



European Competition Law

Training for Judges from Kosovo
Pristina, 27-29 October 2025

EXCELLENCE IN
EUROPEAN LAW¹

Speakers

Enver Fejzullahu, Executive Director at Kosovo Academy of Justice, Pristina

Małgorzata Kozak, Assistant Professor, Utrecht University

Manuel Kellerbauer, Legal Adviser, Legal Service, European Commission, Brussels

David Lekić, Slovenian Competition Protection Agency, Ljubljana

Ljiljana Pavlic, Chief Economic Advisor, Croatian Competition Protection Agency, Zagreb

Key topics

- The role of judges
- Market definition
- Economic evidence
- Digital markets
- Issues in Article 101 TFEU enforcement
- Abuse of dominance in traditional and digital markets
- Proving harm and calculating damages
- Private enforcement of competition law

Language
Albanian

Event number
225DT43

Organisers
Dr Virginia Pavel (ERA) in cooperation with the Croatian Judicial Academy and the Judicial Training Centre of Slovenia

European Competition Law Training for Judges from Kosovo

Monday, 27 October 2025

08:30 Arrival and registration of participants

08:45 **Opening of the seminar**
Virginia Pavel, Enver Fejzullahu

I. Judicial perspectives on market definition and economic evidence

09:00 **The evolving role of the judiciary in competition law**
Manuel Kellerbauer

09:30 Discussion

09:45 **Competition law at the crossroads: fundamental rights, consumer protection and regulated industries**
Manuel Kellerbauer

10:15 Discussion

10:30 Coffee break

11:00 **Navigating market definition**

- Principles and economic concepts
- Implications for judicial decision-making
- Current trends and challenges in market definition (New Market Definition Notice and its Implications, New VBER, Revised Horizontal Guidelines)
- Market definition in Court: areas of commonly contested grounds

Ljiljana Pavlic

12:00 Discussion

12:15 Lunch

II. Article 101 TFEU in practice: market definition, enforcement, and judicial challenges

13:30 **Market definition in the digital era: adapting to transformations**

- Characteristics of digital markets
- Adapting traditional tools
- Challenges in assessing market power
- Interaction between competition law and regulation

Manuel Kellerbauer

14:30 Discussion

14:45 **Understanding economic evidence**

- Simplifying economic tests used in market definition for legal decision-making
- Meaning and admissibility of econometric evidence in courts
- Evaluating the quality and reliability of economic evidence
- Interpreting data in market definition and abuse of dominance cases

Ljiljana Pavlic

15:30 Discussion

16:00 Coffee break

16:30 **Case study: defining markets in complex cases**
Ljiljana Pavlic

17:15 End of the first seminar day

19:30 Dinner

Objective

This seminar aims to equip national judges with a comprehensive update on key developments in EU competition law, focusing on market definition, economic evidence, and the latest trends in antitrust enforcement. Through expert insights and practical case studies, judges will gain a deeper understanding of complex competition law issues, including digital markets, abuse of dominance, and private enforcement. In doing so, the seminar will aim at raising awareness among national judges on enforcement in the area of public and private competition law and at improving their capacity to handle antitrust cases.

You will learn about...

- the role of judges in applying competition law
- new rules and challenges in market definition
- assessing economic evidence in competition cases
- competition law in digital markets
- key issues in Article 101 TFEU enforcement
- abuse of dominance in traditional and digital markets
- antitrust concerns in labour markets
- proving harm and calculating damages in private enforcement

Venue

Hotel Sirius
Agim Ramadani 10000, Pristina **Who should attend?**

Judges, prosecutors, apprentice judges, and the court staff from Kosovo.

About the project

The seminar is part of a large-scale project to provide training on EU competition law to national judges from Kosovo and North Macedonia.



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Tuesday, 28 October 2025

08:45 Arrival and registration of participants

III. Ensuring effective antitrust application: proof standards and practical challenges

09:00 Article 101 TFEU enforcement – part 1. Horizontal agreements

- Principles and exceptions
- Current trends and challenges in Art. 101 evaluation
- Art. 101 TFEU in Court: areas of commonly contested ground
Manuel Kellerbauer

09:45 Discussion

10:00 Article 101 TFEU enforcement – part 2. Vertical agreements

- Principles and exceptions
- Current trends and challenges in Art. 101 TFEU evaluation
- Art. 101 TFEU in Court: areas of commonly contested ground
Małgorzata Kozak

11:00 Discussion

11:15 Coffee break

11:30 Burden of proof and evidentiary standards

- Burden of proof in art. 101 TFEU – rule and exceptions
- Sufficient proof of an anticompetitive agreement
- Sufficient proof of a concerted practice
David Lekić

12:00 Discussion

12:15 Lunch

IV. Practical enforcement in Articles 101 and 102 TFEU

13:30 Practical workshop – the steps of evaluating an Article 101 TFEU infringement

Małgorzata Kozak

14:45 Coffee break

15:15 Article 102 TFEU enforcement

- Principles and exceptions
- Exclusionary conduct and theories of harm — how to distinguish competition on the merits from abuse
- Current trends and challenges in Article 102 TFEU evaluation
Ljiljana Pavlic

16:15 Discussion

16:30 Assessing objective justifications and efficiency defences under Article 102 TFEU

- Types of defences
- Burden and standard of proof
- Case law insights
- How to assess proportionality
David Lekić

17:30 Discussion

17:45 End of the second seminar day



Wednesday, 29 October 2025

08:15 Arrival and registration of participants

V. Evolving challenges in Articles 101 and 102 TFEU

09:00 **Practical workshop: the steps of evaluating an Article 102 TFEU infringement**

- Interactive session: applying updated guidance and theories of harm to cases
- Discussion in plenary

Małgorzata Kozak

10:15 Discussion

10:30 **Private enforcement of competition law: ensuring effective redress**

- Legal framework and role of national courts
- Burden of proof and evidentiary standards
- Interaction with public enforcement
- Quantification of harm and damages assessment
- Collective actions and representative claims

David Lekić

11:30 Discussion

11:45 Coffee break

12:15 **Practical workshop – evaluation of damages**

Małgorzata Kozak

13:30 Light lunch

14:30 End of the seminar