

# INTELLECTUAL PROPERTY RIGHTS AND COMPETITION POLICY: FRIENDS OR FOES?

📍 Budapest, Hungary

📅 28-30 March 2023

## Seminar objectives

The objective of intellectual property rights is to protect investments in research and creative activities. With digitalisation, the importance of intangible assets has increased and IP rights have taken on a prominent role. This seminar will discuss in what circumstances IP rights can give rise to competition concerns and how competition authorities can address these concerns without undermining firms' incentives to invest and innovate.

## The speakers



**Maria Pilar Canedo**  
Member of the Board  
– Spanish National Markets and  
Competition Commission



**Garrett Windle**  
Attorney Advisor  
– US Department of Justice



**Teresa Moreira**  
Head of the Competition and  
Consumer Policies Branch –  
UNCTAD



**Giovanni Napolitano**  
Director, Intellectual Property  
and Competition Policy – WIPO



**Lisa Schwarz**  
Case Handler – Austrian  
Competition Authority



**Renato Ferrandi**  
Director, International Affairs –  
Italian Competition Authority

# Agenda

Tuesday, 28 March 2023

09.00-10.00	<b>OPENING REMARKS, GROUP PHOTO, TOUR DE TABLE</b> Mr István Hantosi, Deputy Head of the Public Service and International Section, GVH Renato Ferrandi, former Coordinator of OECD-GVH training activities
10.00-10.45	<b>IP RIGHTS AND COMPETITION</b> <b>Key policy and enforcement issues, the OECD initiatives</b> Renato Ferrandi, Italian Competition Authority
10.45-11.00	Coffee break
11.00-11.45	<b>COMPETITION ENFORCEMENT AND IP RIGHTS</b> <b>Landmark cases in the EU</b> Lisa Schwarz, Austrian Competition Authority
11.45-12.30	<b>ONLINE PLATFORMS AND IP RIGHTS</b> <b>New challenges for competition policy</b> Giovanni Napolitano, WIPO
12.30-14.00	Lunch
14.00-15.00	<b>THE ROLE OF IP RIGHTS IN EMERGING ECONOMIES</b> <b>The perspective of UNCTAD</b> Teresa Moreira, UNCTAD
15.00-15.15	<b>Illustration of a hypothetical case</b> Renato Ferrandi, Italian Competition Authority
15.15-15.30	Coffee break
15.30-17.00	<b>BREAK OUT SESSION</b> <b>Discussion on the hypothetical case</b> Moderated by the speakers
19.00-21.00	Dinner

### Wednesday, 29 March 2023

	<b>FOCUS: THE PHARMACEUTICAL SECTOR</b>
10.00-10.15	<b>Introduction: innovation as a crucial concern</b> Renato Ferrandi, Italian Competition Authority
10.15-11.00	<b>Issues and landmark cases involving IP rights</b> Lisa Schwarz, Austrian Competition Authority
11.00-11.30	<b>Discussion</b> Led by Maria Pilar Canedo, CNMC Spain, and Giovanni Napolitano, WIPO
11.30-11.45	<b>Coffee break</b>
11.45-12.30	<b>USE AND ABUSE OF IP RIGHTS</b> <b>The line between legitimate and unlawful IP protection in the Spanish practice</b> Ms Maria Pilar Canedo, CNMC Spain
12.30-14.00	<b>Lunch</b>
14.00-15.00	<b>COMPETITION POLICY AND IP RIGHTS IN THE US</b> <b>The experience of the U.S. Department of Justice</b> Mr Garrett Windle, U.S. Department of Justice (virtual presentation)
15.00-15.15	<b>Illustration of a hypothetical case</b> Mr Renato Ferrandi
15.15-15.30	<b>Coffee break</b>
15.30-17.00	<b>BREAK OUT SESSION</b> <b>Discussion on the hypothetical case</b> Moderated by the speakers
19.00-21.00	<b>Dinner</b>

### Thursday, 30 March 2023

10.00-10.45	<b>IP AND COMPETITION GUIDELINES</b> <b>WIPO's initiatives and inter-agency cooperation</b> Mr Giovanni Napolitano, WIPO
10.45-11.00	<b>Coffee break</b>
11.00-12.00	<b>IP RIGHTS AND COMPETITION POLICY: FRIENDS OR FOES?</b> <b>Lessons learned and open debate</b> Speakers and participants
12.00-13.00	<b>CLOSING SESSION</b>