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English - Or. English

DIRECTORATE FOR FINANCIAL AND ENTERPRISE AFFAIRS
COMPETITION COMMITTEE

Cancels & replaces the same document of 27 August 2010

LATIN AMERICAN COMPETITION FORUM

Draft Agenda

8-9 September 2010, San José (Costa Rica)

The attached document contains the draft agenda of the eighth meeting of the Latin American Competition Forum to be held on 8-9 September 2010 in Costa Rica. All LACF documentation will be progressively uploaded onto the Forum website: <http://www.oecd.org/competition/latinamerica>.

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LATIN AMERICAN COMPETITION FORUM (*)

EIGHTH ANNUAL MEETING

**8-9 September 2010
San José (Costa Rica)**

(as at 31 August 2010)

Chairman: Frédéric Jenny
(Chairman, OECD Competition Committee, France)

WEDNESDAY 8 SEPTEMBER	
OPENING SESSION 2:30 pm - 3:00 pm	Opening Remarks: <ul style="list-style-type: none">➤ Costa Rica (speaker to be confirmed)➤ Fernando Quevedo, IADB Representative in Costa Rica Introduction by the Forum Chairman, Frédéric Jenny

(*)

Updated information on the Forum can be found at:

COPROCOM website: <http://www.coprocom.go.cr/foro3/inicio.html>

LACF website: www.oecd.org/competition/latinamerica

8 September (morning): Costa Rica's Anniversary of the Law
10 September (morning): Ibero-American Forum on Competition

WEDNESDAY 8 SEPTEMBER	
SESSION I 3:00 pm - 5:30 pm	<p>COMPETITION PRINCIPLES IN ESSENTIAL FACILITIES</p> <p>Session Chair: Ana Victoria Velázquez, Director, COPROCOM (Costa Rica)</p> <p>Presentation by Pablo Serra, OECD Consultant</p> <ol style="list-style-type: none"> <p>1. Definition: What is an Essential Facility?</p> <p><u>Country discussant:</u> Honduras (Rubin Ayes, Commissioner, CDPC) Discussion</p> <p>2. What is the legal standard for antitrust intervention in an essential facility case? (Refusal to deal? Discrimination? Excessive pricing?)</p> <p><u>Country discussant:</u> Panama (Manuel de Almeida, Chief of the Department of Analysis and Study of the Markets, International Relations Officer, ACODECO) Discussion</p> <p>3. How to set access prices and conditions for third party use of an essential facility? What is the relationship between regulation and competition when defining third parties' right of access?</p> <p><u>Country discussant:</u> Portugal (Manuel Sebastião, President, Portuguese Competition Authority) Discussion</p> <p>4. Competition issues arising when essential facilities are vertically integrated with upstream or downstream competing activities.</p> <p><u>Country discussant:</u> Mexico (Paolo Benedetti Gruñeiro, Director General, International Affairs, Federal Competition Commission) Discussion</p> <p>General Discussion</p> <p>Final Comments</p> <p>For Reference:</p> <p><u>Background Paper by the OECD Secretariat:</u> Competition Principles in Essential Facilities</p> <p><u>Country contributions:</u> Argentina, Brazil, Chile (TDLC), Chile (FNE), Honduras, Mexico, Panama, Portugal, United States (FTC).</p>
8:00 pm	OFFICIAL DINNER

THURSDAY 9 SEPTEMBER	
<p>SESSION II</p> <p>9:30 am - 12:30 pm</p>	<p>PEER REVIEW OF PANAMA</p> <p>Session Chair : Frédéric Jenny</p> <p><u>Background Note:</u> Peer Review of Competition Law and Policy in Panama</p> <p>Introduction by Daniel Sokol, IDB/OECD Consultant</p> <p><u>Examiners:</u> United States (William Kovacic, Commissioner – Federal Trade Commission and Caldwell Harrop, Attorney – Antitrust Division, Department of Justice) and Argentina (Diego Povo, Commissioner – National Commission for the Defence of Competition)</p> <p>General Discussion</p>
<p>12:30 pm - 2.30 pm</p>	<p>LUNCH BREAK</p>
<p>SESSION III</p> <p>2:30 pm – 5:00 pm</p>	<p>STRATEGIES FOR COMPETITION ADVOCACY</p> <p>Session Chair: Kusha Haraksingh, Chairman, Caricom Competition Commission</p> <p>Overview by Hilary Jennings, Head of Competition Outreach, OECD</p> <p>Presentation by Allan Fels, Australia</p> <ol style="list-style-type: none"> 1. Importance of intra-governmental advocacy: successes and challenges <u>Country discussant:</u> El Salvador (Regina Vargas, Competition Advocacy Director, Competition Superintendence) Discussion 2. Intra-governmental advocacy as a tool to tackle anti-competitive public activities <u>Country discussant:</u> Brazil (José Antonio Batista de Moura Ziebarth, Chief, International Affairs, CADE) Discussion 3. Balance between advocacy and enforcement <u>Country discussant:</u> Chile (Felipe Irrarrázabal, National Economic Prosecutor, Fiscalía Nacional Económica) Discussion 4. Using market/sector studies as an advocacy tool <u>Country discussant:</u> Spain (Luis Berenguer, President, Spanish Competition Authority) <p>General Discussion</p> <p>Final Comments</p>

THURSDAY 9 SEPTEMBER	
SESSION III (Cont.)	<p>For Reference:</p> <p><u>Background Paper by the OECD Secretariat</u></p> <p><u>Note by Allan Fels: Frameworks for Advocacy</u></p> <p><u>Country contributions:</u> Argentina, Brazil, Chile (FNE), Colombia, El Salvador, Mexico, Paraguay, Spain (CNC), Spain (TVDC), United States (FTC).</p>
SESSION IV 5:00 pm - 5:30 pm	<p>EVALUATION AND FUTURE WORK</p> <p>Session Chair : Frédéric Jenny</p> <ul style="list-style-type: none"> ➤ General discussion ➤ Closing Remarks