



## ESSENTIAL EU COMPETITION LAW

### WEBINAR FOR LITHUANIAN JUDICIARY

- Articles 101 and 102 TFEU
- Private enforcement of EU competition law
- State Aid Law

Webinar, 17 – 19 May 2021 (mornings)\*

\*time indications in EET (UTC+2)

# UP GRADE

YOUR LEGAL  
EXPERTISE

## Competition Law



### Speakers

**Lauras Butkevičius**, Partner, Head of EU, Competition & Regulatory specialisation group, TGS Baltic, Vilnius

**Šarūnas Keserauskas**, Chairman, Competition Council of Lithuania; Partnership professor, Vilnius University

**Mantas Stanevicius**, Référendaire, Court of Justice of the European Union, Luxembourg

**Vilenas Vadapalas**, Partner, EuroLex, Vilnius; Former Judge at the General Court of the European Union

**Gabriele Venskaityte**, Case Handler, Unit E.1 Antitrust: Pharma and Health services, DG Competition, European Commission, Brussels

**Rasa Zaščiurinskaitė**, Partner, Head of Competition Law Practice Group, COBALT, Vilnius

**Daiwa Zukowska**, Case Handler, Unit B.2 State aid: Energy and Environment, DG Competition, European Commission, Brussels

### Key topics

- Overview of Articles 101 and 102 TFEU
- The Damages Directive and its transposition in Lithuanian law
- The role of the national judge in the enforcement of EU State aid rules
- Hands-on training on online databases

Language  
Lithuanian and English (with simultaneous interpretation)

Event number  
221SDV138e

Organiser  
ERA in cooperation with the National Courts Administration of the Republic of Lithuania on behalf of the European Commission



## LIETUVOS TEISMAI



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## Monday, 17 May 2021

09:00 Connecting time

09:15 **Welcome words**  
*Natalija Kaminskienė, Director, National Courts Administration*  
*Ivana Jarošová, Course Administrator, ERA*

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### I. INTRODUCTION TO EU COMPETITION LAW

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09:30 **Competition policy objectives. Overview of Articles 101-109 TFEU**  
*Šarūnas Keserauskas*

10:00 **Market definition and market power**  
*Šarūnas Keserauskas*

10:45 Q&A and discussion

11:00 Break

11:15 **Agreements, decisions and concerted practices**

- Main elements of art. 101 TFEU
- Horizontal and vertical agreements
- Exemptions

*Mantas Stanevicius*

12:15 Q&A and discussion

12:30 **Abuse of dominance under Art. 102 TFEU**  
*Gabriele Venskaityte*

13:30 Q&A and discussion

13:45 **Quiz session**

14:30 End of first day

## Tuesday, 18 May 2021

09:00 Connecting time

09:15 **The ECN+ Directive and its transposition in Lithuania**  
*Vilenas Vadapalas*

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### I. PRIVATE ENFORCEMENT OF EU ANTITRUST LAW

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10:00 **EU framework**

- Case law of the CJEU on the right to claim damages for antitrust infringements
- Damages Directive

*Vilenas Vadapalas*

10:30 Q&A and discussion

10:45 **National legislation transposing the Damages Directive**

- Disclosure of evidence
- Effect of national infringement decisions
- Limitation periods

*Lauras Butkevičius*

## Objective

Since the entry into force of Regulation No 1/2003 national courts have been empowered to apply Articles 101 and 102 TFEU in full. Directive 2014/104/EU, with a period of transposition until 27 December 2016, is intended to fine-tune the interplay between private damages actions and public enforcement of the EU antitrust rules.

The direct effect of the notification requirement and the standstill obligation under EU State aid rules (Art. 108 (3) TFEU), the role of national courts in the recovery of illegally awarded State aid and the possibility of bringing before them private damages actions caused by unlawful State aid also require good knowledge of State aid rules by the judiciary.

This seminar will provide national judiciary with an overview of the application of Articles 101 and 102 TFEU and the relevant secondary legislation, as well as the national legislation transposing the Damages Directive into Lithuanian law, and will equip them with the necessary tools to deal with State aid cases.

## Who should attend?

Lithuanian judges, prosecutors, apprentice national judges, and judicial court staff.

## More information about the event at:

<https://competition.judicialtraining.eu>

- 11:15 Q&A and discussion
- 11:30 Break
- 11:45 **National legislation transposing the Damages Directive (cont)**
- Joint and several liability
  - Quantification of harm
  - Passing on of overcharges
- Lauras Butkevičius*
- 12:30 Q&A and discussion
- 12:45 **Hands-on training on online databases**
- Lauras Butkevičius*
- 13:15 **Workshop on Art. 101 and Art. 102 TFEU**
- Lauras Butkevičius*
- 14:15 End of second day

## Wednesday, 19 May 2021

- 09:00 Connecting time

### III. EU STATE AID LAW

- 09:15 **Introduction to EU State aid law**
- Overview of EU State aid rules
  - The notion of aid
  - Exemption regulations
- Rasa Zaščiurinskaitė*
- 10:15 Q&A and discussion
- 10:30 Break
- 10:45 **The role of national courts in the enforcement of State aid rules and decisions**
- Daiwa Zukowska*
- 11:45 **Cooperation with the European Commission**
- Daiwa Zukowska*
- 12:15 Q&A and discussion
- 12:30 **Case study on State aid**
- Rasa Zaščiurinskaitė*
- 13:30 **Quiz session**
- 14:15 End of the training

## About the project

The webinar is part of a large-scale project to provide training to national judges on EU competition law, organised on behalf of the European Commission.

<https://competition.judicialtraining.eu>

## Your contact persons



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For programme updates:  
<https://competition.judicialtraining.eu>  
Programme may be subject to amendment.



Europäische Rechtsakademie  
Academy of European Law  
Académie de Droit Européen  
Accademia di Diritto Europeo

## Conditions of participation

1. The seminar is addressed to Lithuanian judges, prosecutors, apprentice judges and court staff dealing with private enforcement of antitrust rules or State aid-related cases at first or intermediate instance.  
**Deadline for applications: 6 May 2021**
2. Only a limited number of places is available for the training seminars. A response will be given to every applicant shortly after the deadline for application. Participation is confirmed only upon receiving a written response from the organisers. A reserve list of unsuccessful applicants will be drawn up. In the event of cancellations, applicants on the reserve list will be offered a place.
3. **Participation is free of charge.**
4. Certificates of attendance will be issued after the training seminar.
5. Participation in the whole seminar programme is required. Filling in the seminar evaluation form is also mandatory. Failure to attend the entire course and/or to fill out the evaluation form will automatically mean that the participant is not entitled to a certificate of attendance or to reimbursement of travel costs.
6. A list of participants including each participant's address will be made available to all participants unless ERA receives written objection from the participant no later than one week prior to the beginning of the event.