

Autumn Academy on Competition Law and Policy

Programme Rundown

Day 1: 13 Nov 2021 (Saturday) | Language: English

09:10 – 09:30	Opening Remarks <ul style="list-style-type: none">❖ <i>Mr. Rasul Butt, Chief Executive Officer, Hong Kong Competition Commission</i>❖ <i>Prof. Lutz-Christian Wolff, Dean, Faculty of Law, The Chinese University of Hong Kong</i>
	Speakers for the day: <ul style="list-style-type: none">❖ <i>Prof. Jae Woon Lee, Assistant Professor, Faculty of Law, The Chinese University of Hong Kong</i>❖ <i>Prof. Sandra Marco Colino, Associate Professor, Faculty of Law, The Chinese University of Hong Kong</i>
09:30 – 10:30	Introduction to Competition Law <ol style="list-style-type: none">1. Key concepts2. Why is competition law necessary?3. Understanding competition regulation4. The importance of market power5. The need to define the relevant market
10:30 – 11:30	The Hong Kong Competition Ordinance: Part I <ol style="list-style-type: none">1. Subjects: Undertakings and parental liability2. Enforcers: Competition Commission and Competition Tribunal3. First Conduct Rule<ul style="list-style-type: none">• Elements• Cartels and serious anticompetitive conduct• Information exchanges
11:30 – 11:45	Break
11:45 – 12:45	The Hong Kong Competition Ordinance: Part II <ol style="list-style-type: none">1. First Conduct Rule (Cont'd)<ul style="list-style-type: none">• Horizontal cooperation agreements• Vertical agreements2. Second Conduct Rule<ul style="list-style-type: none">• Substantial degree of market power• Abusive conduct
12:45 – 13:45	Case Studies and Practice <ol style="list-style-type: none">1. Busting a cartel: Fungs and others case2. Leniency application: Quantr case3. Abuse of substantial degree of market power4. Have a go at applying competition law! Practical scenarios for discussion

Day 2: 17 Nov 2021 (Wednesday) | Language: English

09:00 – 10:00	Economics for Competition Law ❖ <i>Dr. Eshien Chong, Head (Economics), Hong Kong Competition Commission</i> <ol style="list-style-type: none">1. Defining relevant markets2. Assessment of market power3. Selected issues in the assessment of effects4. Economics of collusion5. Economics of exclusionary conduct6. Q&A
10:00 – 11:30	Practical Application of Competition Ordinance (I) ❖ <i>Mr. Lester Lee, Head (Litigation), Hong Kong Competition Commission</i> ❖ <i>Ms. Charlotte Ho, Head (Investigations I), Hong Kong Competition Commission</i> <ol style="list-style-type: none">1. Commission's investigation and litigation2. Leniency, Cooperation and Settlement Policies & Application3. Recommended Pecuniary Penalty Policy4. Q&A
11:30 – 11:45	Break
11:45 – 13:15	Practical Application of Competition Ordinance (II) ❖ <i>Ms. Melanie Tan, Head (Investigations II), Hong Kong Competition Commission</i> ❖ <i>Mr. Stephen Ryan, Head (Legal Advisory), Hong Kong Competition Commission</i> <ol style="list-style-type: none">1. Filing a complaint to the Commission2. Commitments3. Applications for decision and block exemptions4. Q&A

Day 3: 18 Nov 2021 (Thursday)

Language: English (14:00 – 15:40) | Putonghua (15:50 – 17:00)

14:00 – 15:40	<p>Practical Application of Competition Ordinance (III): Compliance and Dealing with the Commission</p> <p>❖ <i>Ms. Adelaide Luke, Partner, Head of Competition, Asia, Herbert Smith Freehills</i></p> <p>❖ <i>Mr. Kyle Wombolt, Partner, Global Head of Corporate Crime and Investigations, Herbert Smith Freehills</i></p> <ol style="list-style-type: none">1. Competition Compliance<ul style="list-style-type: none">• Compliance programme• Risk identification and assessment• Conduct internal investigation2. Responses to the Commission’s investigations<ul style="list-style-type: none">• How to deal with S. 41/ 42 / 48 Notice and dawn raid• Proceedings before the Competition Tribunal3. Q&A
15:40 – 15:50	Break
15:50 – 17:00	<p>Guest Speaker Session: Antitrust in Mainland China</p> <p>❖ <i>Prof. Huang Yong, Professor, School of Law, University of International Business and Economics</i></p> <ol style="list-style-type: none">1. Overview of the Mainland’s antitrust regime2. Topical competition issues in the Mainland, such as enforcement on digital/ platform economy3. Q&A
