

Day 4: Antitrust: Role of competition law in SEP licensing and a discussion on excessive pricing and Resale Price Maintenance

Thursday 21 March 2019

Venue: China Palace Hotel, Building C, 4th Floor, Meeting Room No. 21
Beijing

Agenda

08:45-09:00	Registration
Moderator: Ms Hilary JENNINGS, Special Adviser on Competition Policy, Competition Cooperation Project	
09:00-11:30 (tea break decided by moderator depending on progress of the discussion – approx. 10:30)	<p>Session I – SEPs and pricing mechanisms – what role for competition law?</p> <p>Overview:</p> <ul style="list-style-type: none"> • Balancing IPR and competition • Calculating FRAND terms • Implications of EU and MS court decisions • Implications of AML enforcement and private litigation court decisions • Use of court injunctions or customs blocks – legitimate use of IP rights or an abuse of dominance? <p>Presentation by</p> <ul style="list-style-type: none"> – Mr Gunnar WOLF, Case Handler, IT, Internet and Consumer Electronics Unit, Directorate-General for Competition, European Commission <p>Roundtable discussion and Q&A session</p>
11:30-13:00	Lunch
13:00-15:45 (tea break decided by moderator depending on progress of the discussion – approx. 14:45)	<p>Session II - SEPs and competition – regulatory choices</p> <p>Overview:</p> <ul style="list-style-type: none"> • SEPs and competition law: approach in China • Exploitative or exclusionary abuses • Identifying dominance of SEP owners • Identifying undue exclusion in SEP owners' hold-up conduct • ...

	<p>Presentation by</p> <ul style="list-style-type: none"> - Mr ZENG Chuan, Official, Anti-Monopoly Bureau, State Administration for Market Regulation <p>Discussion and commentary by</p> <ul style="list-style-type: none"> - Mr Gunnar WOLF, Case Handler, IT, Internet and Consumer Electronics Unit, Directorate-General for Competition, European Commission <p>Q&A session</p> <p>Roundtable discussion on excessive pricing (45 mins)</p> <ul style="list-style-type: none"> • Excessive pricing – what is excessive/excessive compared to what? • How to measure excessive pricing? <p>Discussion with Mr Gunnar WOLF, Case Handler, IT, Internet and Consumer Electronics Unit, DG Competition and Ms CHEN Qianting, Official, Anti-Monopoly Bureau, State Administration for Market Regulation</p>
15:45 – 17:15	<p>Session III - Roundtable discussion on Resale Price Maintenance– a comparison of EU and Chinese case law developments</p> <p>Overview:</p> <ul style="list-style-type: none"> • EU and China’s approach to RPM <p>Discussion with</p> <ul style="list-style-type: none"> - Mr Gunnar WOLF, Case Handler, IT, Internet and Consumer Electronics Unit, Directorate-General for Competition, European Commission - Ms QI Shuanglin, Official, Anti-Monopoly Bureau, State Administration for Market Regulation <p>Commentary and discussion with experts and Q&A session</p>
17:15 - 17:30	<p>Closing remarks</p> <p>Mr Torben TOFT, Senior Expert, International Relations Unit, Directorate-General for Competition, European Commission</p> <p>Mr. ZHANG Guangyuan, Counselor, Anti-Monopoly Bureau, State Administration for Market Regulation</p>

[Consecutive translation English-Chinese and Chinese-English]