

EUROPEAN AIR LAW ASSOCIATION



30TH ANNUAL CONFERENCE

Brussels | Friday 9th November 2018

The Hotel

EALA
www.eala.aero



EUROPEAN AIR LAW ASSOCIATION (EALA) 30TH ANNUAL CONFERENCE

EALA is delighted to invite you to attend its 30th annual conference, to be held in a principal capital of Europe, Brussels, where many aviation regulations and policies have been initiated and established.

We also believe that Brussels is a very attractive place for our annual conference as it is closely linked with EALA's birth and mission as to which see below. Indeed, EALA has been created exactly thirty years ago when the supranational European institutions, including the European Commission and the European Parliament, commenced policy and legal action in the field of air transport. Such initiatives were felt necessary because of the deregulation process which had taken in place in 1978 in the US, whereas, and this is probably more important from a legal perspective, the European Treaties were not as clear as the proponents of liberalisation of air transport might have wished. However, uncertainty as to the applicability of the market oriented Treaty provisions came to an end with decisions made by another supranational European institution, to wit the European Court of Justice. This court declared, among other things, that the general Treaty rules, including the provisions pertaining to competition, apply to the operation of air services.

With those developments and decisions in mind, the European Commission could start its work, and so it did, vigorously. We witnessed the birth of three Aviation Packages, in a period which lies now indeed around thirty years behind us. Those packages managed to open up national markets in the EU, then the European Economic Community, which were till then carefully protected by often restrictive bilateral air services agreements concluded among European States.

The unprecedented success of these market oriented policies will be highlighted during our conference in Brussels, whereas also ample attention will be paid to the multifaceted features of other regulations and policies which have contributed to the successful and sustainable growth of air transport. Thus, Brussels is a unique place to highlight the topics of our agenda as explained below.

EALA'S MISSION

Since 1989, EALA has arranged conferences and seminars in Europe focusing on important legal issues regarding the aviation industry. Over those 29 years EALA has gained international recognition and respect as a leading forum for the discussion of topical developments regarding aviation law, especially from a European perspective. The mission of EALA is, among other things, to:

- serve as the leading and essential association addressing the development of air law in Europe;
- ensure dissemination of information about, and the study of, air law in Europe, and
- be a forum for the exchange of views and provide an opportunity for those interested in European air law to meet each other.

EALA'S 30TH ANNUAL CONFERENCE

We are greatly honoured to announce the presence of Mr Henrik Hololei, Director General for mobility and transport at DG Move of the European Commission. Mr Hololei will be interviewed by our Committee member Michael Gill, Director of aviation environment at the International Air Transport Association (IATA) during which interview Mr Hololei will discuss the most topical developments in air transport from the Commission's perspective. Following that, Mr Chris Haynes, general counsel, International Airlines Group (IAG), will introduce his viewpoint pertaining to the necessity of ownership requirements for airlines, which is also a major element of the study on revising provisions of the internal market regulation 1008/2008 of the EU.

Brexit remains headline news. The critical date of 29 March 2019 is approaching, and our forthcoming annual conference will be the last one before that date. Thus we felt that it is important to pay particular attention to this subject, which is a complex one from many perspectives, not least aviation law. The complexity for aviation is illustrated by the fact that important European airlines are selling tickets for air travel beyond that date and involving a point in the UK with the reservation that offers are made "subject to the availability of traffic rights." Knowledgeable speakers will give their views on the approaches which can be adopted in order to prepare for the steps which have to be undertaken in 2019 and beyond when Brexit is supposed to become a fact of life.

On 26 May 2018 the new Privacy Regulation, the General Data Protection Regulation (GDR) came into force. European citizens, and especially so undertakings, and people and undertakings outside the EU are strongly experiencing the influence of this novel instrument, not least those who are involved with European and international air transport. Passenger Name Records (PNR) storing details of airline passengers are subject to the provisions of this regulation. Two conflicting objectives appear to dominate the debate pertaining to travel by air: the protection of privacy on the one hand and the protection of security on the other. The most distinguished panellists will give their expert views on this, again, multifaceted subject.

