

# EUROPEAN AIR LAW ASSOCIATION



## 29<sup>TH</sup> ANNUAL CONFERENCE

Lisbon, Friday 3<sup>rd</sup> November 2017  
Pátio da Gale, Praça do Comércio, Lisbon

**EALA**  
www.eala.aero



# EUROPEAN AIR LAW ASSOCIATION (EALA) 29<sup>TH</sup> ANNUAL CONFERENCE

## EUROPEAN AIR LAW ASSOCIATION (EALA) 29<sup>TH</sup> ANNUAL CONFERENCE

EALA is delighted to invite you to attend its 29<sup>th</sup> annual conference, to be held in the elegant and historic city of Lisbon, which has a remarkable history behind it. The souvenirs of that impressive history can be experienced when visiting the largely untouched old town.

Portugal is known as a maritime power; its citizens discovered parts of the world stretching from Brazil to East Timor. While these journeys were obviously undertaken by ships in the 16<sup>th</sup> century and the period after that, the advantages of aviation became apparent in the 1920s when aircraft, to begin with military aircraft and hydroplanes, were used to bridge the enormous distances marking the dimensions of this country's overseas territories. Not surprisingly, the first flight crossed the South Atlantic Ocean exactly 95 years ago, that is, in 1922; it was undertaken by mostly military pilots who flew in 79 days from Lisbon to Rio de Janeiro with a flying time of less than 63 hours.

After that, Portuguese aviation developed in various directions, and manifested the establishment of a renowned manufacturing industry, TAP Air Portugal in 1945, and academic training schools. In this context, the role of prominent aviation lawyers contributing to the articulation of air law questions affecting this country, and Europe and other parts of the world ought to be acknowledged.

### 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 29<sup>TH</sup> ANNUAL CONFERENCE

We are honoured to announce the presence of His Excellency Guilherme W. d'Oliveira Martins, Portuguese Secretary of State for Infrastructure, who has kindly agreed to present a keynote address in the opening session of our Lisbon conference. The Secretary of State will explain the state of affairs with respect to air transport in, and in relation to his country.

Brexit is headline news if not daily then at least every three days. 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.

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. The regulatory framework of aviation illustrates this complexity which will be highlighted by the first panel.

Exactly ten years ago, the EU and the US concluded their landmark agreement on the organisation of transatlantic flights. This innovative venture includes items which are new in air transport agreements such as the creation of a Joint Committee, labour arrangements and cooperation between competition authorities. It goes without saying that this agreement is a very important one, also

because of the amount of traffic using it as a legal vehicle for its operations. Although we have paid relatively little attention to this subject which may also signal its smooth functioning, the panellists of the second panel are all closely involved with these transatlantic matters. They will take stock of the developments and explain the way forward, while also linking it to the subject of the first panel, Brexit, which of course is affected by and affects this agreement, and the commemoration of twenty five years open skies policy which was inaugurated in 1992 by the open skies agreement between the US and the Netherlands.

The third panel will discuss many facets of the internal European air transport market which was also set up twenty five years ago. The regulation governing it, that is Regulation 1008/2008, deals with various aspects of this successful market, including but not limited to nationality of air carriers, market access encompassing also licensing requirements for Public Service Obligations (PSOs) and labour related questions in which context special reference will be made to the Portuguese environment. Those questions will be examined by expert speakers coming from different backgrounds.

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 it because of, among others, recent decisions made in the Air Cargo Fuel Cartel cases, and other cases. In December 2015, the EU Commission has adopted a new Aviation Strategy for Europe outlining there its 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 topical issues.

In its aforementioned Aviation Strategy, the EU Commission identified, among others, the objective of "Tackling limits to growth in the air and on the ground, by reducing capacity constraints and improving efficiency and connectivity." That objective, and its implementation in EU States, will be elucidated in the fifth Panel introducing questions pertaining to infrastructure. This panel has a relatively strong Portuguese dimension as our host country is following it closely and executing the goals of this strategy in its domestic domain taking into account its particularities in this regard.

