



Universidad  
Carlos III de Madrid

*INTERNATIONAL CONGRESS:  
CHALLENGES OF THE NEW CNMC*  
24th and 25th November 2016

Venue:

CNMC

SALÓN DE ACTOS

C/Barquillo 5, Madrid

Registration will take place by sending an email to: [mootmadrid@uc3m.es](mailto:mootmadrid@uc3m.es) indicating name, address and identity card number .

General Registration: 100 euros for professionals and Professors (not from UC3M) .

Reduced fee: 30 euros for non- students UC3M.

Free registration: for Professors and students UC3M .

Payment will be made by transfer to the Bank account : BANKIA 2038 5903 23 6000071068 SWIFT: CAHMESMM IBAN: ES13 2038 5903 23 6000071068 Concept: CNMC Congress ( GDM3 ).

- **Research Project: Proyecto de Investigación del Plan Nacional de I+D del Ministerio de Economía y Competitividad (DER2013-48401-P).**
- **[Moot Madrid.](#)**

## PROGRAM

### Day 1: 24th November 2016

17:30-17:45h Presentation of the International Congress: **PROF. DR. JOSÉ MARÍA MARÍN QUEMADA**, President of the CNMC

#### Panel I: INSTITUTIONAL ASPECTS

Moderator: **PROF. DR. JUAN IGNACIO RUIZ PERIS**, Commercial Law Professor at University of Valencia

17:45-18:05 The institutional design of competition authorities, **PROF. DR. FRÉDÉRIC JENNY**, Professor of Economics at ESSEC Business School in Paris, Judge at the Supreme Court of France (Cour de Cassation), Chairman of the OECD Competition Law and Policy Committee

18:05-18:25 Institutional Design: European Union Law Requirements, **PROF. DR. MIGUEL SOUSA FERRO**, Professor at Lisbon University and Of Counsel at Eduardo Paz Ferreira & Associados

18:25-18:45 The setting up of the CNMC: An external assessment, **PROF. DR. MARIANO BACIGALUPO SAGGESE**, Administrative Law Professor at UNED, Former Secretary of the Council and former Director of the Legal Department at the National Energy Commission (CNE)

18:45-19:05 The CNMC's institutional design: An inside assessment and reform proposals, **JAVIER GARCÍA VERDUGO**, Economic Advisor to the President of the CNMC and Professor of Economy at UNED.

19:05- 19:25 Discussion

19:25-19:55 Coffee-Break

19:55-20:25 Papers

### Day 2: 25<sup>th</sup> November 2016

#### Panel II: Arbitration, regulated sectors and the CNMC

Moderator: **ELENA GUTIÉRREZ GARCÍA DE CORTÁZAR**, Lawyer and Arbitrator. Former Secretary General of the Madrid Arbitration Court

9:00-9:20 The arbitral function of the CNMC, **BEATRIZ DE PAZ GÚTIEZ**, Chief of the CNMC Legal Department

9:20-9:40 Arbitrability of regulated sectors: Enagas v. Gas Natural (amicus curiae), **DAVID ARIAS**, Founding Partner at SLP, co-President of the Spain Arbitration Club and Chair of the IBA Arbitration Committee

9:40-10:00 Arbitration and Competition Law, **DAMIEN GERADIN**, Founding Partner at EDGE Legal, Professor at Tilburg University and Visiting Professor at University College of London

10:00-10:30 Discussion

10:30-10:50 Papers

11:50-11:20 Coffee-Break

### **Panel III: POWERS OF THE CNMC FOR THE ENFORCEMENT OF ANTITRUST LAW**

\* The presentations will be conducted in Spanish or English. No simultaneous translation.

Moderator: **Don LUIS BERENGUER FUSTER**, Former President of the National Competition Commission

11:20-11:40 Imposition of fines, **PROF. DR. JULIO COSTAS COMESAÑA**, Commercial Law Professor at University of Vigo and former member of the National Competition Commission

11:40-12:00 Behavioural or structural remedies, **PROF. DR. FRANCISCO MARCOS FERNÁNDEZ**, former General Director of the Antitrust Law Service at the Community of Madrid and Professor of the department of Law at IE.

12:00-12:20 Adoption of commitments, **PROF. DR. FERNANDO CACHAFEIRO GARCÍA**, Commercial Law Professor at University of A Coruña and Member of the Competence Council of Galicia

12:20-12:40 CNMC discretion and judicial review, **EXCMO. SR. D. SANTIAGO SOLDEVILLA FRAGOSO**, Judge of the High Court (Sixth Chamber)

12:40-13:00 Discussion

13:00-13:30 Papers

13:30-13:40 Closing