

Mayer, Brown, Rowe & Maw LLP

Interactive Workshops

Tuesday 11 September 2007

Conrad Hotel, Avenue Louise 71, B-1050 Brussels

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www.conradhotels.com

External speakers

Matthew Baldwin, Head of Unit F1 (WTO, OECD, Dual Use), DG Trade, European Commission, Brussels. As of Sept. 3, Advisor of Commission President José Manuel Barroso on trade, energy, development and climate change issues

HE C. Boyden Gray, US Ambassador to the EU

Dr. Qasim Chaudhry, Central Science Laboratory, York

Simon Fraser, Head of Cabinet of Commissioner Peter Mandelson, European Commission, Brussels

Philip Lowe, Director General, DG Competition, European Commission, Brussels

Giuseppe Malinverno, Governmental and Public Affairs, Solvay S.A.

Despina Spanou, Member of Cabinet of Commissioner Markos Kyprianou, European Commission, Brussels

Fabien Zivy, Chief of Staff of the President, Conseil de la concurrence, Paris

Internal speakers

Robert E. Bloch, Mayer, Brown, Rowe & Maw LLP, Washington D.C.

Michael Cashman, Mayer, Brown, Rowe & Maw LLP, London

Dr. Anna Gergely, Mayer, Brown, Rowe & Maw LLP, Brussels

Jean-Philippe Montfort, Mayer, Brown, Rowe & Maw LLP, Brussels

Astrid Pieron, Mayer, Brown, Rowe & Maw LLP, Brussels

John Schmitz, Mayer, Brown, Rowe & Maw LLP, Washington D.C.

Paulette Vander Schueren, Mayer, Brown, Rowe & Maw LLP, Brussels

Keynote Speaker during Reception

HE C. Boyden Gray, US Ambassador to the EU

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WORKSHOPS PROGRAMME

14.00

WELCOME

14.30 - 15.30

Session 1 – TRADE

Global trade: Towards unilateralism, bilateralism or multilateralism?

Against the goal of global competitiveness, the EU, whilst still participating actively in the uncertain outcome of the multilateral Doha Round, has also firmly continued on the road of negotiations of bilateral free trade agreements and towards re-negotiating a few partnership and cooperation agreements. In this context, the unilateral trade remedy measures are an issue of hot discussions. The following months or year should shed more clarity on how multilateralism, bilateralism and unilateralism can live together within a single EU trade policy and enhance market access for EU industries whilst allowing remedies against unfair trade.

Speakers

Matthew Baldwin

Moderators

Paulette Vander Schueren, Edward Borovikov

Session 2 – REGULATORY

Nanotechnology: EU law and policy

This session will review the principles of nanotechnology and its present and projected applications. It will summarize the issues currently being reviewed concerning nanotechnology law, regulation and policy in the EU, focusing on actions to be taken by corporations that manufacture, supply or use nanomaterials.

Speakers

Despina Spanou, Dr. Qasim Chaudhry, Dr. Anna Gergely

Moderator

Kiran Desai

15.30 - 16.30

Session 3 – REGULATORY

REACH: The candidate list of substances of very high concern: What to expect?

The REACH Regulation is in force and companies are preparing for the (pre-)registration of the chemicals they produce and import as from 1 June 2008. REACH also provides for the publication of a "candidate list" of substances of very high concern that will eventually be subject to authorisation and may be banned. Besides the authorisation process itself, the publication of the candidate list raises a number of questions that will be discussed in this session: When will the first candidate list be published? How long will this list be? Will companies be able to continue producing and marketing products containing candidate list substances? Will this list become in effect a "black list"? What can companies do if their substance is singled out for listing in the candidate list?

Speakers

Giuseppe Malinverno, Jean-Philippe Montfort

Session 4 – TAX

Transfer pricing and cross-border trading: How to protect global competitiveness?

Transfer pricing is a growing area of attention in multiple EU and non-EU jurisdictions and can affect significantly cross-border trading in goods and services thereby hampering the global competitiveness of international companies. Adequate advance planning and the conclusion of agreements with tax authorities possibly across borders allows cost-savings especially when it can be done in combination with planning in terms of customs valuation.

Speakers

Astrid Pieron, Paulette Vander Schueren, Michael Cashman

16.30 - 16.50

Refreshment break

16.50 - 18.00

Session 5 – COMPETITION

Direct settlements and leniency

Direct settlements would become an important enforcement tool for the EU Commission. It would simplify proceedings when the EU Commission and the parties wish to bring a case to an early conclusion. This session will cover the current thinking of DG Competition on direct settlements, the interplay with leniency programmes and the effects on private damages actions. It will include a discussion on the "plaider coupable" in France, the US plea bargaining process and how lessons learned may apply in the EU.

Speakers

Philip Lowe, Fabien Zivy, Robert E. Bloch

Moderator

Kiran Desai

Session 6 – GOVERNMENT AFFAIRS

Completing the Transatlantic Market – A New Momentum for Transatlantic Regulatory Cooperation?

This session will review the most recent developments in transatlantic relations against the background of the April EU/US Summit meeting. Has the Summit injected new dynamism into the old idea of completing the transatlantic market? Is there scope for further enhancing business opportunities within the most globalised part of the global economy? Can legal certainty for doing business in the transatlantic market be further strengthened? What will be the role of the new Transatlantic Economic Council? Among the business sectors to be addressed: financial services, energy and climate change, automotive and pharmaceuticals.

Speakers

HE C. Boyden Gray, Simon Fraser, John Schmitz

Moderator

Dr. Günter Burghardt

18.00 onwards

RECEPTION – Keynote speaker

HE C. Boyden Gray, US Ambassador to the EU