

**GENERAL ASSEMBLY
MINUTES
KIEV , 21 SEPTEMBER 2013**

Australia	B. Jedlickova,
Austria	M. Mosing, R. Schultes, S. Tresnak,
Belgium	L. Caucheteux, L. De Brouwer, G. Sorreaux, C. Verdonck,
Brésil	JA Faria Correa,
Bulgaria	A. Petrov,
Czech Republic	O. Cerych, Y. Traplova,
France :	L. Arcelin, M. Chagny, G. Couet, H. Delannoy, JL Fourgoux, F. Jenny, M. Karsenty Ricard, JJ Le Pen, E. Mingam, MC Mitchell, B. Moreau Margotin, M. Ponsard, JP de La Laurencie,
Germany	M. Hartmann-Ruppel,
Hungary	G. Bacher, A. Gyorgy, O. Hambalko, A. Komari, A. Liber, K. Szamosi, T. Kostyanszki, M. Vilmos
Japan	S. Tanaka,
Italy	F. La Rocca, G. Sena,
Luxemburg NL :	M. Decker, A. Kamperman Sanders
Nordic Countries	G. Gozzo,
Switzerland	P. Këllezi, P. Kobel, J. Xoudis,
UK	C. Davidson, G. Peretz, D. Piccinin, G. Tritton, J. Turner,
Ukraine	S. Shklyar
USA	D. Baker, H. Bergman, D. Nemecek, R. Wolfram,

The President handed over to the Secretary General to present his report on the last financial year.

Guzstav Bacher reported the very sad news that Yarmilà Traplova and ??? had passed away. They both had competence, humanity and modesty. We will miss them. The Assembly observes one minute's silence.

On behalf of all of LIDC members, the President thanked the Ukrainien group, in particular Sergiy Shklyar and Olean Yakovenko who were fully involved in the organizing committee, for the excellent organisation of the Congress in a wonderful town, the choice of the programme and the outstanding debates and panels. The congress has been successful.

1. Report on Activities 2012-2013

i) Congresses

Kiev Congress

107 participants including speakers were registered to attend the Kiev Congres.

The LIDC thanked, in particular, the international reporters and the panelists for the quality of their interventions without forgetting Pierre Kobel, the General Rapporteur and Muriel Chagny, deputy General Rapporteur, who worked very hard to guarantee the success of this Congress. The LIDC would like also to thank the Scientific Committee for its investment for the LIDC.

Future Congress

The 2014 Congress will be held in Turino on 18-21 September 2014

ii) Bureau Meetings

After the Prague Congress, the Bureau had one meeting: in Februaruy 2013 in Paris and the second during the Congress. The Bureau examined LIDC's current affairs, in particular the scientific work and the continuous promotion of the LIDC among competition and IP experts, lawyers and with institutions. The Bureau continues to pursue a strategy of promoting the visibility of the LIDC.

The Bureau would like to encourage national groups to organize events during the year so that the LIDC continues to be visible and is promoted to its members. So do not hesitate to inform the LIDC Bureau about your national activities or events on antitrust and IP related matters.

iii) Website

A new version of the website of the LIDC should be available in a near future. Members will be informed as soon as the new website will be on line. A e-newsletter will be circulated among all the members of the LIDC. Its title should be (@lert)Lidc. Muriel Chagny, the General Rapporteur, will be responsible for this e-news letter. On behalf of all the members, the LIDC thanked her for her investment for the LIDC. The newsletter will be available

automatically to each member of the LIDC and to anyone who completes a form on the website of the LIDC.

A link with facebook and twitter on the LIDC website.

To give effect to this measure the Bureau emphasised the need for the national groups to inform and send to Muriel Chagny any modifications the domestic law, case-law, doctrine and any event which occurs in competition and IP issues.

iv) Constitution of a US group

The LIDC is very pleased to welcome a new US group which has been officially admitted by the Council in Kiev. The group counts 11 members. The President is David Nemecek.

v) Individual members

There are about 20 individual members from Netherland, Poland, Estonia, Serbia, Chypre, Australia, Slovaquia, Spain, Romania, Hong Kong and Portugal.

vi) Publication of the national and international reports

The Bureau has signed an agreement with the publishing group, Springer, to publish “in series” the national and international reports. This publication will be offered to all the participants of the Congress, to panel members and to national and international authorities and institutions. The first publication of the national reports from Prague should be sent very soon. The Kiev publication should be available by the beginning of next year.

