

# **Follow-up workshop on the implementation of the Law on Electronic Communications in administrative court proceedings**

ETT 48921

**organised in co-operation with Judicial Academy and  
the Ministry of Foreign and Internal Trade and  
Telecommunications**

**Venue :**

**Best Western Hotel Sumadija, Belgrade**

**Date : 28-29 January 2013**

**For more information on TAIEX assistance and to download  
presentations of this event, please go to :**

<http://ec.europa.eu/enlargement/taiox>.

**Aim of the meeting :**

The purpose of the seminar is to obtain EU member states' expertise and good practices in court proceedings in situations where operators file complaints against the Regulator's decisions. It shall focus on the concept of market analysis and determination of Significant Market Power operators, based on EU and domestic legal framework. The most common procedural faults will be examined, as well as aspects of cooperation between the telecommunications regulator and competition protection authority.

## Day 1 : 28 January

**Chair : Ms Jelena Oloffson**, Telecommunication Department,  
Ministry of Foreign and Internal Trade and Telecommunications

<p>09:30 – 09:45 <b>Registration of participants and speakers</b></p>	
<p>09:45 – 10:00 <b>Welcoming speeches</b></p>	<p><b>Irini Reljin</b>, Advisor of Minister of Foreign and Internal Trade and Telecommunications <b>Nenad Vujić</b>, Director of Judicial Academy</p>
<p>10:00 – 11:15 <b>Determining markets subjected to ex ante regulation and analysis of relevant markets.</b> Questions and answers</p>	<p><b>Slobodan Kremenjak</b>, lawyer at “Živković-Samardzić” law office</p>
<p>11:15 – 11: 30 <b>Coffee Break</b></p>	
<p>11:30 – 13:00 <b>The concept of SMP operator, criteria for its determination and obligations of SMP operators.</b> Questions and answers</p>	<p><b>Miloš Stojković</b>, lawyer at “Živković-Samardzić” law office</p>
<p>13:00 – 14:00 <b>Lunch Break</b></p>	
<p>14:00 – 15:00 <b>Procedure for market identification and definition; Procedure for market analysis; Methodologies used to define markets in the EU.</b> Questions and answers</p>	<p><b>Mr RODERO SANCHEZ</b> Legal Advisor Legal Department of Comisión del Mercado de las Telecomunicaciones (CMT)</p>
<p>15:00 – 15:15 <b>Coffee Break</b></p>	
<p>15:15 – 16:30 <b>Cooperation between NRA and Commission for protection of competition; Definition of roles of both bodies; where is the line of distinction between their competencies?</b> Questions and answers</p>	<p><b>Mr MARTINSSON</b> Staffan Counsellor <b>Swedish Competition Authority</b></p>
<p>16:30- 17:15 <b>Cooperation between NRA and</b></p>	<p><b>MR MENSI</b> Professor of Public Economic Law</p>

<b>Commission for protection of competition, from the practical point of view. The situation in Italy.</b> Questions and answers	<b>Scuola Superiore dell'economia e delle finanze</b> Ministry of Economy and Finance Rome (Italy)
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## Day 2 : 29 January

**Chair : - Ms Jelena Oloffson**, Telecommunication Department,  
Ministry of Foreign and Internal Trade and Telecommunications

09:00 – 09:15 <b>Registration of participants</b>	
09:15 – 10:15 <b>The new measure of allowing a “disaggregated ULL offer” established by law. The Italian case.</b> Questions and Answers	<b>MR MENSI</b> Professor of Public Economic Law <b>Scuola Superiore dell’economia e delle finanze</b> Ministry of Economy and Finance Rome (Italy)
10:15 – 10:30 <b>Coffee Break</b>	
10:30 – 11:30 <b>Case law examples of confirmation of NRA decisions, annulment of NRA decisions</b> Questions and Answers	<b>MS PERNA</b> Judge, Administrative Court of Rome I Chamber
11:30 – 12:30 <b>The limits of judicial review of NRA decisions</b> Questions and Answers	<b>MR FERNANDEZ ARRANZ</b> , Legal Advisor Legal Department of Comisión del Mercado de las Telcomunicaciones (CMT)
12:30 – 12:45 Wrap up of the workshop	

**This meeting is being organised by the  
Technical Assistance Information Exchange Instrument  
of the European Commission**

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