Competition issues feature regularly in EALA's programmes, and this year is no exception. We felt a strong need to pay yet again attention to them because of, among others, developments which are occurring in the Air Cargo Fuel Cartel cases, and other cases, including alliances and mergers. In 2018, the EU Commission and other European institutions are exchanging views on how to handle competition and State aid, especially so in relation to third countries. We are delighted that prominent professionals will provide perspectives on these challenging matters. Mr Henrik Mørch, Director at the DG Competition will present the most recent and future directions in this area while being interviewed by our Committee member Geert Goeteyn.

Safety, air traffic management and the protection of the environment have become crucial pillars of European air transport policies, while these are premises pursuant to which air services throughout the world are operated under the guidance of the International Civil Aviation Organization (ICAO). The European framework is special because of the dimensions in combination with the adjacencies of the airspaces, and the cooperation between the EU States mandated by European rules in the context of the single European sky, where achievements are not as concrete as stakeholders might have wished. An eminent panel will elucidate the principal trends in this dynamic domain. Speakers representing European aviation organisations and institutions working with them will also discuss the new basic regulation for the European Aviation Safety Agency (EASA) which is currently being discussed among the various European institutions and is designed to be presented at the end of 2018.

Traditionally, the conference will be concluded by the grant of the EALA's prizes for the two best papers which have been written by students from all over the world in the past year. After that, we shall raise a glass to what has hopefully been a successful and inspiring conference.

Please book at your earliest convenience for this interesting event organised by EALA.

PROGRAMME

THURSDAY 8TH NOVEMBER 2018

19:00 – 22:30

WELCOME RECEPTION AND DINNER

Palais Egmont, Belgian Ministry of Foreign Affairs, Place du Petit Sablon 8
| Brussels

Seating for dinner at 20:00

FRIDAY 9TH NOVEMBER 2018

CONFERENCE

The Hotel, Boulevard de Waterloo 38 | Brussels

From 08:45

REGISTRATION

The Hotel, Boulevard de Waterloo 38 | Brussels

09:00 – 09:05

WELCOME ADDRESS

Pablo Mendes de Leon, president of EALA, professor of air and space law,
Leiden University, Leiden

09:05 – 09:40

FIRST KEY NOTE ADDRESS

Henrik Hololei, director general for mobility and transport, DG Move, inter-
viewed by Michael Gill, director aviation environment, IATA, Geneva

09:40 – 10:00

Ownership requirements

SPEAKER

Chris Haynes, general counsel, IAG, London

10:00 – 11:15

Brexit

MODERATOR

Mia Wouters, of counsel, LVP Law, Brussels

PANELLISTS

Jörg Meinke, head of Brussels representative office, Lufthansa Group, Brussels
David Kendrick, head of airline licensing & consumer issue,
consumer protection group, UK Civil Aviation Authority, London
Brian Havel, professor and director, Institute of Air and Space Law,
McGill University, Montreal
Dimitri de Bournonville, partner, Kennedys Law, Brussels
Judith Schmitz, head of legal service, Eurocontrol, Brussels

11:15 – 11:45

REFRESHMENTS | Coffee/tea break

11:45 – 13:00

Privacy | Security | GDR

MODERATOR

Alan Meneghetti, partner, Katten Muchin Rosenman, London

PANELLISTS

Isabelle Lelieur, partner, Chevrier Avocats, Paris
Agathe Lara, senior legal counsel, IATA, Geneva
Robert Hergo, general counsel, LGW, Gatwick
Philippe Ruttle, consultant, Keystone Law, London

13:00 – 14:15

LUNCH

The Hotel, Boulevard de Waterloo 38 | Brussels

14:15 – 14:45

SECOND KEY NOTE ADDRESS

Henrik Mørch, director transport, post and other services, DG Competition,
interviewed by Geert Goeteyn, partner, Shearman & Sterling, Brussels

