Union Internationale des Avocats
International Association of Lawyers
Unión Internacional de Abogados

Seminar presented by the UIA with the support of the Vienna Bar Council (Rechtsanwaltskammer Wien), the Austrian Bar Association, the ÖV Österreichische Vereinigung and The International League of Competition Law (LIDC)

10th Annual Business Law Forum

E-commerce & Platform Businesses: Latest Legal Trends and Corporate & Manager Liability

VIENNA AUSTRIA

Friday, September 20 & Saturday, September 21, 2019

With a welcome cocktail on Thursday, September 19

#UIABusinessLaw

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Introduction

This year, the UIA Business Law Forum will address the legal challenges related to e-commerce and platform economy. In the tradition of the UIA Business Law Forum the topic will be discussed from various legal perspectives, including of antitrust, unfair competition, data protection, labour and corporate, and even criminal – to name just a few.

This year's panel discussions will focus on the legal framework of e-commerce and platform companies and the challenges they face, as well as enforcement practices, with a particular focus on areas of convergence or even divergence in the law. We will also discuss liability issues for the e-commerce and platform industry, damages and whistleblowing hotlines. Last but not least, there will be a session on how to reduce regulatory and litigation risk, and why compliance should be taken seriously.

Mark your diaries now, save the dates and make sure to register! **We are looking forward to welcoming you to Vienna!**

For more information or if you are interested in joining the event as a speaker, please do not hesitate to contact us: uiacentre@uianet.org

Bringing Together the World's Lawyers

UIA is the global and multi-cultural organisation for the legal profession, established in 1927 and now with members in 110 countries. UIA facilitates professional development and international exchange of information and ideas, promotes the rule of law, defends the independence and freedom of lawyers worldwide, and emphasizes friendship, collegiality and networking among members.

Join the world's largest international network of lawyers

and benefit from a 50% discount on your membership fee during the seminar!

Promote THE RULE OF LAW

Develop YOUR NETWORK

Deepen YOUR KNOWLEDGE

Thursday, September 19

19:30 WELCOME COCKTAIL with breathtaking view over the Danube and traditional "Heurigen" buffet

Kindly hosted by bpv Hügel Rechtsanwälte GmbH

Donau-City-Straße 11, ARES-Tower, 1220 Vienna, Austria
T +43 1 26050 205

Easily reachable from the U1 stop "Kaisermühlen/VIC" (exit: Donau-City-Straße)

Friday, September 20

09:15 – 09:45 REGISTRATION OF PARTICIPANTS

Rechtsanwaltskammer Wien (Vienna Bar Council)
Rotenturmstraße 13/ Ertlgasse 2
1010 Vienna, Austria

09:45 – 10:00 WELCOME AND OPENING

- **Issouf BAADHIO,** *UIA President, Past President of the Burkina Faso Bar, Ouagadougou, Burkina Faso – or his Representative*
- **Claudio ARTURO,** *UIA Representative in Austria, Petsch Frosch Klein Arturo Rechtsanwälte, Vienna, Austria*
- **Astrid ABLASSER-NEUHUBER,** *Vice-President of the UIA Competition Law Commission, bpv Hügel Rechtsanwälte, Vienna, Austria*
- **Carmen VERDONCK,** *President of the International League of Competition Law (LIDC), Partner, Altius, Brussels, Belgium*

SESSION 1 – NEW CHALLENGES IN E-COMMERCE

10:00 – 11:15 Panel 1 – E-Commerce & Platform Businesses (Part 1): Legal Framework – A Moving Target for Producers, Brand Owners, Dealers and Consumers?

While national and international legislators, courts and authorities were not overly responsive to the digital transformation of trade for a long time, they have generated a veritable wave of current and future regulations (e.g. geoblocking, consumer protection and "platform to business" regulation), soft laws, studies and decisions (e.g. Coty et al.) in the last 1.5 to 2 years.

This panel will therefore focus on some key issues for manufacturers, brand owners and distributors, such as restrictions on online sales, price positioning of products, platform-based distribution systems, selective distribution systems, etc.

