



**03.02.2023** / 09:00 - 17:45

Raymond Aron Room

# **THE OPENING UP TO COMPETITION OF PASSENGER RAIL TRANSPORT IN EUROPE**



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Conference under the scientific Direction of Aurore LAGET-ANNAMAYER,  
co-organized by the Dauphine Law Research Center (CR2D)  
and the Dauphine Governance and Regulation Chair.

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# CONFERENCE

The objective of this conference is to study the opening up of passenger rail transport to competition in Europe. France, with the law of June 28th 2018 known as the “new rail pact”, transposing EU Directive 2016/2370 of Dec 14th 2016 on the opening up of the market for national rail passenger transport services, is one of the last European States to have opened up its domestic passenger transport services to competition. The aim is now to analyze the ways in which our European neighbours have done so. The choice was made to focus on countries that are particularly emblematic of this movement, as United Kingdom, Germany, Austria, Italy and Spain.

Several questions arise in order to analyze the concrete results of opening up to competition in the European States, and these can form the backbone of the discussions: What methods of opening up to competition and modalities of organization of the sector have been adopted in these States? Has competition really taken hold and have consumers seen the benefits? Are there still obstacles to full and effective competition? Have disputes arisen and have they led to changes in the organization and regulation of the sector?

This conference will enable us to compare the points of view of European academics and various players in the sector, whether they are operators, regulators or judges in the different selected countries.



Scan this QR Code to get some documents referring to other events on the theme of transport, organised by the Governance and Regulation Chair.

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## PROGRAM

- 9:00 - 9:20 **WELCOMING WORDS**  
**Claudie BOITEAU**, *Professor of Law, Director of the Law Research Center (CR2D), Université Paris Dauphine - PSL*  
**Éric BROUSSEAU**, *Professor of Economics and Management, Scientific Director of the Governance and Regulation Chair, Université Paris Dauphine - PSL*
- 9:20 - 9:30 **INTRODUCTORY REMARKS**  
**Aurore LAGET-ANNAMAYER**, *Professor of Law, Université Paris Dauphine - PSL*
- OPENING UP TO COMPETITION THROUGH THE LENS OF THE SECTOR'S ORGANIZATION**  
Chaired by **Aurore LAGET-ANNAMAYER**, *Université Paris Dauphine - PSL*
- 9:30 - 10:30 **Presentation of the legal framework**
- **Tony PROSSER**, *Professor of Law, University of Bristol, United Kingdom*
  - **Monica DELSIGNORE**, *Professor of Law, University of Milano Bicocca, Italy*
  - **Christian SCHNEIDER**, *Partner, BPV Hügel, Germany and Austria*
  - **Juan José MONTERO PASCUAL**, *Professor of Law, UNED/University of Madrid, Spain*
- 10:30 - 10:45 **Questions from the floor**
- 10:45 - 11:00 Coffee break

11:00 - 12:30

## Round table about the point of view of operators and regulators

Moderated by **Patricia PERENNES**, *Consultant, Trans-missions*

National Regulators:

- **Grahame HORGAN**, *Head of competition, Office of Rail and Road (ORR), United Kingdom*
- **Karsten OTTE**, *Head of Department, Rail Regulation, Federal Network Agency, Germany*
- **Luisa PERROTTI**, *Head of European affairs and international relations, Italian Transport Regulatory Authority (ART), Italy*
- **Olivier SALESSE**, *Director of Rail transport, French Transport Regulatory Authority (ART), France*
- **Ivan SANTOS**, *Head of the Railway Unit, Transport Regulation Dpt, Comision Nacional de los Mercados y de la Competencia (CNMC), Spain*

European Operators:

- **Caroline CHABROL**, *Project Director for International Development, SNCF Mobilités*
- **Andrea GIURICIN**, *Transport economist, CESISP - UNIMIB ; CEO, TRA consulting*
- **Alix LECADRE**, *Director of Railway offers and professions, Transdev*
- **Stefan REMMERT**, *Head of general regulatory policy, Deutsche Bahn*
- **Roberto RINAUDO**, *President and CEO, Trenitalia France*

12:30 - 14:00 Lunch Break

14:00 - 17:15

## LITIGATION ON THE OPENING TO COMPETITION

Chaired by **Antoine LOUVARIS**, *Professor of Law, Université Paris Dauphine – PSL*

14:00 - 15:15

### National litigation: selected examples

- **Tony PROSSER**, *Professor of Law, University of Bristol, United Kingdom*
- **Paola CHIRULLI**, *Professor of Law, University of Rome, Italy*
- **Christian SCHNEIDER**, *Partner, BPV Hügel, Germany and Austria*
- **Juan José MONTERO PASCUAL**, *Professor of Law, UNED/University of Madrid, Spain*
- **Elisabeth COTTE**, *Director of Legal affairs, ART, France*

15:15 - 15:45

**Discussion**

15:45 - 16:00

Coffee break

16:00 - 16:25

### European litigation

Litigation before the European courts

- **Stéphane RODRIGUES**, *HDR Lecturer in Law, Paris 1 Panthéon Sorbonne University*
- **Alfredos THEODORAKOPOULOS**, *Legal Assistant, Court of Justice of the European Union*

16:25 - 16:50

Litigation before the European Commission

- **Elisabetta GAROFALO**, *Legal Officer – Unit A4 – Legal Unit, DG Transport and Mobility, European Commission*
- **Severin GRANDCOLAS**, *Case Handler and Policy Officer – Unit F2 – State aid transports, DG Competition, European Commission*

16:50 - 17:15

**Last discussion**

17:15 - 17:45

## CONCLUDING REMARKS

- **Stéphane DE LA ROSA**, *Professor of Law, Paris-Est Créteil University*

## THE GOVERNANCE AND REGULATION CHAIR PARTNERS



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