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2 October 2025

Organized by the

Scuola Superiore della Magistratura

and the

Romanian National Institute of Magistracy

EJTN CIVIL JUSTICE SEMINAR

# Civil liability of companies under the application of EU sanctions

# CI/2025/11

With financial support from the Justice

Programme of the European Union

AIM

The objective of ensuring competition between companies is primary for protecting the European market.

Articles 101 and 102 Tfeu prohibit agreements between companies, decisions and concerted practices, which create obstacles to competition, and also prohibit the abusive exploitation of a dominant position.

These practices are prohibited due to their seriously harmful consequences, such as those suffered by other competitors, the loss of efficiency of the markets, the transfer of wealth to the authors of the cartels and the damage to consumers. Large-scale infringements of competition law often have a cross-border element.

The enforcement system of the prohibitions dictated by the articles 101 and 102 Tfeu is based on two essential instruments, a public one focused on financial sanctions for companies imposed by the Commission or national authorities (public antitrust enforcement), and one of a private nature, through civil actions for compensation of damages (private antitrust enforcement).

With private protection, especially with the action for compensation for damages caused following a violation of antitrust law (so-called “follow on” cases), the judge has the possibility of ruling on individual party appeals.

New issues may be addressed, such as the possibility of attributing relevance to the conduct of individuals who have taken part in material violations of the articles. 101 and 102 TFEU and the "passing-on", that is the possible transfer of the overcharge deriving from anti-competitive behavior along the production or the distribution chain.

Learning Objectives

Upon completion of the course, participants will be able to:

* Analyze the legal framework governing European Commission antitrust sanctions against companies to protect competition.
* Comprehend the EU legal framework for antitrust damages.
* Focus on the principles and rules (Directive 2014/104/EU) and how it has been implemented in various States.
* Analyze *quantum* of compensation, evidence, protection of business secrets.
* Examine real-world cases and their outcomes for practical insights.

AGENDA

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| **02 October 2025** | | |
| **14.15 - 14.30** | **Opening of the event** |  |
| **14.30 - 14.45** | **Welcome Words & Presentation of the seminar** | **Ms. Loredana Nazzicone, Mr. Pier Lorenzo Parenti, and Ms. Camelia-Maria Solomon, *activity coordinators*** |
| **14.45– 15.30** | **The passing-on of overcharges in EU competition law enforcement** | **Mr. Francesco Mezzanotte, Professor at Faculty of Law,** University Rome III |
| **15.30 - 15.45** | ***Questions and answers*** | |
| **15.45 - 16.15** | **The undertaking as a unifying concept: new frontiers of liability in EU competition law in light of jurisprudential developments of the CJEU** | **Mr. Ivan Libero Nocera, *Professor at Faculty of Law, University of Bergamo*** |
| **16.15 - 16.30** | ***Questions and answers*** | |
| **16.30 - 17.15** | ***The Private Enforcement of EU Competition Law: Issues of Jurisdiction and Applicable Law*** | **Mr. Luca Calzolari, *Professor at Faculty of Law, University of Torino*** |
| **17.15 - 17.30** | ***Questions and answers*** | |
| **17.30** | ***End of activities*** | |

**ACTIVITY COORDINATOR**

**Stylianos BIOS**

Judge

**Ms. Loredana Nazzicone*,*** *Judge of the Supreme Court of Cassation, Rome and member of Steering Committee of High School of Judiciary*

**Mr. Pier Lorenzo Parenti,** *Lawyer in Florence, member of Steering Committee of High School of Judiciary*

**Ms. Camelia-Maria Solomon*,*** *Judge Court of Apeal Institutul Național al Magistraturii*

**EUROPEAN JUDICIAL TRAINING NETWORK (EJTN)**

**Daniel GRAUR**

Project Manager

**SPEAKERS**

**Mr. Francesco Mezzanotte,** *Professor at Faculty of Law, University Rome III*

**Mr. Ivan Libero Nocera,** *Professor at Faculty of Law, University of Bergamo*

**Mr. Luca Calzolari,** *Professor at Faculty of Law, University of Torino*

European Judicial Training Network

123, rue du Commerce

B-1000 Bruxelles

Phone +32 2 280 22 42

Fax +32 2 280 22 36

Mail [ejtn@ejtn.eu](mailto:ejtn@ejtn.eu)

[www.ejtn.eu](http://www.ejtn.eu)