Moderator: • **Astrid ABLASSER-NEUHUBER,** *Vice-President of the UIA Competition Law Commission, bpv Hügel Rechtsanwälte, Vienna, Austria*

Speakers:

- **Christian AHLBORN,** *Partner, Linklaters, London, UK*
- **Gregor SCHIFFERS,** *Partner, Kapellmann und Partner Rechtsanw mbB, Mönchengladbach, Germany*
- **Stefan RUECH,** *Case Handler, Austrian Competition Authority, Vienna, Austria*
- **Alia SCHWEIGER,** *Economist, Manager at E.CA Economics, Berlin, Germany*

11:15 – 12:30 Panel 2 – E-Commerce & Platform Business (Part 2): Melding of Antitrust, Data Protection, unfair Competition and Consumer Protection in Enforcement Practice

Apart from the fast changing landscape described above, regulation of e-commerce and platform business shows an increasing convergence of different areas of law. This is in particular true for antitrust, unfair competition, data protection and consumer protection laws. This panel will focus on relevant questions and trends for the set-up of distribution systems against a back-drop of converging or in some cases diverging and conflicting laws (e.g., consumer protection and prohibition against geoblocking, data protection in platform businesses and the melding of antitrust and unfair competition law aspects in B2B relationship in the distribution chain).

Moderator: • **Florian SCHUHMACHER,** *University of Vienna, Faculty of Law, Department of Commercial and Business Law, Vienna, Austria*

Speakers:

- **Pranvera KËLLEZI,** *LL.M., CIPP/E, Këllezi Legal, Partner, Geneva, Switzerland*
- **Sonja DÜRAGER,** *bpv Hügel Rechtsanwälte, Vienna, Austria*
- **Stefan SCHICKER,** *SKW Schwarz, Munich, Germany*
- **Sigrid TRESNAK,** *Austrian Competition Authority, Vienna, Austria*

12:30 – 13:45 Lunch

SESSION 2 – CONSEQUENCES OF VIOLATIONS

13:45 – 14:45 Panel 3 – Corporate & Personal Liability for Legal Risks in the Digital Economy

In many areas of law, companies and their management are closely monitored by national and supranational authorities. This applies in particular to antitrust law. The digital sector has also led to criminal sanctions for breaches of data protection and consumer protection laws, and the use of software in e-commerce and the platform business has raised new questions, such as who is liable for "fraudulent software", etc. The use of software in e-commerce and in the platform business has also led to the development of new products. This panel will focus on the civil and criminal liability of managers of companies active in e-commerce and the platform industry.

Moderator: • **Etienne LESAGE,** *Lesage Avocats, Paris, France*

Speakers:

- **Hanna SARKIO,** *Frontia Attorneys at Law, Helsinki, Finland*
- **Tobias EGGERS,** *Partner, PARK-Wirtschaftsstrafrecht, Dortmund, Germany*
- **Francisco Luis SOLER CABALLERO,** *Vice-President of the UIA Corporate and M&A Commission, J&A Garrigues S.L.P, Valencia, Spain*
- **Zoya TODOROVA,** *Partner, Dimitrov, Petrov & Co, Sofia, Bulgaria*

14:45 – 15:00 Coffee break

15:00 – 16:00 Panel 4 – Damages Claims in E-Commerce Cases

Despite many new decisions in antitrust proceedings for vertical infringements, follow-on-damage-claims have been very rare in recent years. The same applies to cases of abuse of a dominant position. However, this will soon change (see e.g. Idealo's EUR 500 million claim against Google). This panel will focus on new trends in damages cases (e.g. resale price maintenance, geoblocking violations, abuse of market dominance, unfair competition violations, experience with class actions, etc.).

Moderator: • **Florian NEUMAYR,** *bpv Hügel Rechtsanwälte, Vienna, Austria*

Speakers:

- **Joost FANOY,** *Partner, BarentsKrans, The Hague, The Netherlands*
- **Andrew BULLION,** *Partner, Hausfeld, London, UK*
- **Albrecht BACH,** *Partner, Oppenländer, Stuttgart, Germany*
- **Pedro CALLOL,** *Callol, Coca & Asociados, Madrid, Spain*

16:00 – 17:00 **Panel 5 – Whistleblowing Hotlines – Public Versus Private?**

Public authorities are increasingly relying on public whistleblower hotlines as a tool for investigation and information gathering. The panel will provide insight into the recent experiences of public authorities in using this tool and allow an exchange on practical and legal barriers to the use of whistle-blower hotlines in private industries and public enforcement.

Moderator: • **Jan Tadeusz STAPPERS,** *Legal Counsel, WhistleB, Stockholm, Sweden*

Speakers:

- **Stephen SMITH,** *Partner, Bristows, London, UK*
- **Zuzanna KOPACZYŃSKA-GRABIEC,** *Head of Legal and Compliance, Wonga, Warsaw, Poland*
- **Andrea POMANA,** *Debevoise & Plimpton, Frankfurt, Germany*

17:00 – 18:00 **Panel 6 – Compliance in the Digital World – A Universal Answer to All Types of Risks?**

The importance of implementing compliance programs continues to grow, but with the digital transformation of businesses, new challenges have emerged. This panel will discuss what it takes to ensure that compliance efforts are truly successful and effective against the backdrop of legal risks that are unique to the digital economy.

