

# **Candidature à l'élection de nouveaux membres de l'AIDC**

## **Application for the election of new members of the AIDC**

Ce formulaire peut être rempli en français ou en anglais  
This form can be filled in English or French

### **Qui propose ce candidat ? / Who proposes this candidate?**

Remplir la partie 1 ou la partie 2 / Fill part 1 or part 2

#### **PARTIE 1 / PART I: Si proposé par un membre / If proposed by a member**

Nom du membre / Name of the member:

Statut du membre / Status of the member (indicate with an "X"):

Membre associé / Associate member

Membre titulaire / Titular member

Adresse électronique professionnelle du membre / professional email address :

#### **PART II : Si proposé par un comité national / If proposed by a national committee**

Pays ou juridiction du comité national / Country or jurisdiction of the national committee

Nom d'une personne à contacter au comité national à propos de cette nomination / Name of a contact person to contact regarding this nomination

Adresse électronique de cette personne / Email address of that person

**Le membre ou le comité qui propose un nouveau candidat doit joindre une lettre d'appui signée.**

**The member or committee who proposes a new candidate must attach written statement of support of membership with signature.**

## Le candidat ou la candidate / The candidate

Adhésion demandée (ajoutez un « X ») / Membership applied for (add an 'X')

Membre associé / Associate member

Membre titulaire / Titar member

Notez : Un poste de membre titulaire sera de préférence attribué à un membre associé, mais exceptionnellement un collègue senior qui jouit d'une excellente réputation pourrait être élu(e). Mais il est normalement préférable que le candidat au poste de membre titulaire soit déjà membre associé.

Note: A position of titular member will preferably be awarded to an associate member, but exceptionally a senior colleague who enjoys an excellent reputation could be elected. But it is normally preferable that the candidate for the position of full member already be an associate member.

Nom du candidat ou de la candidate (souligner le nom the famille le cas échéant)  
/ Name of the Candidate (underline family name if any):

Sexe / Gender                      Pays ou juridiction de résidence / Country or jurisdiction of Residence

Institution, faculté, université, etc. / Institution, faculty, university, etc. :

Adresse électronique professionnelle / professional email address :

Adresse électronique alternative (personnelle) / Alternate (personal) email address (ne sera utilisée que si votre adresse professionnelle ne répond plus / will only be used if we can no longer reach you are your professional address)

### **Engagement du/ de la candidat(e) / Undertaking by the candidate**

**J'accepte cette nomination et si je suis élu(e), je m'engage à assumer les obligations incombant aux membres de l'Académie, y compris le paiement annuel de ma cotisation.**

**I accept this nomination and if elected, I undertake to fulfil the obligations incumbent upon the members of the Academy including the payment of the annual fee.**

Signature:



Date:

**Pièces jointes / Attachments:**

1. Une lettre de soutien à la candidature par le proposeur / A written statement of support of membership by the proposer, a list of publications of the candidate
2. Un curriculum vitae du candidat ou de la candidate / A curriculum vitae of the candidate
3. Une liste de ses publications / A list of publications of the candidate

**Important :**

**Afin de faciliter la tâche du secrétariat, nous apprécierions que ce formulaire et toutes ses pièces jointes nous soient envoyés en un seul document PDF à l'adresse suivante :**

[votes-membres@aidc-iacl.org](mailto:votes-membres@aidc-iacl.org)

**Le nom du fichier PDF serait préférablement le nom du candidat ou de la candidate.**

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**To facilitate the task of the secretariat, we would appreciate if this form and all its attachment could be sent to us in one PDF document at the following address :**

[votes-membres@aidc-iacl.org](mailto:votes-membres@aidc-iacl.org)

**The name of the PDF file would preferably be the name of the candidate.**



Montréal et Québec, le 27 septembre 2024

Académie internationale de droit comparé (AIDC)

<https://aidc-iacl.org/>

**Objet : AIDC/IACL – Candidature, membre associé, prof. Pierre LAROUCHE.**

Au Bureau de l'Académie internationale de droit comparé,

Nous sommes aujourd'hui honorées d'appuyer la candidature du prof. Pierre LAROUCHE, en poste à la Faculté de droit de l'Université de Montréal. Il s'agit d'un juriste comparatiste qui justifie d'une feuille de route sans failles; à la lecture de son *curriculum vitae*, vous noterez qu'il est l'auteur de près d'une cinquantaine de contributions comparatistes variées, rédigées dans plusieurs langues. Permettez-nous de vous présenter les traits marquants de son parcours.

