fund Regulations: A Regulator's Perspective</i>	Sri. Ananta Barua, Executive Director, Securities & Exchange Board of India	
Discussion: 12.45-1.10			

Lunch break: 1.10–2.20			
SESSION III: Regulation of risk in financial intermediaries CHAIR : Dr.T.S.Somashekar			
2.20–2.40	<i>Diverging Risk Models and the Regulator</i>	Dr. Alexander Thiele, Georg August University, Gottingen	
2.40–3.00	<i>Issues in Financial sector regulation - financial oversight problems</i>	Prof. Werner Heun, Georg August University, Gottingen	
3.00-3.20	<i>Capital adequacy requirements and risk: issues and challenges</i>	Prof. Ashok Thampy, Indian Institute of Management, Bangalore	
Discussion: 3.20–3.40			
Tea Break: 3.40-4.00			



<p><u>SESSION IV: Competition Law and IP Rights</u> <u>CHAIR: Prof. A. Jayagovind</u></p>			
4.00-4.20	<p><i>The interface between competition & IP</i></p>	<p>Dr. Rob Maness, VP, Charles River Associates</p>	
4.20-4.40	<p><i>Technology Transfer and Competition Law - Exploring Policy Pointers for India</i></p>	<p>Prof. Anil B Suraj, Indian Institute of Mangement, Bangalore</p>	
4.40-5.00	<p><i>Competition Law and Intellectual Property Rights: A Developing Relationship</i></p>	<p>Prof. Shubha Ghosh,* University of Wisconsin, Madison</p>	
Discussion: 5.00-5.30			
Vote of thanks			

7.30 pm – Dinner
International Training Centre, NLSIU

*Via video conferencing



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