



**British Institute of
International and
Comparative Law**

Vertical Collusion: Hub and Spoke, RPM and Category Management

Thursday 15 October 2009

Charles Clore House
17 Russell Square, London WC1B 5JP

Agenda:

13.00 *Coffee and Registration*

14.00 Session 1: 'Hub and Spoke' Arrangements

Chair: Michael Hutchings OBE, *Competition Law Forum*

Speakers:

Dr Oke Odudu, *Cambridge University*

Dr Oliver Black, *Linklaters LLP*

Alan Overd, *CRA*

Professor Richard Whish, *King's College London*

Issues to be considered:

- The rationale behind hub and spoke arrangements;
- How to conceptualise hub and spoke arrangements (e.g. agreement vs concerted practice);
- The economic theory of harm underlying the punishment of hub and spoke arrangements;
- The conditions under which hub and spoke arrangements become/should become problematic under EC competition law;
- Reaction to Member State jurisprudence on this issue of hub and spoke;
- How US jurisprudence deals with the issue of hub and spoke; and
- Hub and spoke arrangements and their treatment under national criminal law.

15.30 *Coffee*

16.00 Session 2: Information Exchange, Resale Price Maintenance and Category Management

Chair: Jeremy Scholes, *City University London*

Speakers:

Dr Ioannis Lianos, *University College London*

David Stallibrass, *Office of Fair Trading*

Sean-Paul Brankin, *Crowell & Moring*

Andrew Trollope QC, *187 Fleet Street*

Issues to be considered:

- The problems with information exchange among competitors (including via a third upstream/downstream party);
- Should RPM remain a hard core restriction under EC competition law?;
- Category management and potential risks to competition;
- Information exchange, RPM, category management and the prioritisation policies of the EC and NCAs; and
- How to ensure compliance with EC law on information exchange, RPM and category management.

17.30 *Reception*