



**3<sup>RD</sup> INTERNATIONAL CONFERENCE**

**“Interface between Intellectual Property & Competition Law”**  
**Invention, Growth & New Challenges**

Friday, 7th August, 2015 Hotel The Imperial, New Delhi, India

**Tentative Programme**

**09:00 a.m. to 10:00 am**

**Registration**

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**10:00 a.m. to 11:30 a.m.**

**Inaugural Session**

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(10.00 a.m. – 10.05 a.m.)

**Lighting of Lamp & Bouquet Presentation**

**Welcome & Theme Address**

(10.05 a.m. – 10.15 a.m.)

**Mr. Manas Kumar Chaudhuri**

Co-Chairperson, ASSOCHAM National Council for Competition Law & Partner, Khaitan and Co.

**Industry Address**

(10.15 a.m. – 10.20 a.m.)

**Mr. Rahul Krishna**

Vice President & Head Legal, Ericsson India Private Limited

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**Release of Backgrounder Paper**

**Theme:** Can Intellectual Property Rights be at all harmonized with Competition Act? Or is it merely an academic topic for discussion? Will there be a need to assess the cost and impact on market, economy and end consumers in case protracted litigations at different levels of Courts continue? What are probable outcomes of on-going cases before anti-trust authorities and IPR Courts across jurisdictions and in India? Can granting of injunction by civil courts be “abuse of dominance” by the party seeking the relief? Are injunctions being granted differently in patent infringement cases and other cases by Courts?

**Special Address**

(10.20 a.m. – 10.35 a.m.)

**Mr. Rajiv Aggarwal, IAS\***

Controller General of Patents, Designs & Trade Marks  
DIPP, Ministry of Commerce & Industry, GoI

**Keynote Address**

(10.35 a.m. – 11.00 a.m.)

**Hon’ble Judge Mr. Douglas Howard Ginsburg**

Senior Judge of the United States Court of Appeals for the District of Columbia Circuit

**Inaugural Address**

(11.00 a.m. – 11.25 a.m.)

**Mr. Ashok Chawla**

Hon’ble Chairperson, Competition Commission of India

**Vote of Thanks**

(11.25 a.m. – 11.30 a.m.)

**Mr. D. S. Rawat**

Secretary General, ASSOCHAM

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**11:30 a.m. to 12:00 Noon**

**Networking Tea/ Coffee**

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12:00 Noon to 01:30 p.m.

## Technical Session I

### Theme: Standards Essential Patents

- What is the role of the Standard Setting Organizations (SSOs)?
- Should there be a difference between IPR per se and Standard Essential Patents (SEP)? How do “non-essential patents” (NEP) operate along with SEPs?
- What types of damages are available under the Patent Laws for SEPs?
- What is a FRAND commitment, and how does it affect remedies for patent infringement?
- What are views of overseas jurisdictions in respect of these issues and how are these issues being tackled?

Chairperson – **Mr. G. P. Mittal**, Member, Competition Commission of India

### Panelist

- ❖ **Mr. Miguel de la Mano**, Executive Vice President, Compass Lexecon (former Head of Economic Analysis and Evaluation at DG Internal Market) Brussels, BEL
- ❖ **Mr. David J. Kappos**, Partner, Cravath, Swaine & Moore and Former Director, USPTO
- ❖ **Mr. D. Daniel Sokol**, Professor of Law, University of Florida, Levin College of Law
- ❖ **Mr. Chandar M. Lall**, Founding Partner, Singh & Singh Lall & Sethi
- ❖ **Representative from Sponsor**

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01:30 p.m. to 02:15 p.m.

### Networking Lunch

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02:15 p.m. to 03:45 p.m.

## Technical Session II

### Theme: Competition Law and IPR

- Does “relevant product” and “relevant geographic market” play important roles in Competition Assessment?
- Is the inability to enter into a “license agreement” by a prospective licensee viewed as an “unwilling licensee” where the products protected by patents are imported under due process of Import of goods laws and binding contractual obligations between importer and exporter of goods?
- Will *effects doctrine* impact such imports? If yes, will the relevant geographic markets be expanded? And will this decrease the market share of the dominant enterprise?

Chairperson – **Mr. M. S. Sahoo**, Member, Competition Commission of India

### Panelist

- ❖ **Mr. Damien Neven**, Senior Academic Consultant to Charles River Associates (Economist and Professor of Economics at The Graduate Institute, Geneva)
- ❖ **Ms. Angela Diveley**, Attorney Advisor, Federal Trade Commission, Washington, DC
- ❖ **Mr. Arshad (Paku) Khan**, Executive Director, Competition Law, Khaitan & Co LLP
- ❖ **Representative from Sponsor**
- ❖ **Representative from Sponsor**

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Tea / Coffee Served at the table

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**03:45 p.m. to 05:00 p.m.**

**Valedictory Session**

**Welcome Address**

**Mr. Manas Kumar Chaudhuri**

Co-Chairperson, ASSOCHAM National Council for Competition Law & Partner, Khaitan and Co.

**Address**

**Ms. Prathiba M. Singh**

Senior Advocate

**Special Address**

**Mr. S. L. Bunker**

Member, Competition Commission of India

**Special Address**

**Prof. (Dr.) Ranbir Singh**

Vice-Chancellor, National Law University

**Keynote Address**

**Shri Gopal Subramaniam**

Senior Advocate, Supreme Court of India

**Valedictory Address**

**Shri Mukul Rohtgi**

Hon'ble Attorney General Of India

**Vote of Thanks**