



Pan-European Organisation of Personal Injury Lawyers

PEOPIL & McGill Aviation Seminar



McGill

Institute of Air & Space Law
McGill University/PEOPIL

CONFERENCE ON AVIATION LIABILITY & INSURANCE

at

The Law Society
113 Chancery Lane
London

APRIL 19-21, 2012

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ENGLAND

Sponsored by
PEOPIL

(Pan-European Organisation of Personal Injury Lawyers)

McGill University

Institute of Air & Space Law



TRADITION OF EXCELLENCE

irwinmitchell ^(IM)
solicitors

THIS EVENT BRINGS TOGETHER WORLD-LEADING AVIATION LIABILITY AND INSURANCE EXPERTS TO ADDRESS THE FOLLOWING TOPICS:

- **RECENT DEVELOPMENTS IN AVIATION LIABILITY AND INSURANCE**
- **JURISDICTION & FORUM NON CONVENIENS**
- **COMPARATIVE INTERPRETATIONS OF THE MONTREAL CONVENTION OF 1999 FROM EUROPE AND THE U.S.**
- **AIR CARRIER LIABILITY UNDER THE ANTITRUST AND COMPETITION LAW S**
- **LIABILITY CAUSED BY SPACE OBJECTS AND AEROSPACE VEHICLES**
- **CRIMINAL LIABILITY AND ACCIDENT INVESTIGATIONS**
- **CONSUMER PROTECTION REGULATION**
- **FORUM NON CONVENIENS DISMISSALS OF JURISDICTION AND HOW THE CASES ARE HANDLED IN EUROPEAN COURTS**

THURSDAY - APRIL 19, 2012

18.00 – 20.30

OPENING RECEPTION

at the offices of Irwin Mitchell, 40 Holborn Viaduct, London EC1N 2PZ

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FRIDAY – APRIL 20, 2012

PROGRAM

9:00 – 10:00

Recent Developments in Aviation Liability & Insurance

- Montreal Convention: Recent European Interpretations
- Damages: Which Are Recoverable, and Which Are Not?
- Liability of Air Navigation Service Providers under the Single European Sky
- The Liability Regime for Emerging Aerospace Transport

Chair: Clive Garner – Irwin Mitchell (London)

Speakers:

Prof. Dr. Triant Flouris – Hellenic American University (Athens)

Prof. Dr. Ram Jakhu – McGill University (Montreal)

Ken Quinn – Pillsbury Winthrop (Washington)

Ulla Annica Norrhäll – Munich Reinsurance Company (Munich)

Francis Schubert – Skyguide (Geneva, Switzerland)

10:00 – 11:00

Consumer Protection Regulation

- Oversales, Cancellations, Denied Boarding Compensation and Delay
- Conflict of EU Regulation 261/2004 and ECJ Interpretations with the Montreal Convention of 1999
- Are Consumer Protection Regulations Reasonable in Light of Natural Phenomena?
- Why Is There No Doctrine of *Force Majeure*?
- Airline Ancillary Fees and Full Disclosure
- Enforcement of Passenger Rights
- The Consumerization of Air Law: Is Further Regulation Needed?

Chair: Mia Wouters – LVP LAW (Brussels)

Speakers:

Harold Caplan - Barrister, Legal Adviser - International Union of Aviation Insurers 1985 -1994 (London)

Paul Mifsud – Aviation Consultant; former Vice President, government and legal affairs, for KLM Royal Dutch Airlines (Washington)

Alejandro Piera – Advisor, UAE Delegation on the ICAO Council (Montreal and Abu Dhabi)

Dr. Christian Giesecke – Lenz und Johlen Rechtsanwälte Partnerschaft (Köln)

11:00 – 11:20

Refreshment Break

11:20 – 12:30

Air Carrier Liability under the Antitrust and Competition Laws

- The Air Cargo Prosecutions
- Antitrust Immunity for “Metal Neutral” Joint Ventures
- The Danger of Tacit Collusion Among Alliance Members in non-Immunized Markets
- Merger Criteria in the EU vis-à-vis the Competition Law of Other States