Pierre LAROUCHE a effectué sa formation de 1<sup>er</sup> cycle à l'Université McGill (1986-1990), dans le cadre du programme national basé sur une approche comparatiste de l'enseignement du droit (B.C.L. et LL.B.). Après avoir œuvré en tant que clerk auprès de l'un des grands comparatistes de l'histoire de la Cour suprême canadienne, le juge Charles D. GONTHIER, il a poursuivi des études supérieures de maîtrise en droit comparé (*M. iur. comp.*) à l'Université de Bonn, en Allemagne (1992-1993). Auprès du prof. Walter VAN GERVEN qui a supervisé la thèse doctorale qu'il a soutenue en 2000 (et portant le titre *The Bases of EC Telecommunications Law after Liberalization*), il a contribué à son grand projet de manuels de droit comparé (*Ius Commune Casebooks*). Il était d'ailleurs à ses côtés lors des grands débats entourant le projet de Code civil européen développé entre les années 1990 et 2000. En outre, il est le co-auteur de *Tort Law*, un *opus magnum* en la matière de 1000 pages, lequel retrace le droit commun de la responsabilité civile en Europe à la lumière des droits allemand, anglais, français et européen. L'ouvrage a été cité par la Cour suprême britannique et la Cour de justice de l'Union européenne (CJUE).

À l'issue, en 2002, de sa nomination au titre de professeur titulaire en droit de la concurrence à la Tilburg University, aux Pays-Bas, son expérience comparatiste a été bonifiée d'un volet interdisciplinaire issu de l'entrelacement entre le droit et l'économie. Ses recherches en gouvernance économique (concurrence et régulation) ont toujours été menées suivant une perspective comparatiste, associant les droits européen et américain, entre autres. Voyez, pour des exemples aboutis : LAROUCHE et SCHINKEL, « Continental

Drift in the Treatment of Dominant Firms: Article 102 TFEU in Contrast to § 2 Sherman Act », 2014; BARON, LAROCHE et CONTRERAS, « Balance and Standardization: Implications for Competition and Antitrust Analysis », 2022, ou « Competition Law », paru dans MACKAAY *et al.* (2021). En matière de droit privé, il a présidé le groupe d'analyse économique du *Draft Common Frame of Reference* au sein du projet « Common Principles of European Contract Law » (CoPECL), lequel regroupait plusieurs grands noms du droit comparé et de l'analyse économique du droit (voir LAROCHE, 2010).

À son dire, cependant, sa plus grande réussite comparatiste demeure celle d'avoir créé et lancé un nouveau programme d'enseignement de 1<sup>er</sup> cycle à l'Université de Tilburg, le *Bachelor Global Law* <https://www.tilburguniversity.edu/education/bachelors-programs/global-law>, lequel célèbre ses 10 ans et attire des centaines d'étudiant.es de toutes provenances. Le droit y est enseigné suivant une perspective comparatiste globale, infléchi par l'interdisciplinarité; elle repose sur l'idée qu'un corpus d'idées et de connaissances juridiques communes existent à l'échelle globale, dont les droits nationaux ne seraient qu'une émanation.

Sa carrière reflète une combinaison d'enseignement, de recherche et de pratique, le plaçant comme une figure influente dans le domaine du droit comparé au Canada et à l'international. Pour ces raisons, nous avons la certitude qu'il serait un ambassadeur de choix de notre communauté juridique auprès de l'AIDC.