The editor asked the League not to publish the international and national reports after le Congress. They will be available before the Congresses. After the congresses, they will be accessible on the member-restricted area of the website.

vii) Ad hoc committee

The LIDC set up an ad hoc Committee to comment on the draft Technology Transfer Block Exemption. Position paper was submitted on 16 May. The submission was made publicly available on the DG Competition website. Dr. Zoltan Hegylmegi-Barakonyi chaired the Committee. The LIDC thanked him for his report.

viii) Scientific committee and presentation of the new questions

As new questions for the 2014 Congress, the Scientific Committee at its meeting reviewed several proposals, and suggested the following two new questions:

QUESTION A

Are settlement processes, leniency, transactions, commitments and other type of transactional resolution of antitrust proceedings, consistent and compatible with due process and fundamental rights of the parties ?

International Rapporteur : Pranvera Kellezi

QUESTION B

To what extent does the principle of exhaustion of IP rights apply to the on-line industry ?

International Rapporteur : Vincenzo Franceschelli

2. Treasurer's report

i) 2012 Accounts:

The Treasurer presented the annual accounts for 2012. The total of the costs and expenses of the association in 2012 amounted to sFr 50.974. The income from membership fees only amounted to sFr 65.560, The LIDC made a profit of Sfr 14.585.

ii) 2013 Budget:

The Bureau decided not to provide anymore a French translation of the international report. By adding the expenditure of hosting the LIDC website and the Bank transfer charges, we budget for a total sum of expenses of sFr 57.770, including the Prague publication. The total sum of the subscriptions is budgeted for sFr . 69.653. The LIDC should make a profit in 2013.

3. Discharge of the Council

The President proposed moving to a vote on discharging the Council for its 2012 management of the 2012 financial year.

It was unanimously voted to discharge the Council on its management of the 2012 financial year.

4. Election of the President, the First Vice President and two Vice Presidents,

The mandate of LIDC General Rapporteur and his Deputy, General Secretary and his Deputy and Treasurer and her Deputy are now coming to an end.

On Behalf of all the members of the LIDC, many thanks to them for all their involvement in the activities for the League. For the members of the Bureau, it was a real pleasure to work with all of you.

Muriel Chagny has accepted to become the General Rapporteur of the LIDC.

Eleonora Ortaglio has accepted to become the Treasurer of the LIDC.

The Bureau proposed to designate Grégory Sorreaux, Deputy General Rapporteur, Carmen Verdonck General Secretary and Ondrej Cerych Deputy Treasurer.

The Bureau is waiting for recommendations from the British to appoint the Deputy General Secretary. Guztav Bacher asked the General Assembly to authorize the Bureau to designate the Deputy General Secretary after the present General Assembly. He/she will be elected by the General Assembly next year.

The General Assembly voted unanimously for

- Muriel Chagny, General Rapporteur
- Grégory Sorreaux, Deputy General Rapporteur
- Carmen Verdonck, General Secretary
- Eleonora Ortaglio, Treasurer
- Ondrej Cerych, Deputy Treasurer

5. Voting on conclusions

QUESTION A

“The grocery retail distribution market: is antitrust efficiently handling this market?”
(merger, restrictive practices, abuse of dominant position).

The resolution is adopted unanimously.

QUESTION B

“On what legal grounds could or should commercial practices, i.e. manufacturing, marketing, distribution or advertisements, of items produced or services rendered in violation of standards, statements, commitments or CSR voluntarily issued or adopted by an undertaking, be sanctioned or prevented?”

The resolution is adopted unanimously.

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As there was no further business on the General Assembly agenda, the meeting adjourned at 2.00pm.

LIGUE INTERNATIONALE DU DROIT DE LA CONCURRENCE
INTERNATIONAL LEAGUE OF COMPETITION LAW
INTERNATIONALE LIGA FÜR WETTBEWERBSRECHT