Moderator: • **Aleksander STAWICKI,** *Vice-President of the UIA Competition Law Commission, WKB Wierciński, Kwieciński, Baehr, Warsaw, Poland*

Speakers:

- **Berend REUDER,** *Partner, STEK, Amsterdam, The Netherlands*
- **Jitka LINHARTOVÁ,** *Of Counsel, Nedelka Kubáč, Prague/Czechia, Bratislava/Slovakia*
- **Monty RAPHAEL QC,** *Former Special Counsel, Peters & Peters, London, UK*
- **Manfred KLIKA,** *Compliance Officer, RWA Raiffeisen Ware Austria AG, Vienna, Austria*

20:00 **Optional Dinner**

Restaurant "Zum Leupold"
Schottengasse 7, A-1010 Vienna, Austria

Saturday, September 21

09:00 – 09:30 **REGISTRATION OF PARTICIPANTS**

Rechtsanwaltskammer Wien (Vienna Bar Council)
Rotenturmstraße 13/ Ertlgasse 2, 1010 Vienna, Austria

SESSION 3 – MITIGATING RISKS/COMPLIANCE

09:30 – 10:45 **Panel 7 – E-Commerce & Labour Law: Confidentiality Clauses in Employment Contracts in Digital Business Models**

The type of information, know-how and other knowledge that companies need to protect is changing rapidly in the digital economy. At the same time, more and more employees in such companies are making a significant contribution to the development and innovation of their employees. This panel will address the new challenges of labour law contracts in the digital age, in particular the impact of employee know-how and inventions.

Moderator: • **Dr. Michael MEYENBURG,** *UIA Representative at the International Organisations, Dr. Michael Meyenburg Rechtsanwalt, Vienna, Austria*

Speakers:

- **Alois PEHAM,** *Patent Attorney, Siemens AG Österreich, Vienna, Austria*
- **Andrea ZINOBER,** *Northcote. Recht, Vienna, Austria*
- **Hagen KÖCKERITZ,** *Mayer Brown, Frankfurt, Germany*

10:45 – 11:00 **Coffee break**

11:00 – 11:30 **CLOSING REMARKS**

All the information relative to our seminars is available on our Website **www.uianet.org**

GENERAL INFORMATION

SEMINAR VENUE

RECHTSANWALTSKAMMER WIEN (Vienna Bar Council)
Rotenturmstraße 13/Ertlgasse 2
1010 Vienna, Austria

CONTINUING LEGAL EDUCATION

Every participant attending the seminar will receive a "Certificate of Participation" at the end of the event that may be used to obtain "Credits" for "Continuing Legal Education" – "Continuing Professional Development" purposes, depending on national rules.
For more information, please contact the UIA.

LANGUAGE

The working language will be **English**.

REGISTRATION FEES

*Amounts exclusive of VAT	On or before August 20	After August 21
UIA / LIDC / ÖV MEMBER	☐ **€ 395***	☐ **€ 445***
UIA / LIDC / ÖV MEMBER - YOUNG LAWYER (<35) **	☐ **€ 345***	☐ **€ 395***
NON-MEMBER	☐ **€ 445***	☐ **€ 495***
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Fees include:
- Attendance at all working sessions
- Welcome cocktail on September 19
- Lunch on September 20
- Seminar documentation
- Coffee breaks on September 20 & 21

The dinner on Friday, September 20 is optional and **at additional charge.**

*** The VAT (20%) can be applied to the amount** stated above according to the European Directive 2006/112/CE of November 28, 2006. **If you provide an EU VAT ID number, the VAT will not be charged.** For more information, please contact the UIA.

*** Please attach proof of age to the registration form to benefit from young lawyers fee.*

Please note that the number of places at the seminar is limited. The organisers reserve the right to refuse registrations in the event of excess applications.

In order for your name to appear in the **list of participants,** which will be distributed during the seminar, your registration form must be received by **September 5** at the latest. An updated electronic list will be sent by email to all the participants after the seminar.

HOTEL RESERVATION

A limited number of rooms has been pre-booked at a preferential rate. Reservations should be made directly through the hotel. Credit card details must be given in order to secure your reservation. Please note that the number of rooms is limited. We recommend that you proceed with your reservations as soon as possible.

