

**Course outline: JUS5310/JUR1310 – EU Competition Law Autumn 2022**

(Textbook: Richard Whish/David Bailey: Competition Law, 10<sup>th</sup> ed.)

**1. Tuesday 30 August 08:15-10:00 Lecture (Auditorium 2 Domus Juridica)** (Prof. Erling Hjelmeng & prof. Eirik Østerud)

Welcome, practical information

Introduction to Article 102 (Undertaking, relevant market and dominance)

**Preparation**

Introduction to competition law – Video lecture

Reading: Richard Whish: Competition Law: Chapter 1, Chapter 2 (not 2.3.), chapter 5

**2. Tuesday 6 September August Lecture (Auditorium 2 Domus Juridica)** (Prof. Eirik Østerud)

Abuse of dominance (Article 102)

- a. The concept of abuse
- b. Forms of abuse
- c. Objective justification

**Preparation**

Reading: Chapters 17 & 18

**3. Tuesday 13 September 08:15-10:00 Case based exercises and activities (Auditorium 2 Domus Juridica)** (Prof. Erling Hjelmeng & prof. Eirik Østerud)

Case based exercises and activities (Article 102 TFEU)

**4. Tuesday 20 September 08:15-10:00 Lecture (Auditorium 2 Domus Juridica)** (Prof. Eirik Østerud)

Introduction anti-competitive agreements (Article 101)

Cartels & horizontal cooperation agreements

**Preparation**

Reading: Chapter 3, 13 & 14

**5. Tuesday 27 September 08:15-10:00 Lecture (Auditorium 2 Domus Juridica)** (Prof. Eirik Østerud)

Article 101 TFEU and vertical /distribution agreements

**Preparation**

Reading: Chapters 3, 4, 16

**6. Tuesday 11 October 08:15-10:00 Case based exercises and activities (Auditorium 2 Domus Juridica)** (Prof. Erling Hjelmeng & prof. Eirik Østerud)

Case based exercises and activities (Article 101 TFEU)

**7. Tuesday 18 October 08:15-10:00 Lecture (Auditorium 2 Domus Juridica)** (Prof. Erling Hjelmeng)

Enforcement

- a. Sanctions & remedies
- b. Decisional power
- c. Procedure & Investigation
- d. Rights of the defence

**Preparation**

Reading: Chapters 7 & 8

**8. Tuesday 25 October 08:15-10:00 Lecture (Auditorium 2 Domus Juridica)** (Prof. Erling Hjelmeng)

Enforcement

State Action & State Compulsion

**Preparation**

Reading: Chapter 6 (Not mandatory for BA-students)

Case based exercises and activities (Enforcement)

**9. Tuesday 1 November 08:15-10:00 Lecture (Auditorium 2 Domus Juridica)** (Prof. Eirik Østerud)

EU Merger Control

- a. Competence of the Commission
- b. Substantive issues
- c. Procedure
- d. Remedies
- e. Judicial review

**Preparation**

Reading: Chapters 20 & 21

**10. Tuesday 8 November 08:15-10:00 Lecture (Auditorium 2 Domus Juridica)** (Prof. Eirik Østerud)

EU Merger Control

## **Preparation**

Reading: Chapters 20 & 21

Case based exercises and activities (Mergers)

**11. Tuesday 15 November 08:15-10:00 Case based exercises and activities (Auditorium 2 Domus Juridica)** (Prof. Erling Hjelmeng & prof. Eirik Østerud)

## **Preparation**

Role-play: A hearing before the European Commission. Groups of max 6 students will be appointed as representatives for various stakeholders in a competition case and make a brief oral statement in support of their clients' view. This will typically be the undertakings under investigation, customers, competitors and National Competition Authorities. Participation in the role-play is not mandatory, but is strongly recommended, as it will give deeper insight into both substantive law as well as the procedure before the Commission. Participation is thus relevant preparation for the final exam.