

Workshop on Market Definition, Economic Analysis and Evidence in Abuse of Dominance Cases



Seoul, Korea



9-11 May 2023

Agenda

DAY 1 - Tuesday 9 May

09:00 – 10:00	<p>OPENING REMARKS</p> <ul style="list-style-type: none">Mr. Ori Schwartz (Head of Competition Division, OECD)Mr. Hotae Kim (Director General, OECD/KPC Competition Programme) <p>INTRODUCTION TO THE OECD-KOREA POLICY CENTRE – VIDEO Participants briefly introduce themselves and their agency to the group</p>
10:00 - 10:15	<p>OVERVIEW OF THE WORKSHOP AND ABUSE OF DOMINANCE</p> <ul style="list-style-type: none">Ms. Holly Jamieson (Senior Competition Expert, OECD)
10:15 – 10:30	<p>COFFEE BREAK</p>
10:30 – 11:20	<p>MARKET DEFINITION IN ABUSE OF DOMINANCE CASES (Product market definition and geographic market definition)</p> <ul style="list-style-type: none">Mr. Joonsuk Lee, Ph.D., J.D. (Counsel for International Antitrust, U.S. Federal Trade Commission)
11:20 – 11:30	<p>Q&A</p>
11:30 – 12:30	<p>ESTABLISHING DOMINANCE (Existence and magnitude of market power, market shares, barriers to entry, ability to exclude and other factors, joint dominance)</p> <ul style="list-style-type: none">Alessandra Tonazzi Ph.D. (Director, Market Study Division, Department of Economic Analysis, Autorità Garante della Concorrenza e del Mercato / Italian Competition Authority) <p style="text-align: right;">Followed by Q&A</p>
12:30 – 14:00	<p>LUNCH</p>

14:00 - 15:00	<p>ESTABLISHING ABUSE OF DOMINANCE – PREDATORY CONDUCT AND OTHER LOW OR DISCRIMINATORY PRICING STRATEGIES</p> <p>(Types of anti-competitive practices and establishing harm to competition: Predatory pricing, rebates, discounts)</p> <ul style="list-style-type: none"> Mr. Joonsuk Lee, Ph.D., J.D. (Counsel for International Antitrust, U.S. Federal Trade Commission) <p style="text-align: right;">Followed by Q&A</p>
15:00 – 16:00	<p>ESTABLISHING ABUSE OF DOMINANCE – OTHER EXCLUSIONARY CONDUCT</p> <p>(Exclusive dealing, tying and bundling, refusals to supply/deal, margin squeeze, pre-empting scarce facilities or resources etc.)</p> <ul style="list-style-type: none"> Alessandra Tonazzi Ph.D. (Director, Market Study Division, Department of Economic Analysis, Autorità Garante della Concorrenza e del Mercato / Italian Competition Authority) <p style="text-align: right;">Followed by Q&A</p>
16:00 – 16:15	COFFEE BREAK
16:15 – 17:00	<p>ABUSE OF DOMINANCE/BARGAINING POSITION IN JAPAN AND KEY CASE(S)</p> <p>Mr. Hideyuki Shimozu (Director, Planning Office, Investigation Bureau, Japan Fair Trade Commission)</p> <p style="text-align: right;">Followed by Q&A</p>
18:30	DINNER
DAY 2 - Wednesday 10 May	
09:00 – 09:50	<p>ESTABLISHING ABUSE OF DOMINANCE – EXCESSIVE PRICING</p> <ul style="list-style-type: none"> Mr. Ori Schwartz (Head of Competition Division, OECD) <p style="text-align: right;">Followed by Q&A</p>
09:50 – 11:00	<p>ROLE OF ECONOMISTS, ECONOMIC ANALYSIS AND EVIDENCE IN ABUSE OF DOMINANCE CASES</p> <ul style="list-style-type: none"> Mr. Joonsuk Lee, Ph.D., J.D. (Counsel for International Antitrust, U.S. Federal Trade Commission) <p style="text-align: right;">Followed by Q&A</p>
11:00 – 11:15	COFFEE BREAK
11:15 – 12:15	<p>REMEDIES AND SANCTIONS IN ABUSE OF DOMINANCE CASES</p> <ul style="list-style-type: none"> Mr. Ori Schwartz (Head of Competition Division, OECD) <p style="text-align: right;">Followed by Q&A</p>
12:15 – 13:30	HYPOTHETICAL CASE STUDY #1
13:30 – 14:30	LUNCH
14:30 – 21:00	CULTURAL TOUR & DINNER





09:00 – 09:50	<p>PLANNING AND CONDUCTING EFFECTIVE ABUSE OF DOMINANCE CASES</p> <ul style="list-style-type: none"> Ms. Holly Jamieson (Senior Competition Expert, OECD) <p style="text-align: right;">Followed by Q&A</p>
09:50 – 10:35	<p>ABUSE OF DOMINANCE IN KOREA AND KEY CASE(S)</p> <ul style="list-style-type: none"> Mr. Junheon Lee (Senior Competition Expert, OECD) <p style="text-align: right;">Followed by Q&A</p>
10:35 – 10:45	<p>COFFEE BREAK</p>
10:45 – 12:00	<p>HYPOTHETICAL CASE STUDY #2</p>
12:00 – 12:40	<p>ABUSE OF DOMINANCE AND STATE-OWNED ENTERPRISES</p> <ul style="list-style-type: none"> Alessandra Tonazzi Ph.D. (Director, Market Study Division, Department of Economic Analysis, Autorità Garante della Concorrenza e del Mercato / Italian Competition Authority) <p style="text-align: right;">Followed by Q&A</p>
12:40 – 13:40	<p>LUNCH</p>
13:40 – 15:10	<p>ASIA PACIFIC AGENCY EXPERIENCE WITH ABUSE OF DOMINANCE INVESTIGATIONS (India, Malaysia, Singapore)</p> <ul style="list-style-type: none"> Ms. Pemala Lama, Deputy Director (Eco), Competition Commission of India Ms. Nur Aliah Rohaizan, Assistant Director from Investigation and Enforcement Division, Malaysia Competition Commission Ms. Lo Hwei Rong, Senior Assistant Director, Business & Economics, Competition and Consumer Commission of Singapore <p style="text-align: right;">Followed by Q&A</p>
15:10 – 15:20	<p>COFFEE BREAK</p>
15:20 – 16:20	<p>MARKET POWER AND ABUSE OF DOMINANCE IN THE DIGITAL ECONOMY</p> <ul style="list-style-type: none"> Mr. Ori Schwartz (Head of Competition Division, OECD) <p style="text-align: right;">Followed by Q&A</p>
16:20 – 16:50	<p>WRAP-UP DISCUSSION & WORKSHOP TAKEAWAYS</p> <ul style="list-style-type: none"> Ms. Holly Jamieson (Senior Competition Expert, OECD) and Participants
16:50 – 17:00	<p>CLOSING REMARKS</p> <ul style="list-style-type: none"> Mr. Ori Schwartz (Head of Competition Division, OECD) Mr. Hotae Kim (Director General, OECD/KPC Competition Programme)