

JOINT CONFERENCE



# EU Competition Law and Arbitration

| VENUE Brunnsgatan 2, Stockholm | 28 April 2017 |



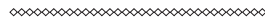
# THE ORGANISERS

**The Arbitration Institute of the Stockholm Chamber of Commerce (SCC)** has developed into one of the world's leading forums for dispute resolution.

The SCC was established in 1917 and is part of, but independent from, the Stockholm Chamber of Commerce. The SCC consists of a Board and a Secretariat and provides efficient dispute resolution services for both Swedish and international parties.

In recent years the number of cases filed with the SCC – both domestic and international – has increased considerably. The high number of international cases - nearly 50% - clearly evidence the strong position of the SCC as a preferred venue for dispute resolution among the international business community. Every year parties from as many as 30-40 countries use the services of the SCC.

Sweden and the SCC also play a unique role in the international system developed for bilateral and multilateral investment protection worldwide. In at least 120 of the current bilateral investment treaties (BITs) Sweden or the SCC is cited as the forum for resolving disputes between investors and the state. Today, the SCC is the world's second largest institution for investment disputes.



**The Club Español del Arbitraje (the “CEA”)** is a Spanish non-profit organization constituted in 2005 with the purpose to promote arbitration as an alternative method of conflict resolution and the development of arbitration in Spanish and Portuguese or Latin-American component. The CEA counts with more than 900 members of 43 countries and 28 international chapters.

**REGISTER HERE**

Registration fee: 70€

For questions, please contact Martina Thege, [martina.thege@chamber.se](mailto:martina.thege@chamber.se)

# PROGRAMME

- 13.30** Registration of participants
- 14.00** Welcome speeches  
**Annette Magnusson**, Secretary General of the Arbitration Institute of the Stockholm Chamber of Commerce  
**José Antonio Caínzos Fernández**, Co-President of the Club Español del Arbitraje
- 14.15** Keynote Speech  
**George A. Bermann**, Director of the Center for International Commercial & Investment Arbitration (CICIA), Columbia Law School, New York
- 14.30** Panel 1 – Investment Arbitration and EU Law  
**Moderator: Cristina Martinetti**, ELEXI, Turin  
**Crenguta Leaua**, Leaua & Asociatii, Bucharest  
Intra-EU Bits, the EU Principle of Non-Discrimination and the EU State Aids Regime: A Difficult Coexistence  
**Ernesto Bonafé**, Secretariat of the Energy Charter Treaty, Brussels  
The Energy Charter Treaty and the Lisbon Treaty: Two European Creatures on a Collision Course?  
**Epaminontas E. Triantafilou**, Quinn Emanuel Urquhart & Sullivan, LLP, London  
The Role and Powers of Amici Curiae in Investment Arbitration  
**Annette Magnusson**, Secretary General, SCC, Stockholm  
The Future of Investment Arbitration: Proposals, Perspectives, Concerns.
- Debate - Q&A
- 16.00** *Coffee break*

**16.30**

Panel 2 – Competition Law Based Claims in Commercial Arbitration

**Moderator: Michelangelo Cicogna**, De Berti Jacchia Franchini Forlani, Milan

**Special guest and discussant:** Gabrielė Venskaitytė, European Commission, DG COMPETITION, Unit A4 European Competition Network and Private Enforcement

**Gordon Blanke**, DFW Law, Dubai

Is the Arbitrability of Competition Law Claims a Truly Settled Matter?

**Pascal Hollander**, Hanotiau & van den Berg, Brussels

The Impact of the CDC Hydrogen Peroxide Judgment on Present and Future Arbitration Agreements

**Damien Geradin**, EDGE Legal, Brussels

Arbitrators' Power and Duty to Apply Competition Law Provisions Ex Officio

**Luca Radicati Di Brozolo**, ArbLit, Milan

The Standard of Review of International Arbitral Awards on the Basis of Their Incompatibility with Competition Law Rules

**Jesper Tiberg**, Lindahl law firm, Stockholm

Arbitrators in collision with competition law? The Swedish Supreme Court judgment in the Systembolaget case - a saga in four chapters.

Debate - Q&A

**18.20**

Conclusive Remarks

**Filip De Ly**, Erasmus University School of Law, Utrecht

**18.40**

Cocktail Reception

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