

## **MINUTES**

T.R.A.D.E. Commission Meeting

(jointly held with the IP/TMT Commission)

Held at the Kerry Hotel, 38 Hung Luen Road, Hung Hom Bay, Kowloon, HONG KONG

(with dial-in option for members)

On Friday, 24 May 2019, from 4pm-5pm

### **1. Welcome**

- By Chiara Caliandro (De Berti Jacchia, Italy) as appointed deputy for the T.R.A.D.E. Commission Presidency (Babak Tabeshian, Benedikt Rohrsen and Janine Reudt-Demont)
- And by Arpad Gered (as President of the IP/TMT Commission)

### **2. List of Attendees (T.R.A.D.E.)**

- Physically present is, next to Chiara Caliandro, T.R.A.D.E. member Marco Gardino (Italy)
- Present over the phone are Babak and Janine (although, due to connection problems, not from the beginning)
- Other persons present are members of the IP/TMT Commission

### **3. Short introduction of the T.R.A.D.E. Commission to new members and introduction of the present participants**

- Chiara introduces the T.R.A.D.E. Commission
- Arpad introduces the IP / TMT Commission
- All members new to the Commissions introduce themselves (namely Jeremy from Australia, Karos from Hong Kong and Rikke from Denmark who works in the textile industry introduce themselves as new IP/TMT members)

### **4. Approval of the T.R.A.D.E. Commission minutes dated 28 August 2018 (Annual Conference, Brussels)**

- The minutes are approved

### **5. Feedback on the T.R.A.D.E. Commission's recent activities**

- Chiara reports on the Annual T.R.A.D.E. Conference held in Athens in April 2019:
  - o overall-topic: e-commerce
  - o well attended, very high-quality content
  - o subjects discussed included: effects of the Coty-case, dynamic and personalized pricing, geo-blocking, impact of the GDPR

## 6. Update on the T.R.A.D.E. Commission's activities for 2019 and 2020

- Chiara and Arpad introduce the **joint Working Session at the Annual Congress in Rome** (together with the Labour Law and E&E Commissions) on "Sustainability in the Fashion Industry: Is Green the new Black":
  - o takes place on Thursday, 5 September 2019, from 9am-12pm
  - o no further speakers or assistance needed from T.R.A.D.E. Commission's side
  - o Michel Segers (T.R.A.D.E. member as speaker)
  - o contact Benedikt Rohrssen in case of any questions
  
- Chiara mentions the **HYC Miami** Conference for which T.R.A.D.E. is still looking for speakers:
  - o takes place from 30 October – 2 November 2019
  - o contributions of T.R.A.D.E.-member speakers required for **two sessions**:
    - 1) Doing business in LATAM 2020 – Do's and Don't's of agency, distribution and franchise agreements in Latin America and
    - 2) Doing business in LATAM 2020 – Legal framework for e-commerce in LATAM
  - o we already recruited one speaker (Jose Miguel Algorta), but would need 3 more (i.e. in total 2 for each topic)
  - o our OC-contact is Pablo Vinageras Cobielles
  - o over the phone, IP/TMT member Luana Muniz de Barros (Brazil) mentions that she can unfortunately not attend, but would ask some colleagues in Brazil whether they would be willing to contribute
  - o IP/TMT (Vice-President Silvia) offers over the phone to forward a call for speakers for Miami to all IP/TMT members (but also mentions that, unfortunately, ITechLaw takes place at the same point in time)
  
- Chiara and Arpad mention the next double seminar in Porto (together with the IBL-Commission), where T.R.A.D.E. will hold its **Annual T.R.A.D.E. Conference**:
  - o takes place in Porto from 26 – 28 March 2020
  - o it will be a double (and joint) seminar organized together with the IP/TMT Commission and the IBL Commission
  - o the T.R.A.D.E. overall topic will be "Retail Tech – How technology influences retail business and the underlying contracts "
  - o topics covered will circle around digitalization and its impact on distribution, including geo-blocking
  - o we already recruited one OC-member (Bruno de Zezere Barradas) and have received sufficient applications for further OC-members based on a call sent out earlier this week > we are currently reviewing these applications
  - o later on and as soon as the program is defined, a separate call for speakers will follow
  - o ideas for one or two joint sessions with IP/TMT are exchanged and circle around the distribution of software (the local OC apparently has good connections to a local software company) as well as on fashion

- it is agreed with IP/TMT to have a joint call on the topics of the joint session(s) as soon as the programs of each Commission take form
- Chiara mentions the intent of both Commissions to organize a **seminar in Moscow in 2021**
  - Labour Law Commission could be interested to join
  - Babak mentions that the T.R.A.D.E. Officers are already in contact with their member Boris in order to see whether something could be set up for 2021

**7. Feedback on the T.R.A.D.E. Commission's Newsletters and encouragement to send in interesting articles, comments, etc.**

- Chiara encourages all T.R.A.D.E. members to be active and send in articles etc. for publication in the newsletter

**8. Encouragement to be active in the T.R.A.D.E. Commission's Social Media network on LinkedIn**

- Chiara also encourages all T.R.A.D.E. members to become a member of and be active on the Commission's LinkedIn group

**9. Vacancy of T.R.A.D.E. President-Position (application deadline: 21 June 2019 – see AIJA's call e-mail)**

- Chiara informs that our dear T.R.A.D.E. Commission president Babak is stepping down as his term unfortunately comes to an end in Rome 2019
- Chiara informs that applications are open, refers to the call sent out by AIJA and mentions the deadline of 21 June 2019
- Chiara also mentions the possibility that one current VP could step up as President and that it would, thus, be a Vice-President Position becoming available

**10. Brainstorming future topics**

- Arpad encourages all members present to state ideas for topics for future seminars and also mentions that he would like to pursue events in Asia
- Claudia Zeri (IP/TMT member) mentions the idea to discuss Trade Secrets in Moscow 2020, which idea is well received
- Janine mentions the idea to hold a moot court together with the Arbitration Commission, e.g. with regard to a distribution contract also covering certain IP-issues; Janine mentions that Singapore could be a good venue for such event considering that Singapore is an arbitration hub; apparently, however, the Arbitration Commission has just recently held a seminar in Singapore; but the idea of doing a practical moot court is well received and Chiara informs that the Arbitration Commission also mentioned in their Commission meeting of this afternoon that they would like to do some more practical seminars, e.g. by doing a mock arbitration

No further points to be discussed, nor raised. Meeting is closed at 5.15 pm.

**The T.R.A.D.E. Commission Presidency**

Babak Tabeshian, Janine Reudt-Demont, Benedikt Rohrssen