



ICC GLOBAL COMPETITION COMMISSION

ICC Conference “**Antitrust Enforcement: Between Globalisation and Deglobalisation**”

21 July 2023, Tokyo, in-person only.

Venue: JOSUI Kaikan, 2-1-1 Hitotsubashi Chiyoda-ku Tokyo, Japan

8:15-8:45	Registration and coffee
8:45-9:00	Welcome remarks by François Brunet, Chair of the Global Competition Commission
9:00-9:15	Opening keynote: Chairman Kazuyuki Furuya (Japan Fair Trade Commission)
9:15-10:45	<p>Panel 1: Sustainability and competition law</p> <p><u>ICC:</u> Paola Pugliese (Head of Practice – Antitrust & Competition, Lefosse) Rattakrai Limsittrakul (Head of Investment & International Transactions, SCG Limited – <i>invited</i>) [other speakers from the private sector or practice] <u>Agencies:</u> Kenta Suzuki (Senior Planning Officer of Coordination Division, JFTC), Sophie Moonen (DG COMP), [representatives of other agencies]</p> <ul style="list-style-type: none">• Is the cooperation among competitors needed in order to support the fight against climate change ?• Are competition policies chilling companies’ initiatives to transition to a sustainable economy? ICC’s White Paper « When Chilling Contributes to Warming » names 12 real life examples of cooperations which have been abandoned for fear of competition law enforcement.• What do competition authorities need to do to avoid standing in the way of cooperations among competitors for legitimate sustainable goals?• Is the fear of greenwashing polluting the discussion ?
10:45 – 11h:15	Coffee break

11:15-12:45

Panel 2: Enforcement in the digital sector

ICC: Alex Nourry (Partner, Clifford Chance), Susan Ning (Partner, King & Wood Mallesons), Stavroula Vryna (Partner, Clifford Chance), Masayuki Atsumi (Partner, Miura & Partners)

Agencies: Benoît Coeuré (President, FCA), [representatives of other agencies]

- Is there a future for ex post antitrust enforcement on behaviours in the Tech sector, in a world of increasing ex ante digital regulation? What are the key enforcement lessons from other regulated sectors?
- What role should international cooperation play in achieving effective digital regulation and enforcement in the Tech sector?
- How to ensure privacy and security for users while making Tech markets open and contestable as well as enhancing innovation, including through the use of AI?
- Comparative look at regulatory and enforcement trends in the EU, [Australia], France, [China] and Japan.

12:45 – 14:00

Lunch

14:00 – 15:30

Panel 3: Harmonisation in merger control

ICC: François Brunet, Chair of the Global Competition Commission, Yusuke Nakano (Partner, Anderson Mori & Tomotsune), Irene de Angelis (Group Head of Antitrust Affairs, Intesa Sanpaolo), Gönenç Gürkaynak (Partner, Elig Law Firm), John Oxenham (Director, Primerio International)

Agencies: Benoît Coeuré (President, FCA), Saiko Nakajima (Senior Officer for Mergers and Acquisitions, JFTC), Sophie Moonen (DG COMP), [representatives of other agencies]

- Would it be possible to adopt a common concept of reportable merger (change of control over a business activity) – ICC Recommendations 1 to 3
- Notification thresholds: how to achieve a better balance through efficient self-assessment – ICC Recommendations 4 to 6
- Funding Antitrust Agencies: the issue of filing fees – ICC Recommendation 8
- Gun jumping fines: a true deterrent that needs consistency across jurisdictions – ICC Recommendations 10 and 11

15:30 – 16:00

Coffee break

16:00 – 17:30

Panel 4: Issues around Subsidy and State aid from a global perspective

ICC: Patrick Hubert (Partner, Orrick), Liu Cheng (King & Wood Mallesons - invited), Masahiro Heike (Partner, Nishimura & Asahi)

Agencies: Sophie Moonen (DG COMP), [representatives of other agencies]

- Introducing the EU Foreign Subsidies Regulation (FSR), including inputs on European Union State aid rules and Member States funding mechanisms).
- How the FSR is seen by other jurisdictions and businesses?
- Is the EU Foreign Subsidies Regulation trade friendly ? How the FSR can be implemented to avoid putting too much burden on businesses while achieving its policy objectives.
- How other jurisdictions are addressing subsidies that distort the market? What challenges are they facing?
- Treacherous waters ahead in the global playing field ?

17:30 – 17:45

Closing keynote : President Benoît Coeuré (Autorité de la concurrence)

Recap and principles enforcers and practitioners have to bear in mind