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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PEOPIL
(Pan-European Organisation of Personal Injury Lawyers)
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KREINDLER & KREINDLER LLP
TRADITION OF EXCELLENCE

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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 Laws
- 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 Norrhall – 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:
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)
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 Balaštík (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.)
REGISTRATION FORM

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London, 19-21 April 2010

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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](http://www.chancerycourthotel.com) (0207 829 7009 or email: reservations@chancerycourt.com).

Also close by are:


- Kingsway Hall 4* 66 Great Queen Street, London, WC2B 5BX 020 7309 0909 [www.kingswayhall.co.uk/](http://www.kingswayhall.co.uk/)

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