

SESSION 1 – Duration 1 hour

Topic – Merger Control in India – A Practical Overview

Issues to be Covered

- General overview of competition law in India
- Principles of merger control and evolution of the regime in India
- **Key practical concepts** – relevant market, ‘trigger’ events and notification procedure, definition of control, calculation of assets and turnover, exemptions, relations with sectoral regulators
- **Case studies** – covering the above concepts to show how CCI has interpreted the issues

Special Case Study – Interface between CCI and sectoral regulators

Etihad Airways PJSC / Jet Airways [Combination No. C – 2013/05/122]

- ❖ Facts of case and assessment by CCI
- ❖ Key Issue
 - Definition of control as per CCI – *Multi Screen Media Case*
 - Conflict with SEBI, definition of control as per *Clearwater/Kamat Hotels case*
 - Final determination by SEBI and law as it stands today

- General Q&A

SESSION 2 – Duration 1 hour

Topic- Corporate Leniency in India – A key cartel-busting tool

Issues to be Covered

- General principles of laws regarding cartels
- Key cartel cases under the Competition Act, 2002 and the trends of assessment by the CCI.
- **The leniency regime** –
 - General principles behind ‘leniency’
 - Overview of the leniency regime in India and abroad (EU & US)
 - Specific examples & cases – EU & US
 - Issues with the current regime in India and way ahead
- General Q&A