HOTEL

RUBY LISSI HOTEL VIENNA (4*)
at 400 meters from the seminar venue
Fleischmarkt 19, 1010 Vienna, Austria
T +43 1 20 55 51 80 / **F** +49 89 12 50 952 99
E groups@ruby-hotels.com
www.ruby-hotels.com

RATES

Single Cosy room	**€ 228**
Double Cosy room	**€ 248**

Breakfast and VAT included
City Tax **NOT** included: 2,52 % of the room rate
Reservations should be made by email **groups@ruby-hotels.com**
Please indicate the reference **"UIA190919"** to get the preferential rates.

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CANCELLATION AND GENERAL CONDITIONS

CANCELLATION CONDITIONS

All cancellations will be subject to a 50% deduction and will have to be sent in writing, to be received by the Union Internationale des Avocats **no later than August 20, 2019.** No refund will be made for cancellations received after this date.

VISAS

Anyone who requires a visa invitation letter in order to attend the seminar should register and pay their registration fees **no later than August 20, 2019** to ensure there is enough time to obtain a visa.

All cancellations will be refunded in full, minus €50 + VAT to cover administrative costs, provided that the UIA has received the registration documents and **total** registration fees **no later than August 20, 2019.**

If you register after this date, only 50% of the amount paid minus €50 + VAT to cover administrative costs will be refunded for cancellations due to visa refusals.

All cancellations due to a visa refusal must be sent in writing and reach the UIA **before the seminar.** Cancellations must be accompanied by **a proof of visa refusal.**

If your visa is issued after the seminar date or if you do not have proof of visa refusal, you will not be entitled to a refund.

GENERAL CONDITIONS

All registrations received by the Union Internationale des Avocats (UIA) along with the full payment of fees corresponding to the events selected will be confirmed in writing.

The UIA reserves the right to cancel or postpone the seminar to a later date, change the seminar venue and/or programme, make any corrections or modifications in the information published in the seminar programme and cancel any invitation to participate in the seminar, at any time and at their entire discretion, without having to provide any reasons for the same.

Neither the UIA, nor any of its managers, employees, agents, members or representatives shall be held responsible for any loss or damage, of any nature, suffered (directly or indirectly) by a delegate, accompanying person or a third party following any cancellations, changes, postponements or modifications.

The UIA strongly advises participants to subscribe to modifiable and/or refundable services, as well as to take out a cancellation insurance.

Neither the UIA, nor any of its managers, employees, agents, members or representatives shall be held responsible for any loss or damage, of any nature whatever, suffered (directly or indirectly) by a delegate or accompanying person, except in case of death or personal injury due to gross negligence by the UIA.

The contractual relations between the UIA and each participant (delegate or accompanying person) in relation to the seminar are subject to French law and jurisdiction, to the exclusion of any other law. Paris is the city of jurisdiction.

FORMALITIES

It is the responsibility of participants to ensure compliance with police, customs and health formalities for their journey. Participants unable to take part in the seminar because of their inability to take a flight or any other means of transportation due to being unable to provide the documents required (passport, visa, vaccination certificate, etc.) cannot claim any reimbursement.

FORCE MAJEURE

"Force majeure" means any events external to the parties, of both an unforeseeable and insurmountable nature that prevents either the client or the participants, or the agency or service providers involved in organising the seminar, from executing all or part of the obligations provided for in the present agreement. By express agreement, such will be the case in the event of a strike affecting the means of transport, hotel staff, air traffic controllers, an insurrection, a riot or any prohibition whatsoever decreed by governmental or public authorities.

It is expressly agreed that for the parties, a case of force majeure would suspend the execution of their reciprocal obligations. At the same time, each of the parties shall bear the burden of all the expenses incumbent upon them, resulting from the case of force majeure.

HEALTH

The organisers decline any responsibility in case of any health problems existing prior to the seminar that may lead to complications or be aggravated during the entire period of the stay: pregnancy, cardio-vascular problems, any allergies, special diets, any disorders under treatment and not yet consolidated on the day the seminar starts, psychic or mental or depressive illness, etc. (Non exhaustive list).

PERSONAL DATA PROTECTION

The personal data that you communicate to us shall be processed by the International Association of Lawyers (UIA – Union Internationale des Avocats), with its registered office at 20 rue Drouot, 75009 Paris (Tel: +33 1 44 88 55 66 - Fax: +33 1 44 88 55 77 - privacy@uianet.org), in accordance with Act No. 78-17 of January 6, 1978 relating to data, files and freedoms and Regulation No. 2016/679 on data protection, as of its entry into force on May 25, 2018. Your data will be managed by UIA's General Services, Events and Accounts Section:

- For the purpose of administering your registration for the event and your on-site access to the event;
- In order to pay for the selected services - your bank details will be deleted after receipt of your payment;
- In order to communicate information messages from UIA.

