



**Asia-Pacific
Economic Cooperation**

2011/SOM1/CPLG/001
Agenda Item: 2

Draft Agenda

Purpose: Consideration
Submitted by: CPLG Convenor



**Competition Policy and Law Group Meeting
Washington, D.C., United States
7-8 March 2011**

**Meeting of the APEC
Competition Policy and Law Group (CPLG)
Washington, D.C., the United States
March 7 - 8, 2011**

Draft Annotated Agenda

Day 1

MORNING SESSION: 9:30-12:30

9:30-9:40

1. Convenor's Opening Remarks

2. Adoption of Agenda

9:40-10:00

3. Progress Report on CPLG Projects in 2010

- *Vietnam will be invited to report outcomes of the project "APEC Training Course on Competition Advocacy" held on 8-10 September, 2010 in Vietnam.*
- *Chinese Taipei will be invited to report updates on the APEC Competition Policy and Law Database.*

10:00-11:10

4. New Project for 2011

((1) APEC Secretariat will provide briefing on project approval process for 2011)

(2) CPLG Work Plan and Collective Action Plan in 2011

CPLG convenor will give a briefing on 2011 work plan and Collective Action Plan of the CPLG.

(3) APEC Training Course on Competition Policy in 2011

Malaysia will be invited to report the progress on "APEC Training Course on Competition Policy" scheduled to be held in Malaysia in 2011.

(APEC Training Course on Competition Policy in 2012)

(4) New Project proposal from Russian Federation

Russian Federation will be invited to report the outline and the progress on

- *"Survey on Information Exchange on Competition in APEC Region"*
- *"Facilitating competition and countering anticompetitive practices in seaports in the APEC region"*
- *"Measures of Competition Development in APEC"*

(5) Any Other Projects (input sought)

Members will be invited to propose new projects.

11:10-11:30 *Coffee Break*

11:30-12:30

5. Dialogue with the EC Chair and Coordinator of FotC on Competition Policy

- *EC Chair will be invited to brief on EC's priorities/work plans.*
- *EC (Coordinator of FotC on Competition Policy) will be invited to brief on the FotC's priorities/future plans.*
- *EC Chair and Coordinator of FotC exchange views on the relationship between EC (including FotC) and CPLG with the CPLG members.*

12:30-14:00 *Lunch Break*

AFTERNOON SESSION: 14:00-

6. Roundtable with the private sector including ABAC

[Coffee break will be held for about 20minutes.]

(* Detailed agenda of the roundtable discussion will be shown as Annex 1)

Day 2

MORNING SESSION: 9:30-12:30

7. Members Dialogue on Competition Advocacy: Development and Implementation of an Effective Work Program

[Coffee break will be held for about 30minutes.]

(* Detailed agenda of the dialogue will be shown as Annex 2)

12:30-14:00 Lunch Break

AFTERNOON SESSION: 14:00-17:00

14:00-15:50

8. Members' Reports/Presentations on Updates and Developments of Competition Policy

Each economy will make a brief presentation (about 5-10 minutes) on updates and developments of competition policy and law with presentation material, which may cover the following items;

- 1) Introduction of competition law and change to competition law and policy; and*
- 2) Enforcement of competition law and policy (featuring recent cases).*

15:50-16:20 Coffee Break

16:20-16:40

9. The outline of Trans-Pacific Partnership (TPP)

The New Zealand will give a briefing on the outline of TPP including competition chapter.

16:40-17:00

10. Other Business

- Report by APEC Secretariat*
- Members will be invited to consider other matters, if any.*

11. Next/Future Meeting

12. Summary and Conclusion



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Agenda Item: 6

Draft Agenda - Roundtable with the Private Sector Including ABAC

Purpose: Consideration
Submitted by: CPLG Convenor



**Competition Policy and Law Group Meeting
Washington, D.C., United States
7-8 March 2011**

(TENTATIVE)
2011 Round Table with ABAC
February 2011
Draft Agenda of the Round Table

Time	Contents	Speaker
5min	Opening Remarks 1	Convener of CPLG
5min	Opening Remarks 2	ABAC
100min	Procedural Importance to Competition Proceedings	
	Merger Context	
20 min	Speaker from CPLG on Merger Clearance	3 Competition Authorities
30 min	Private Sector Expert on Merger Clearance	3 Private Sector Experts
	Non-Merger Context (Cartels and Unilateral Conducts)	
20 min	Speaker from CPLG on Investigation and Enforcement	3 Competition Authorities
30 min	Private Sector Expert on Investigation and Enforcement	3 Private Sector Experts
	Each CPLG member and private sector speaker would prepare 7 -10 minutes of remarks highlighting some of the critical procedural aspects/safeguards to the competition enforcement in each enforcement area from the perspective of an agency and business and industry.	1 moderator
20 min	Break	
60 min	Discussion Moderator will lead a discussion with all speakers, members and others in attendance based around a series of questions drafted in advance and shared with the panelists.	
5min	Closing Remarks 1	ABAC
5min	Evaluation and Review/ Closing Remarks 2	Convener of CPLG