Chair: Prof. Dr. Peter van Fenema – McGill University (Montreal)

Speakers:

Lucia Bonova – European Commission DG Competition, Antitrust and Mergers (Brussels)

Paul Fitzgerald – McGill University (Montreal)
Trevor Soames - Shearman & Sterling (Brussels)

12:30 – 13:30

LUNCH

13:30 – 15:00

Accident and Criminal Investigations

- When Worse Comes to Worst; Criminal Investigation in the EU of Aviation Accidents and the Inherent Risks For Airline Directors
- The Air France/Continental Concorde Case
- The Helios Airways Case
- “Just Culture” and the Liability of pilots, ANSPs, ATC Controllers, and IT Manufacturers
- The Impact of Flight Automation on Responsibility and Liability
- How Will Implementation of the Single European Skies Affect the Distribution of Liability Among Different Players and the Accident Investigation?

Chair: George Leloudas – Institute of International Shipping and Trade Law, Swansea University (Wales)

Speakers:

Stratis Georgilas - Georgilas - Hatzopoulos & Associates (Athens)

Jiri Hornik - Kocián Šolc Balaščík (Prague)

Stefan A. Kaiser – NATO (Heinsberg, Germany)

Captain Dr. Andreas Mateou - University of Nicosia, Cyprus

Urban Olson - Advokatfirman Urban Olson (Stockholm)

15:00 – 15:20

REFRESHMENT BREAK

15:20 – 16:45

***Forum non Conveniens* – How European Jurisdictions Handle American Dismissals**

- On What Grounds Do U.S. Courts Refuse Jurisdiction?
- The Helios Case
- The Air France Transatlantic Case
- West Caribbean Airways
- Flash Air
- Bashkirian

- Turkish Airlines

Chair: Stephan Eriksson – Liman Partners (Stockholm)

Speakers:

Brian Alexander & – **Marc S. Moller** Kreindler & Kreindler (New York)

Philip Chrystal – Swiss Re (Zurich)

Andrew Harakas – Clyde & Co. (New York)

Jim Morris – Irwin Mitchell (London)

Carlos Villacorta-Salis (Madrid)

16:45 – 17:00

CONCLUDING REMARKS

Prof. Dr. Paul Stephen Dempsey – McGill University (Montreal)

18:00 – 20:00



Reception – Sponsored by

SATURDAY APRIL 21, 2012

9.45

TOUR OF THE RAF AVIATION MUSEUM

(meeting point at 40 Holborn Viaduct, London EC1N 2PZ at 9.45 a.m.)



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PEOPIL & McGill Aviation Seminar



McGill

REGISTRATION FORM

PEOPIL & McGill University Institute and Centre for Air & Space Law Canada

AVIATION CONFERENCE

London, 19-21 April 2010

The Law Society, 113 Chancery Lane, London WC2A 1PL

Name and First Name _____

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REGISTRATION FEE

(INCLUSIVE OF: 1 day seminar, lunch, coffee breaks and drinks reception)

	Total Number			Total Amount
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Transfers to another person will be acceptable in writing and a charge of 15% of the fee to cover administration costs will be applied.

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PLEASE NOTE: Accommodation is not included in this package and McGill/PEOPIL are not responsible for hotel reservations.

We do not offer hotel accommodation but ask you to book your own hotel, here a short list of Hotels near the Law Society:

A very nice hotel is the **Chancery Court Hotel**, where probably most delegates will be staying Regarding individual reservations at this hotel and best available rate, please visit: www.chancerycourthotel.com (0207 829 7009 or email: reservations@chancerycourt.com).

Also close by are:

Renaissance 4* 252 High Holborn, London, WC1V 7EN 0207 829 9888 www.marriott.com/hotels/travel/loncc-renaissance-chancery-court-london/

Kingsway Hall 4* 66 Great Queen Street, London, WC2B 5BX 020 7309 0909 www.kingswayhall.co.uk/

The Stafford 5* St James's Place, London, SW1A 1NJ 020 7493 0111 www.thestaffordhotel.co.uk/

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