Safety and air traffic management are the principal premises pursuant to which air services wherever in the world are operated. The European framework is special because of the dimensions in combination with the adjacencies of the airspaces, and the cooperation between the EU States as mandated by European rules. A distinguished panel will highlight the principal trends in this area, including cooperation between and privatisation of service providers. Speakers representing European aviation organisations and manufacturing will also discuss the new basic regulation for the European Aviation Safety Agency (EASA) which is currently being examined by the various European institutions and is designed to be presented at the end of 2017.

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 2<sup>ND</sup> NOVEMBER 2017

**19:00 – 20:00**

WELCOME RECEPTION

Sala do Risco, entrance by 21 Rua do Arsenal, Lisbon

During the dinner, the president of EALA will award the EALA Life Time Achievement Award to a highly recognised aviation lawyer in recognition of that lawyer's outstanding contribution to European and international aviation law.

**20:00 – 22:30**

DINNER

Sala do Risco, entrance by 21 Rua do Arsenal, Lisbon

## FRIDAY 3<sup>RD</sup> NOVEMBER 2017

CONFERENCE

Pátio da Gale, Praça do Comércio, Lisbon

**From 08:30**

REGISTRATION

Pátio da Gale, Praça do Comércio, Lisbon

**08:45 – 9:00**

EALA GENERAL MEETING

**09:00 – 09:30**

WELCOME ADDRESS

[Pablo Mendes de Leon](#), president of EALA, professor of air and space law, University of Leiden, Leiden

KEY NOTE ADDRESS

[Guilherme W. d'Oliveira Martins](#), secretary of state for infrastructure, Lisbon

**09:30 – 10:50**

**The consequences of Brexit for the Aviation section | A hard or a soft exit?**

MODERATOR

[Geoffrey Graham](#), partner, EDGE International Lawyers, Lisbon

PANELLISTS

[Robert Lawson](#), partner, Clyde & Co, London

[José Garcia](#), legal advisor, Spain & Portugal easy Jet, London

[Enzo Moavero Milanesi](#), professor and director of the School of Law of the LUISS University, Rome

[Mafalda Portocarrero](#), Legal Department, TAP, Lisbon

**10:50 – 11:30**

**About the Mother of all Agreements and her family | The 10<sup>th</sup> anniversary of the EU - US Open Sky Air Transport Agreement**

MODERATOR

[Regula Dettling-Ott](#), partner and aviation advisor, Dettling-Ott law firm, Winterthur

PANELLISTS

[Catherine A. Lang](#), director, Europe, Africa and the Middle East, FAA, Brussels

[Julie Oettinger](#), managing director, legal and regulatory, Europe, Middle East and Africa, Delta Airlines, The Hague

[Jorn Wegter](#), group legal counsel, Air France-KLM, Amsterdam

[Carlos Bermejo-Acosta](#), head of unit, European Commission DG MOVE, Aviation Agreements, Brussels

**11:30 – 12:00** Coffee/tea break

**12:00 – 13:30**

**Twenty five years of internal market | Has it come to maturity?**

MODERATOR

[Vincent Correia](#), professor, Poitiers University, Poitiers

PANELLISTS

[Noura Rouissi](#), legal officer, DG Move, European Commission, Brussels

[Hans Ollongren](#), senior VP, Scandinavian Airlines, Stockholm

[José Alves Pereira](#), partner, Alves Pereira & Teixeira de Sousa, Lisbon

[Michele Comenale Pinto](#), professor, University of Sassari, Sassari

**13:30 – 14:30** Lunch | VENUE Pátio da Gale | Lisbon

**14:30 – 15:30**

**Competition in International Markets | Inside Out**

[Laura Pierallini](#), partner, Studio Pierallini, Rome

PANELLISTS

[Erik Kjær-Hansen](#), partner, Gorrissen Federspiel, Copenhagen

[Henning zur Hausen](#), general counsel, Etihad Aviation Group, Abu Dhabi

[Laurent Timsit](#), SVP corporate strategy & regulatory affairs, Air France KLM, Paris

