



Competition Law Association

British Group of the
Ligue Internationale du Droit de la Concurrence
(International League for Competition Law)

www.competitionlawassociation.org.uk
www.ligue.org

19 October 2022

Dear Member

Evening Meeting: Tuesday 15 November 2022 at 6:00 pm

The CLA will be holding an evening meeting on **Tuesday 15 November** at 6:00 pm at Herbert Smith Freehills, Exchange House, Primrose Street, London EC2A 2EG. Registration will open at 5:45pm and the talk will begin promptly at 6.00pm.

David Bailey, Belinda Hollway and Rachael Mulheron KC have kindly agreed to speak on the following:

“An Update on Collective Actions in the Competition Appeal Tribunal”

Kim Dietzel as chair will ask the provocative question of 'Is certification becoming a rubber stamping exercise for the CAT?' which the panellists have agreed to respond to in light of the recent CAT and Court of Appeal decisions this year, including:

- *Mark McLaren Class Representative Limited v MOL (Europe Africa) Ltd and Others;*
- *Michael O'Higgins FX Class Representative Limited v Barclays Bank PLC and Others;*
- *Mr Phillip Evans v Barclays Bank PLC and Others;*
- *Justin Le Patourel v BT Group PLC;*
- *Consumers' Association v Qualcomm Incorporated;*
- *UK Trucks Claim Limited v Stellantis N.V. (formerly Fiat Chrysler Automobiles N.V.) and Others;*
- *Road Haulage Association Limited v MAN SE and Others;*
- *Justin Gutmann v First MTR South Western Trains Limited and Another; and*
- *Justin Gutmann v London & South Eastern Railway Limited.*

David Bailey is a practising Barrister at Brick Court Chambers. David is Standing Counsel to the UK Competition and Markets Authority and to the Hong Kong Competition Commission. David is a Professor of Practice in Competition Law at King's College London, where he also teaches on the LLM programme. David is currently involved in collective actions in Trucks, FX, BT, RoRo, Qualcomm and Meta.

CHAIRMAN:	James Flynn KC	Brick Court Chambers: Tel: 020 7379 3550; Email: james.flynn@brickcourt.co.uk
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OTHER COMMITTEE MEMBERS:	Kim Dietzel, Bruce Kilpatrick, Sophie Lawrance, Celia Lloyd Davidson, Nathalie Lobel-Lastmann, Christopher Morcom KC, Collette Rawnsley, Ben Rayment, Tess Waldron	



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Rachael Mulheron KC (Hon) is Professor of Tort Law and Civil Justice at the School of Law, Queen Mary University of London, where she has taught since 2004. Prior to this, she held academic positions at Law Schools at Notre Dame Australia, and Warwick University. Rachael's principal fields of academic research concern Class Actions jurisprudence, Tort law and Medical Negligence. Rachael undertakes extensive law reform and governmental implementation work in England, in her academic capacity. Rachael has advised a number of law reform commissions, government departments and NGOs on collective redress-related matters and in numerous areas of tort-related litigation. Her publications have been judicially cited in several jurisdictions, including Australia, Canada, England, New Zealand, Singapore, South Africa and Kenya. In December 2020, Rachael was appointed an Honorary Queen's Counsel for her services to law reform.

Belinda Hollway is the head of Scott+Scott London and specialises in acting for businesses and for classes of businesses and consumers who have suffered loss as a result of cartels and other forms of anticompetitive conduct. Belinda is currently acting for Michael O'Higgins, proposed class representative in a collective action in relation to the manipulation of the Foreign Exchange market, and for Mark McLaren, the class representative in a collective action on behalf of purchasers of new motor vehicles for loss suffered as a result of the cartel in the Maritime Car Carrier market.

To register for this event, please visit the 'New Events' section of the CLA website:
<https://www.competitionlawassociation.org.uk/newevents.htm>

The session will be followed by drinks and canapés. There is no additional charge for members. There will be a charge for non-members: £50, £35 (full time academic/public sector employees), or £10 (students, trainees, pupil barristers).

Online registration will close midday on Monday 14 November.

With kind regards

Sharon Horwitz
Secretary

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