<The list of the speakers>

<i>Topics</i>	<i>Speakers</i>		
Merger Context	CPLG	Mr. Willard Tom	General Counsel, Federal Trade Commission /USA
		Mr. Shih-Che LI	Specialist, Fair Trade Commission /Chinese Taipei
		Mrs. Anna Maria Tri Anggraini	Commissioner, Commission for the Supervision of Business Competition /Indonesia
	Private Sector	Mr. Cal Goldman	Co-chair of the Competition, Antitrust & Foreign Investment Group, Blakes, Cassels & Graydon /Canada
		Mr. David Clanton	Co-Chair Global Antitrust & Competition Group, Baker & McKenzie /USA
		Mr, Hiromitsu Miyakawa	Partner, Jones Day /Japan
Non-Merger Context	CPLG	Mr. Douglas Pentland	Senior Competition Law Officer, Competition Bureau /Canada
		Ms. Marcia Pardo	Senior economist, Research and Advocacy Division, Fiscalía Nacional Económica /Chile
		Mr. Tetsuji Yokote	Senior Investigator, Investigation Division III, Investigation Bureau, Fair Trade Commission /Japan
	Private Sector	Mr. David R. Stewart	Partner, Howrey
		Mr. Abbott (Tad) Lipsky	Partner, Latham & Watkins /USA
Moderator	CPLG	Ms. Sharis Pozen	Deputy Assistant Attorney General for Civil Enforcement and Chief of Staff Antitrust Division, Department of Justice /USA



**Asia-Pacific
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2011/SOM1/CPLG/001Anx2
Agenda Item: 7

Draft Agenda - Members Dialogue on Competition Advocacy

Purpose: Consideration
Submitted by: CPLG Convenor



**Competition Policy and Law Group Meeting
Washington, D.C., United States
7-8 March 2011**

**2011 CPLG Meeting item 7; Member Dialogue on Competition Advocacy
~Suggested Program~**

Moderator: CPLG Convenor

1. Institutions, objectives and priorities

Key Questions;

- 1) *Which government institution engages in competition advocacy in your economy and what is its authority and role (If more than one government institution is involved, please describe their respective roles and methods of coordination, if any.)*
- 2) *What are the objectives of competition advocacy (e.g., regulatory reform, creating a culture of competition, educating business and the public on the competition law and authority)?*
- 3) *What resources are available for competition advocacy?*
- 4) *Are there priorities for competition advocacy activities and if so, what are they and how are they determined? Are the objectives and priorities reassessed periodically and on what bases?*

- Presentations by 2 to 3 economies (5-10 minutes each)
- Questions and answers (10 minutes)

2. Strategies for competition advocacy

2-(1) Challenges and obstacles to effective competition advocacy and strategies to overcome them

Key Questions;

- 1) *What have been/are the key challenges or obstacles to effective competition advocacy in your economy?*
- 2) *What strategies are/have been employed to overcome them? Which have been the most effective strategies, the least effective and why?*

- Presentations by 2 to 3 economies (5-10 minutes each)
- Questions and answers (10 minutes)

2-(2) Use of tools developed by international organizations (OECD, ICN)

Key Questions;

- 1) *Does your economy have experience in using any tools formulated by the OECD or ICN that assist in formulating and implementing your competition advocacy activities? If so, please briefly describe the international tools employed and provide an assessment of their usefulness in achieving the objectives of competition advocacy and overcoming any challenges or obstacles.*

- Presentations by 2 economies (5-10 minutes each)
- Questions and answers (10 minutes)

3. Assessment of the effectiveness of competition advocacy efforts

Key Questions;

- 1) *Please describe any efforts, formal or informal, to assess the effectiveness of competition advocacy activities in your economy.*
- 2) *What methodologies and criteria were used to make this assessment?*

- Presentations by 1 to 2 economies (5-10 minutes each)
- Questions and answers (10 minutes)

[The list of economies which take on the role of the voluntary speaker]

<i>Topics</i>	<i>Speakers</i>
Topic 1: Institutions, objectives and priorities	Russia China The U.S.
Topic 2-(1): Challenges and obstacles to effective competition advocacy and strategies to overcome them	Singapore New Zealand
Topic 2-(2): Use of tools developed by international organizations (OECD, ICN)	Indonesia Korea
Topic 3: Assessment of the effectiveness of competition advocacy efforts	The United States Chinese Taipei