[Tom Ottervanger](#), professor of European and competition law, Leiden University and of counsel, Allen & Overy, Amsterdam

**15:30 – 16:30**

**Use of airport infrastructure | A changing world**

MODERATOR

[Catherine Erkelens](#), founding partner of Erkelens Law, Brussels

PANELLISTS

[António Moura Portugal](#), partner, DLA Piper, Lisbon

[John Middleton](#), assistant general counsel, International Air Transport Association (IATA), Geneva

[Uwe M. Erling](#), associated partner, Noerr LLP, Munich

**16:30 – 17:00** Coffee/tea break

**17:00 – 18:00**

**What is the future for a privatised ATC?**

MODERATOR

[Pedro Ghidoni de Pina](#), partner, Ghidoni de Pina, Lisbon

PANELLISTS

[Ann Frédérique Pothier](#), head of director's office, Eurocontrol, Brussels

[Mildred Trögeler](#), director, technical & regulatory affairs, Boeing International Corporation, Brussels

[José Antonio Calvo Fresno](#), chief administrative affairs, SESAR Joint Undertaking, Brussels

**18:00 – 18:15**

Announcement of the winner of the EALA Essay Prize by [Vincent Correia](#), chairman of EALA's Academic Committee

**18:15**

Closing remarks by the president of EALA [Pablo Mendes de Leon](#)

**18:30 – 20:00**

DRINKS RECEPTION

VENUE Pátio da Gale, Praça do Comércio, Lisbon

# PRACTICAL INFORMATION

## COCKTAIL RECEPTION AND DINNER, THURSDAY 2ND NOVEMBER 2017

Delegates, moderators and panellists are invited to a reception from 19:00-20:00, followed by a dinner to commence at 20:00 at Sala do Risco, entrance by 21 Rua do Arsenal, Lisbon. If a speaker or delegate wishes to bring a companion, a payment of EUR 95 will be required.

## CONFERENCE VENUE

Pátio da Gale, Praça do Comércio, Lisbon

## REGISTRATION FEE

The conference registration fee (includes attendance of sessions, conference materials, dinner, two cocktail receptions and luncheon) is EUR 650 for members and EUR 780 for non-members. The 2017 membership fee is EUR 40 for individuals and EUR 120 for companies/firms. Reduced fees of EUR 450 for members and EUR 580 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 30<sup>th</sup> October 2017, although the organisers may accept later reservations. Cancellations can be accepted up to 30<sup>th</sup> October 2017, 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 Morten L. Hans Jakobsen, email [mj@gorrissenfederspiel.com](mailto:mj@gorrissenfederspiel.com).

## HOTEL ACCOMMODATION

A limited number of rooms have been reserved at special rates at the hotels below. Better rates may possibly be found through other sources. Reservations should be made directly with the reservation department of the hotel. Rooms are available on a first-come, first-served basis and are available for a limited time only. Please provide the below mentioned information to the hotels.

**Hotel Pousada Lisboa\*\*\*\***, Praça do Comércio 31-34, Lisbon  
Email: [ana.amorim@pestana.com](mailto:ana.amorim@pestana.com)  
Telephone: +351 210 407 645

Double Room (single occupancy)	EUR 170,00
Double Room	EUR 180,00
Booking code: EALA	
The price includes breakfast	

**LX Boutique\*\*\*\***, Rua do Alecrim, 12, Lisboa

Email: [book@lxboutiquehotel.com](mailto:book@lxboutiquehotel.com)  
Telephone: +351 21 347 43 94

Double room (single occupancy)	EUR 145
Double room	EUR 155
Superior double room (single occupancy):	EUR 190
Superior double room:	EUR 205
Booking code: 29EALA	
The price includes breakfast	

**Hotel Borges Chiado\*\***, Rua Garrett, 108, Lisboa

Email: [info@hotelborges.com](mailto:info@hotelborges.com)  
Telephone: +351 210 456 400

Single room:	EUR 94
Double room:	EUR 99
Booking code: EALA	
The price includes breakfast	