

# Programme

- 09:30–10:00 Registration & Welcome Coffee
- 10:00–10:15 Welcome & Introduction
- Chair of the Workshop:**  
**Michael Schütte**, Schuette Law SPRL, Brussels & Geneva
- 10:15–13:00 **Morning Session: Tax Rulings Under State Aid Scrutiny** (*incl. coffe break*)
- The Commission's investigations in unfair taxation
  - The concept of selectivity and its application to tax measures
  - Recent cases
- Speakers:**  
**Max Lienemeyer**, Head of Sector, Task Force Tax Planning Practices, DG Competition, European Commission, Brussels
- Jacques Derenne**, Head of the EU Competition & Regulatory practice at Sheppard Mullin's Brussels office
- 13:00–14:00 Lunch Break & Networking
- 14:00–17:00 **Afternoon Session: State Aid and Risk Finance** (*incl. coffe break*)
- New guidelines on State aid for risk finance
  - What are the new rules to finance innovative and growth-oriented SMEs and midcaps?
  - Challenges resulted from on State aid to promoted risk finance investments
  - Compatibility criteria and GBER rules
  - How to apply State aid rules to Financial Instruments?
- Speakers:**  
**Paolo Cesarini**, Head of Unit H/2 R&D, Innovation and Risk Capital, DG Competition, European Commission, Brussels
- Péter Staviczky**, Attaché for State Aid, Hungarian Permanent Representation, Brussels
- 17:00–17:30 Final Discussion & Concluding Remarks
- 17:30 End of Workshop

# Curricula Vitae of Speakers and Chair\*

## Paolo Cesarini

*Head of Unit H/2 R&D, Innovation and Risk Capital, DG Competition, European Commission, Brussels*

Since 2011, Paolo Cesarini has been Head of Unit for State aid policy in the area of R&D, Innovation and Risk Capital. He joined the European Commission as permanent official in 1988 and held various positions within the Directorate General for Competition, including as Deputy Head of Unit responsible for Legislation and Relations with Member States (1998-2002) and for the media sector (2002-2003). In 2003, he was appointed Head of Unit responsible for the enforcement of the EU antitrust policy in the consumer goods, basic industries, agriculture and manufacturing sectors. He started his career as researcher at the Institute of Public and International Law of Siena University in 1982. Following an internship at the European Commission in the department responsible for audio-visual policy, he joined the International Labour Organization in Geneva (Switzerland) in 1985 where he served as member of the legal service. During the last ten years, he has been lecturing on EU competition law as visiting professor at the Universities of Siena, Turin and Montpellier.

## Jacques Derenne

*Head of the EU Competition & Regulatory practice at Sheppard Mullin's Brussels office, Brussels*

Since 1988, Jacques has advised on all areas of competition law (cartels, abuse of dominance, mergers and State aid) and EU law (particularly in regulated industries). He often appears in cases before the European Commission and EU Courts, national courts and competition authorities, and regulatory bodies. He publishes widely on EU constitutional, competition and regulatory issues. He co-authors the State aid quarterly in *Concurrences* since 2004, has published the State Aid Thesaurus in *e-Competitions* ([www.concurrences.com](http://www.concurrences.com)) and has recently co-edited a book on the Enforcement of EU State aid law at national level – 2010 – Reports from the 27 Member States (Lexxion, October 2010). This book is based on the 2009 update of the 2006 Commission study on Enforcement of State aid law at national level, which he both directed and co-authored. He is Associate Professor of State aid law at the University of Liège and at the Brussels School of Competition. He is a founding member of the Global Competition Law Centre (College of Europe, Scientific Council and Executive Committee). He studied in Liège and at the College of Europe and is a member of the Brussels and Paris Bars.

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\* the curricula vitae were provided by the speakers and chairs themselves.

## Max Lienemeyer

*Head of Sector, Task Force Tax Planning Practices, DG Competition, European Commission, Brussels*

Max studied Law and International Relations at the J W Goethe-University of Frankfurt, Germany and Keele University in Keele, Staffordshire, England. After graduating with a law degree in 1993 in Frankfurt, he obtained a LL.M in International Legal Co-operation from the Vrije Universiteit Brussel and a PhD from the law faculty of the University of Frankfurt for his thesis on the financial constitution of the European Union. Max started his professional career as a lawyer, practising European competition and trade law in Brussels. He is working for the European Commission since 2003, where his first assignment was to assess rescue and restructuring aid cases in the manufacturing industries, especially in the steel sector. He subsequently moved to the antitrust unit dealing with financial services. From 2009 to 2013 he has been a deputy Head of Unit in the European Commission's financial crisis task force dealing with State aid cases in the banking sector. He is now heading a task force concerning tax planning practices which is responsible for the control of State aid setting the frame for aggressive tax planning structures by multinationals. Max has published numerous articles in the field of European law, in particular State aid law.

## Michael Schütte

*Schutte Law SPRL, Brussels & Geneva*

Michael Schütte has been working as an independent attorney in Brussels since May 2009. After many years as the Brussels office managing partner of Freshfields Bruckhaus Deringer in the field of antitrust, competition and trade, he has worked in the Brussels office of a US firm as a senior partner in the same field from October 2006 until April 2009. In addition to general competition work, Michael Schütte specialises in cartel cases, State aid (i. e., antisubsidy cases within the European Union), as well as antidumping, countervailing duties and WTO trade law. In these areas, he has mainly advised large European and German companies as well as State institutions, and has successfully led many complex competition and trade related litigation cases before the European Court of Justice and the General Court, some of them being principal precedents in their respective areas. Michael Schütte's clients come from many sectors, including shipbuilding, steel, automotive, paper, transport, food/nutrition, energy and the semiconductor industry.

## Péter Staviczky

*Attaché for State Aid, Hungarian Permanent Representation, Brussels*

Studied law at the Pázmány Péter Catholic University Faculty of Law (1996-2001) and Comparative Law at the International Faculty of the University Robert Schuman Strasbourg (1999-2002). He did a banking-lawyer postgraduate training (2000-2002) and took part in the common European specialist course of the Ministry of Foreign Affairs and the French École National d'Administration in spring 2002. He has been working at the State Aid Monitoring Office in Budapest since 2001. In 2007, he was appointed as head of the unit. He is a regular speaker at the seminars on State aid. Since January 2011 he is the attaché responsible for State aid at the Permanent Representation of Hungary to the EU in Brussels.