14:45 – 16:15

Competition/bankruptcy

MODERATOR

Pierre Frühling, partner, HFW, Brussels – Paris

PANELLISTS

Henning zur Hausen, general counsel, Etihad Aviation Group, Abu Dhabi
Trevor Soames, managing partner, Quinn Emanuel Urquhart & Sullivan,
Brussels
Gavin Bushell, partner, Baker & McKenzie, Brussels
Manal Maila, group legal counsel and head of competition,
Air France KLM, Paris

16:15 – 16:45

REFRESHMENTS | Coffee/tea break

16:45 – 17:45

Safety | Environment | Single European Sky

MODERATOR

Ann-Frederique Pothier, head of director's office, Eurocontrol, Brussels

PANELLISTS

Stephanie Rostren, head of legal department, EASA, Cologne
Michel Adam, senior manager aviation environment, IATA, Geneva
Jean Michel Fobe, partner, Sybarius, Brussels

17:45 – 17:55

Announcement of the winner of the EALA Essay Prize by Vincent Correia,
chairman of EALA's Academic Committee

17:55 – 18:00

Closing remarks by the president of EALA Pablo Mendes de Leon

18:00 – 20:00

DRINKS RECEPTION

The Hotel, Boulevard de Waterloo 38 | Brussels

PRACTICAL INFORMATION

COCKTAIL RECEPTION AND DINNER, THURSDAY 8TH NOVEMBER 2018

Delegates, moderators and panellists are invited to a reception from 19:00-20:00, followed by a dinner to commence at 20:00 at Palais Egmont, Belgian Ministry of Foreign Affairs, Place du Petit Sablon 8, Brussels. If a speaker or delegate wishes to bring a companion, a payment of EUR 95 will be required.

CONFERENCE VENUE

The Hotel, Boulevard de Waterloo 38 | Brussels

REGISTRATION FEE

The conference registration fee (includes attendance of sessions, conference materials, dinner, two cocktail receptions and luncheon) is EUR 700 for members and EUR 850 for non-members. The 2018 membership fee is EUR 40 for individuals and EUR 120 for companies/firms. Reduced fees of EUR 490 for members and EUR 595 for non-members are available for delegates from the Baltic States, Eastern Europe and the Balkan states. By special application to EALA's treasurer, a reduced fee of EUR 100 is available for a limited number of students.

CANCELLATION/CHANGES

The closing date for reservations is 29 October 2018, although the organisers may accept later reservations. Cancellations can be accepted up to 29 October 2018, subject to a deduction of EUR 50 to cover administrative costs. Thereafter, no refund can be offered. Cancellations should be notified to EALA's treasurer, Nikolai Ehlers at the address provided in the registration form. The name of a registering delegate may be substituted at any time before commencement of the conference.

PROGRAMME CONTENT

The language of the conference will be English. While every effort will be made to maintain the programme as described,

EALA reserves the right to alter the content of the conference or the identity of the panellists without notice.

ATTENDANCE CERTIFICATION

To obtain a certificate of attendance in respect of the conference, please contact Sofia Birk Bærenholdt, e-mail sbb@gorrissenfederspiel.com.

HOTEL ACCOMMODATION

A limited number of rooms have been reserved at special rates at the EALA Conference Hotel. Reservations should be made directly using the link below reserved for the EALA Conference participants. Rooms are available on a first-come, first served basis and are available for a limited time only. Better web deals may be available.

The Hotel****, Boulevard de Waterloo 38, Brussels

Email: info@thehotel.be

Telephone: +322 504 11 11

Superior Double Room (single occupancy),

EUR 205

Superior Double Room,

EUR 225

The EALA price includes breakfast

Booking through the following link:

<https://book.passkey.com/e/49722629>

Motel One****, Rue Royale 120, Brussels

For participants seeking accommodation at more moderate costs, Motel One provides a good option. There is no specific EALA arrangement with Motel One.

Email: brussels@motel-one.com

Telephone: +322 209 61 10

Double room (single occupancy), from

EUR 98

Double room, from

EUR 120

The price includes breakfast and is subject to availability – booking through Motel One directly.