

Workshop on Key Challenges for New Merger Control Regimes

 Lima, Peru

 15-17 November 2023

Objective: The workshop will explore the key challenges of new merger control regimes including aspects related to notification thresholds, filtering complex and non-complex cases, market definition tools, competition analysis, defence arguments, and remedies. Practical tips and exercises will remain at the core of discussions. Participants will also have the opportunity to share their experiences and contribute to building knowledge and trust relationship in the region. It targets senior officials from competition authorities that have recently implemented (or plan to implement) new merger control regimes.

Agenda

Wednesday, 15 November 2023	
9h00-9h15	<p>Opening remarks by INDECOPI and OECD</p>
9h15-9h30	<p>Group picture</p>
9h30-12h30 <i>coffee break around 11h00</i>	<p>Panorama of Merger Control in Latin America and the Caribbean</p> <ul style="list-style-type: none"> • Paulo Burnier, Senior Competition Expert at OECD <p>Building Trust and Surmounting Resistances to Approve a Merger Control Law</p> <ul style="list-style-type: none"> • Pamela Sittenfeld, Chief of Staff of Ministry of Foreign Trade in Costa Rica <p>Bill of Laws for Merger Control</p> <ul style="list-style-type: none"> • Jorge Castillo, Director for Competition at Ministry of Economy in Guatemala • Yamir Encarnación, Senior Economist at Pro-Competencia Dominican Republic
12h30-14h30	<p>Lunch break</p>
14h30-17h30 <i>coffee break around 16h00</i>	<p>Pitfalls of Merger Control in Latin America</p> <ul style="list-style-type: none"> • Pablo Trevisan, Lawyer and former Commissioner at CNDC Argentina <p>Implementing a New Merger Control Regime</p> <ul style="list-style-type: none"> • Daniel Ferres, Commissioner at CNDC Uruguay • Julio Casaverde, Senior Antitrust Economist at INDECOPI Peru • Jean-François Dictus, Case Handler at FTAC Curacao

Thursday, 16 November 2023	
9h00-12h30 <i>coffee break around 11h00</i>	<p style="text-align: center;">Effective Enforcement of Merger Control Regime</p> <ul style="list-style-type: none"> • Paulo Burnier, Senior Competition Expert at OECD <p style="text-align: center;">Country experience(s)</p> <ul style="list-style-type: none"> • Lizeth Martinez, Executive Director for Mergers at COFECE Mexico • Rodrigo Monteiro Ferreira, Deputy Head of Merger Triage Unit at CADE Brazil • Ricardo Gavilán, Director for Investigation at CONACOM Paraguay <p style="text-align: center;">US New Merger Guidelines</p> <ul style="list-style-type: none"> • Jennifer Lee, Attorney at US FTC
12h30-14h30	Lunch break
14h30-17h30	Institutional visit – TBC <i>(led by INDECOPI)</i>

Friday, 17 November 2023	
9h00-12h30 <i>coffee break around 11h00</i>	<p style="text-align: center;">Designing, Implementing and Monitoring Remedies</p> <ul style="list-style-type: none"> • Jennifer Lee, Attorney at US FTC <p style="text-align: center;">Hypothetical Case Exercise on Remedies</p> <ul style="list-style-type: none"> • Breakout sessions (in English and Spanish)
12h30-14h30	Lunch break
14h30-16h00	<p style="text-align: center;">International Enforcement Cooperation</p> <ul style="list-style-type: none"> • Francisco Dávila, Intendent for Merger Control at SCE Ecuador • Marc Spencer Jones, Senior Legal Counsel at CCC CARICOM
16h00-16h15	Closing Remarks by INDECOPI and OECD