To the extent necessary for the execution of their respective tasks, our subcontractors in charge of our seminar organisation, our IT infrastructure, our management, the production and maintenance of our website and extranet, are likely to gain access to your data from time to time. Their servers are located in the European Union.

Data relating to your participation in the event shall be stored for a period of 10 years. We are obliged to archive billing data until the end of the period required for our tax and accounting obligations, i.e. for 7 full tax years. We shall store your contact information to keep you informed until you ask us to stop. You have the right to access your data and have it corrected if necessary. You may object to any processing of your data undertaken by us for the purposes of our legitimate interests. If you wish for more information, or to lodge a complaint, please contact CNIL (French Data Protection Authority).

10th Annual Business Law Forum

VIENNA, AUSTRIA FRIDAY, SEPTEMBER 20 & SATURDAY, SEPTEMBER 21, 2019

Register online at: **www.uianet.org**

or please complete and return this form, by email, fax or post, to:

UIA (International Association of Lawyers)
20 rue Drouot, 75009 Paris, FRANCE
Tel: +33 1 44 88 55 66 ■ Fax: +33 1 44 88 55 77 ■ Email: uiacentre@uianet.org

Family Name: .....

First Name: .....

UIA Identification number (if you already have one): M I __ __ __ __ __ __

Firm: .....

Address: .....

Post Code: ..... City: .....

Country: .....

Tel: ..... Fax: .....

Email: .....

Date of Birth: .....

EU VAT ID–Number: .....

Special requests (special diet, allergies, handicap…): .....

Arrival/departure times & flight numbers: .....

Hotel: .....

SEMINAR REGISTRATION FEES

*Amounts exclusive of VAT	On or before August 20	After August 21
UIA / LIDC / ÖV MEMBER	☐ **€ 395***	☐ **€ 445***
UIA / LIDC / ÖV MEMBER - YOUNG LAWYER (<35) **	☐ **€ 345***	☐ **€ 395***
NON-MEMBER	☐ **€ 445***	☐ **€ 495***
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*** Please attach proof of age to the registration form to benefit from young lawyers fee.*

SEMINAR SOCIAL ACTIVITIES

Please indicate below whether you plan to attend the following events **included** in the cost of your registration.

❑ Welcome Cocktail – Thursday, September 19

❑ Lunch – Friday, September 20

OPTIONAL DINNER

(**not included** in the registration fees)

❑ Optional Dinner – **Friday, September 20**

• **Please book** ..... **person(s) for the dinner** **€ 55** (Excl. VAT) x __ / pers .....

Total (C) (Excl. VAT) € .....

TOTAL

TOTAL (A) Excl. VAT – Registration Fees **€** .....

TOTAL (C) Excl. VAT – Optional Dinner **€** .....

TOTAL (A + C) Excl. VAT € .....

VAT if applicable (20%)* € .....

If you provide an EU VAT ID number, the VAT will not be charged.

TOTAL (A + C + VAT) € .....

**** The VAT (20%) can be applied to the amount** stated above according to the European Directive 2006/112/CE of November 28, 2006. If you provide an **EU VAT ID number, the VAT will not be charged**. For more information, please contact the UIA.*

CANCELLATION CONDITIONS AND GENERAL CONDITIONS

I, the undersigned, confirm having read and accepted the cancellation policy and the general terms and conditions given on page 6 of the registration programme. My registration will only be taken into account after receipt of my payment.

The participant is aware that his/her image and/or voice may be recorded or filmed during the entire duration of the seminar and, by signing this registration form, grants UIA the right to use, reproduce and distribute the concerned images and recordings by any known or unknown means and on all types of media, for an unlimited duration, completely free of charge.

The undersigned acknowledges having been informed of the processing of the personal data contained in this form by UIA, as detailed on page 6 of the registration programme.

METHOD OF PAYMENT

❑ By bank transfer in **€**, without charges to the payee, in favour of the Union Internationale des Avocats, quoting **"2019 Vienna Seminar"**, to the following bank and account:

Société Générale – Paris Elysées Entreprise – 91 avenue des Champs Elysées – 75008 Paris – France

BIC / SWIFT N°: SOGEFRPP **IBAN: FR76 3000 3033 9200 0503 4165 164**

Kindly attach a copy of your bank transfer order to your registration form

❑ By credit card: ❍ Visa ❍ Mastercard

Card N°: _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ Expiry date: _ _ / _ _ 3 digits: _ _ _

Name of card holder: .....

I authorise the Union Internationale des Avocats to debit the above mentioned credit card in the amount of **€ (EUR)** .....

Date: ..... / ..... / ..... Signature: .....