

## Contents

This conference will offer an overview of the latest innovations in European legislative activity and the most important recent case law and pending judgments of the Court of Justice of the European Union (CJEU) affecting the pharmaceutical sector:

### Pharmaceutical law and competition law

- Pending CJEU rulings on Article 101 TFEU such as GSK (C-501/06) and on Article 102 such as AstraZeneca (T-321/05) and pending cases before the European Commission
- The way forward the pharmaceutical sector inquiry

### Pharmaceutical law and intellectual property law

- Follow-up of the legislative proposal on counterfeiting of medicines (COM(2008)668)
- Pharmaceutical patent litigation settlements, patent linkage, licensing agreements
- Follow-up to the proposal for a unified patent litigation system

### The future of pharmaceutical law in Europe

- New projects in the pipeline, including the current discussions on the clinical trial directive, follow-up of the 2008 pharmaceutical legislative package
- Emerging new technologies and legal status of borderline products

#### For further information:

Nathalie Dessert  
Tel. +49 (0) 651 937 37 21  
Fax. +49 (0) 651 937 37 95  
E-mail: [ndessert@era.int](mailto:ndessert@era.int)  
Online Registration: [www.era.int](http://www.era.int)

## Speakers

**Peter Bogaert**, Partner, Covington & Burling, Brussels

**Sean-Paul Brankin**, Counsel, Crowell & Moring, Brussels

**Dr Duncan Curley**, Director, Innovate Legal, London

**Ian Forrester**, Partner, White & Case, Brussels

**Thomas Heynisch**, DG SANCO, European Commission, Brussels (tbc)

**Barbara Klaus**, Lecturer in Food Law, University of Munich, Lawyer, meyer//meistererst, Milan

**Jakob Lundsteen**, Special Adviser, Danish Medicines Agency (DKMA), Copenhagen

**Marisa Matias**, Member of the European Parliament, Brussels

**Harald Mische**, Case Handler, Pharmaceutical Sector Inquiry, DG COMP, European Commission, Brussels

**Dr Alexander Natz**, Bundesverband der Pharmazeutischen Industrie, Brussels

**Marleen Van Kerckhove**, Partner, Arnold & Porter LLP, Brussels

**Pierre Véron**, Partner, Véron et associés, Paris

PROFESSIONAL  
TRAINING (CPD)  
*see [www.era.int](http://www.era.int)*



## BIENNIAL CONFERENCE ON EUROPEAN PHARMACEUTICAL LAW

**Brussels, 15-16 April 2010**

Management Center Europe (MCE)  
Rue de l'Aqueduc 118, 1050 Brussels

#### Conference organiser:

Florence Hartmann-Vareilles, ERA

#### Language:

English

#### Event number:

210R02



Education and Culture DG  
Lifelong Learning Programme

This project has been funded with support from the European Commission. This communication reflects the views only of the author, and the Commission cannot be held responsible for any use which may be made of the information contained therein.

## Thursday, 15 April 2010

13:00 Arrival and registration of participants

13:30 **Setting the scene**  
Florence Hartmann-Vareilles

### I. Sector inquiry in the pharmaceutical sector: the way forward

13:45 **Overview from the European Commission**  
*Harald Mische*

14:15 **Round table: different perspectives on the way forward**

- **The innovative industry**

*Peter Bogeart*

- **The generic industry**

*Duncan Curley*

- **The national authority**

*Jakob Lundsteen*

15:15 Discussion

16:00 Coffee break

### II. Patent and pharmaceutical law

16:30 **Practical advice on patent strategies and settlement agreements**

*Sean-Paul Brankin*

17:00 Discussion

17:15 **Follow-up to the proposal for a unified patent litigation system**  
*Pierre Véron*

17:45 Discussion

18:00 End of the first conference day

Reception

## Friday, 16 April 2010

### III. Prevention and remedies against counterfeiting of medicines

09:00 **Follow-up to the European Commission proposal on counterfeiting of medicines**  
*Marisa Matias*

09:30 Discussion

09:45 **Practical experiences from the industry**  
*Alexander Natz*

10:15 Discussion

10:30 Coffee break

### Upcoming conferences

#### THE STATE OF PLAY IN IMPLEMENTATION OF THE SERVICES DIRECTIVE

LEGAL AND PRACTICAL CHALLENGES

*Brussels, 22-23 March 2010*

Language: English

Event number: 210D14

#### SUMMER COURSE ON EUROPEAN INTELLECTUAL PROPERTY LAW

*Trier, 5 July-9 July 2010*

Language: English

Event number: 210B05

#### SUMMER COURSE ON EUROPEAN COMPETITION LAW

*Trier, 28 June-2 July 2010*

Language: English

Event number: 210B06

### IV. Competition law in the pharmaceutical sector

11:00 **The CJEU's GSK judgment and beyond**  
*Ian Forrester*

11:30 Discussion

11:45 **Market definition and dominant position in the light of recent CJEU case law**  
*Marleen van Kerckhove*

12:15 Discussion

12:30 Lunch

### V. The future of pharmaceutical law in the European Union

14:00 **Differences between food health claims and medicinal claims**  
*Barbara Klaus*

14:30 Discussion

14:45 **European Commission activities related to pharmaceuticals**  
*Thomas Heynisch*

15:15 Discussion

15:30 **End of the conference**

Programme may be subject to amendment  
For programme updates:  
[www.era.int](http://www.era.int)