



UNIVERSITY OF
BIRMINGHAM

Birmingham Law School
Institute of European Law



GLOBAL
GOVERNANCE
Programme



An Enquiry into the Forces Shaping Subsidy and State Aid Laws

A Workshop on Law, History and Political Economy

**Monday 18th May – Tuesday 19th May 2015
University of Birmingham**

This event is kindly sponsored by:

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Rationale

This workshop marks the start of a new ambitious research project. The aim is to explore the forces that have shaped subsidy regulation in the 20th and early 21st centuries. This will enable a full understanding of the origin and development of treaty and legal language, of judicial decisions and the reasons/formulas they employ. Although the main focus will be on the GATT/WTO and EU systems, attention will also be paid to other experiments, like the Brussels Sugar Convention, as well as to the discussions within the League of Nations. The seminar is intended to be an informal brainstorming exercise and will convene in Birmingham some of the best experts and players in subsidy and State aid laws. It has two main goals. First, the research team hope to receive valuable feedback on the research project, its scope, design and methodology. Secondly, each expert will present a brief input statement (10 minutes) as catalyser for a broader discussion with the other experts in the context of various thematic panels.

Organizers: Luca Rubini (Birmingham Law School), Petros C. Mavroidis (Columbia and EUI), Bernard Hoekman (EUI), Juan-Jorge Piernaz Lopez (University of Murcia) and Mona Pinchis (KCL)

Programme

Monday 18th May

8:30 – 9:00 Registration

9:00 – 9:15 Welcome and introduction to the research project (the “terms of reference”)

Anthony Arnull (Birmingham, College of Arts and Law), [Luca Rubini](#) (Birmingham, Law)

The foundations of the enquiry

9:15 – 10:45 Session I - Law, economics, and history: enquiring the forces shaping subsidy control

Chair: [Sir Stephen Wall](#). 4 Input statements (10 minutes each) by [Anthony Howe](#) (University of East Anglia); [Douglas Irwin](#) (Darmouth College); [Petros Mavroidis](#) (Columbia and EUI); [Claus-Dieter Ehlermann](#) (Wilmerhale)

Discussion

Coffee break – 15 minutes

11:00 – 12:30 Session II - Political economy: subsidies, State aid and their control

Chair: [Robert Elliott](#) (Birmingham, Economics). 3 Input statements (10 minutes each) by [Michael Finger](#) (World Bank); [Bernard Hoekman](#) (EUI); [Michelle Cini](#) (Bristol)

Discussion

12:30 – 13:30 Lunch

The real world

13:30 - 16:00 Session III – Negotiating subsidies in the GATT/WTO: the Tokyo Round, the Uruguay Round and the Doha Round

Chair: [Petros Mavroidis](#) (Columbia and EUI). 7 Input statements (10 minutes each) by [Gary Hufbauer](#) (Peterson Institute), [John Greenwald](#) (Cassidy Levy and Kent); Peter Williams (formerly GATT Secretariat, then EU Commission); [Hugo Paemen](#) (Hogan Lovells);

Gerard Depayre (EC); Terry Collins-Williams (formerly Canadian government); Jan Woznowski (formerly GATT/WTO)

Discussion

(five-minute coffee break at 15:30pm)

Coffee break – 15 minutes

16:15 – 18:45 Session IV – Subsidy control in the GATT/WTO: surveillance and litigation

Chair – Bernard Hoekman (EUI). 8 Input statements (10 minutes each): [Jacques Bourgeois](#) (College of Europe); Bill Davey (Illinois); [Gary Horlick](#) (Georgetown); Eduardo Chikusa (Brazil); Dominic Coppens (Sidley); Philippe de Baere (Van Bael & Bellis); James Flett (EU Commission), Mark Koulen (WTO)

19:00 – 20:00 Drink reception

20:00 - 21:30 Dinner

Tuesday, 19th May 2015

9:00 -12:30 Session V – State aid control in the EU: surveillance and litigation

Chair: [Andrea Biondi](#) (King's College London). 7 Input statements (10 minutes each) by Sir [Francis Jacobs](#) (King's College London); [Koen Van de Castele](#) (EU Commission); [Elisabetta Righini](#) (King's College London); [Vincent Verouden](#) (E.Ca Economics); [Jose-Luis Buendia-Sierra](#) (Garrigues); [Massimo Merola](#) (College of Europe and Beplex); [Malcolm Harbour CBE](#) (formerly MEP)

Discussion

(five-minute coffee break at 15:30am)

12:30 – 13:00 Session V – Roundtable and closing comments

Chair: Luca Rubini

13:00 – 14:00 Farewell Lunch

List of participants

Speakers:

1. Philippe de Baere (Partner, Van Bael & Bellis)
2. Andrea Biondi (King's College London)
3. Jacques Bourgeois (Wilmerhale)
4. Jose-Luis Buendia-Sierra (Partner at Guarrigues and Visiting Professor, King's College London)
5. Eduardo Chikusa (Brazil, Chairman of Subsidies Committee, WTO)
6. Michelle Cini (University of Bristol)
7. Terry Collins-Williams (formerly Canadian government)
8. Dominic Coppens (Sidley Austin LLP)
9. Bill Davey (University of Illinois – Urbana Campaign)
10. Gerard Depayre (formerly EU Commission)
11. Robert Elliott (University of Birmingham, Economics)
12. Claus-Dieter Ehlermann (formerly EU Commission and Appellate Body, WTO, Senior Counsel at Wilmerhale)
13. Michael Finger (formerly World Bank)
14. James Flett (EU Commission)
15. John Greenwald (Cassidy Levy and Kent)
16. Malcolm Harbour CBE (formerly European Parliament)
17. Bernard Hoekman (EUI)
18. Gary Horlick (Georgetown Law)
19. Anthony Howe (University of East Anglia)
20. Gary Hufbauer (Peterson Institute)
21. Douglas Irwin (Dartmouth College)
22. Sir Francis Jacobs (KCL)
23. Petros Mavroidis (Columbia and EUI)
24. Hugo Paemen (Hogan Lovells)
25. Juan Jorge Piernas Lopez (University of Murcia)
26. Mona Pinchis (King's College London)
27. Elisabetta Righini (Visiting Professor at King's College London)
28. Luca Rubini (University of Birmingham, Law)
29. Koen Van de Castele (Director of Unit, DG Competition, EU Commission) -
30. Vincent Verouden (E.Ca Economics)
31. Sir Stephen Wall (UCL)
32. Peter Williams (formerly GATT Secretariat, then EU Commission)
33. Jan Woznowski (formerly GATT/WTO)

Auditors:

1. Dr Gherardo Bonini (Official EU Archives, EUI)
2. Ben Cznepik (Australian mission to the WTO)
3. Michael Hahn (University of Lausanne)
4. Jennifer Hawkins (WTI Advisors)
5. Afroditi Mathioudaki (formerly WTO secretariat)