

Registration Form / Tax Invoice

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Trade Practices Update

Tuesday, 27 October 2009

8.30am – 1.00pm

Grace Hotel, 77 York Street, Sydney

Course cost includes tuition, materials and refreshments **\$352**I cannot attend but please provide the papers **\$165**Total Price includes GST **Total \$** **Payment Options**

I enclose a cheque payable to "CLE, UNSW",

or Payment by credit card Mastercard Visa

Card number: _____ / _____ / _____ / _____

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**Please return this registration form
with your payment to:****CLE,
Faculty of Law,
UNSW, Sydney
NSW 2052.**

Tel: (02) 9385 2267 or (02) 9385 2195

Fax: (02) 9385 1155 or (02) 9385 1778

Email: cle@unsw.edu.au

Website: www.cle.unsw.edu.au

Programme Variation: The Director of CLE retains the right to vary the programme to deal with unforeseen circumstances. This includes cancelling or re-scheduling a programme and changing speakers or content if occasion obliges us to do so.**Cancellation Policy:** Cancellations will be accepted up to two weeks prior to the commencement of the course. Withdrawal after this time and before the commencement of the course will result in a cancellation charge of \$100. Cancellations after the commencement of the course will not be eligible for a refund.**Privacy note:** The information you have provided on this form will only be used by UNSW to distribute information about University courses and activities to you.**Office Use Only:**

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THE UNIVERSITY OF
NEW SOUTH WALESFACULTY OF LAW
CONTINUING LEGAL EDUCATION

Trade Practices Update

Tuesday, 27 October 2009

8.30am – 1.00pm

Grace Hotel,
77 York Street, Sydneywww.cle.unsw.edu.au

Audience

- General Practitioners
- Accredited specialists
- Trade Practices Lawyers
- In house Counsel
- Commercial law specialists
- Litigation Lawyers
- Company Directors and Company secretaries
- Compliance Officers

Object

This seminar will involve leading practitioners in a review of key Trade Practices obligations and recent changes to be kept in mind when devising commercial strategies. Trade Practices set minimum standards and comprise a core consideration for Australian companies. We will examine recent amendments including enhanced ACCC powers, criminal cartels and new consumer protection ACL which is now uniform across Australia and will impact on all transactions with consumers.

CLE/CPD Points: Four (4)

About CLE/CPD

The CLE/CPD programme is an important link between the Law School at UNSW and the professional community. The programme consists of a series of quality short courses assisting lawyers, accountants, financial planners, executives and other professionals whose work demands up-to-date knowledge of, and skills in, the relevant areas.

Trade Practices Update

Tuesday, 27 October 2009

8.30am Introduction and Welcome

Chair: **Matthew GAREY**, Senior Executive Lawyer,
Australian Government Solicitor

8.40am

Topic 1: Competition Law Class Actions

Speaker: **Kate WATTS**, Special Counsel
Minter Ellison

- Issues arising from simultaneous civil class action proceedings and penalties/criminal proceedings
- Access by the Representative party to the ACCC documents
- Differences between a TPA class action and other types of class actions

9.25am

Topic 2: Predatory Pricing under section 46 TPA.

Speaker: **Christopher HODGEKISS SC**, Barrister
Fifth Floor Selborne Chambers

10.10am

Topic 3: Australian Consumer Law Reforms

Speaker: **Rowan McMONNIES**
Principal Lawyer, ACCC

- Reform objectives and overview
- Practical implications of penalty reforms
- New Enforcement responsibilities for the ACCC
- Understanding the unfair contract

10.55am Morning Tea

11.15am

Topic 4: Staying ahead of changes to cartel conduct & price fixing laws

Speaker: **Gina CASS-GOTTLIEB**, Partner
Graeme EDGERTON, Lawyer
Gilbert + Tobin

- Trade Practices Amendment (Cartel Conduct and Other Measures) Bill 2008 joint venture activity, arrangements with competitors, suppliers and customers
- Penalties and the ACCC's enforcement powers
- Assess how enforcement agencies will determine cartel behaviour and 'arrangements or understandings'
- Case law: price fixing and cartel activity, including the Amcor-Visy civil case and the Qantas and British Airways cartel case

12.00pm

Topic 5: When the ACCC Investigates – Search, Seizure, Compulsion and Non-disclosure

Speaker: **Robertson WRIGHT SC**, Barrister
12th Floor Selborne Chambers

- Powers and duties of the ACCC under Part XID and Sections 155 and 155AAA
- Ways to respond to the ACCC's actions
- Problems and Policy Issues with the ACCC's Powers

12.45pm Q & A

1.00pm Close

For more information visit our website: www.cle.unsw.edu.au