En vous remerciant de l'attention que vous porterez à la présente, veuillez recevoir l'expression de notre sincère enthousiasme,



Pre. Geneviève SAUMIER, membre titulaire référent  
Doyenne, Université de Montréal



Pre. Marie-Eve ARBOUR, présidente  
Association québécoise de droit comparé (AQDC)

## PIERRE LAROUCHE

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SSRN Author page: <http://ssrn.com/author=537158>

### EMPLOYMENT

- 2017- Professor of Law and Innovation, Université de Montréal.  
Full-time tenured appointment (1,0 fte).
- 2002-2017 Professor of Competition Law (Hoogleraar Mededingingsrecht), Tilburg University.  
Full-time tenured appointment (1,0 fte), with 0,4 fte of research time.
- 1999-2002 Associate Professor (Universitair hoofddocent) and Post-doctoral researcher, Maastricht University.  
Full-time appointment (1,0 fte), with 0,4 fte of research time.
- 1996-1999 Research associate, METRO Institute, Maastricht University.  
Full-time appointment (1,0 fte), entirely for research.
- 1993-1996 Associate, Stibbe Simont Monahan Duhot, Brussels.  
Main fields of practice: EU competition law, EU telecommunications law, international trade law, environmental law, general EU law.
- 1991-1992 Law Clerk, Justice Charles D. Gonthier, Supreme Court of Canada, Ottawa.

### EDUCATION

- 1996-2000 Universiteit Maastricht. Doctorate.  
Doctorate thesis: “The Bases of EC Telecommunications Law after Liberalization” (supervisors: Professors Walter Van Gerven and Bruno de Witte).
- 1992-1993 Rheinische Friedrich-Wilhelms-Universität Bonn. Magister der Rechtsvergleichung (M.iur.comp.).
- 1986-1990 McGill University, Montreal. Bachelor of Civil Law (B.C.L.) and Bachelor of Laws (LL.B., common law).

### MAJOR GRANTS AND AWARDS (RESEARCH COUNCILS)

- Grant from the European Union (7<sup>th</sup> Framework Programme) as part of a consortium “Growth and Sustainability Policies for Europe” (GRASP) (2010-2014).
- Grant from the Hague Institute for the Internationalization of Law (HiiL) for a research project on coping with the challenges of globalization (2007-2010).
- Grant from the Netherlands Organization for Scientific Research (NWO) for research projects on the future of Article 86(2) EC on services of general economic interest (2008-2012) and on the new institutional frameworks in competition and electronic communications law (2004-2008).
- Grant from the European Union (6<sup>th</sup> Framework Programme) to create an Economic Impact Group within the Network of Excellence on Common Principles of European Contract Law (CoPECL) (2004-2008).

## PUBLICATIONS

\* Publication on comparative law or relying on comparative legal methodology.

### *Monographs*

*Business Law and Economics for Civil Law Systems* (with S. Rousseau, E. Mackaay and A. Parent) (Cheltenham: Elgar, 2021) 392 p.

*Analyse économique du droit*, 3<sup>rd</sup> ed. (with E. Mackaay, S. Rousseau et A. Parent) (Paris: Dalloz, 2021) 906 p.

*The constitutionalization of European budgetary constraints* (editor, with M. Adams and F. Fabbrini) (Oxford: Hart, 2014) 428 p.

\**National Legal Systems and Globalization: New Role, Continuing Relevance* (editor, with P. Cserne) (The Hague: TMC Asser Press, 2012) 388 p.

\**Economic analysis of the DCFR - The work of the Economic Impact Group within CoPECL* (editor, with F. Chirico) (Munich/Oxford: Sellier European Publishing, 2010) 337 p.

*Een schets van het Europese mediabeleid* (with I. van der Haar), Study for the WRR Media Project (Amsterdam: Pallas, 2005) 90 p.

*The role of the market in economic regulation*, Inaugural lecture (14 November 2003) 38 p.

*European Communications at the Crossroads* (co-rapporteur with M. Cave), CEPS Working Party Report, (Brussels: CEPS, 2001) 32 p.

\**Tort Law* (with W. van Gerven and J. Lever), in the series *Ius Commune Casebooks for the Common Law of Europe* (Oxford: Hart Publishing, 2000) 969 + xcix p.

\**Competition Law and Regulation in European Telecommunications* (Oxford: Hart Publishing, 2000) 445 p.

\**Tort Law: Scope of Protection* (co-author), in the series *Ius Commune Casebooks for the Common Law of Europe* (Oxford: Hart Publishing, 1998) 494 + lv p.

*Environment and Europe* (co-author), (Deventer: Kluwer, 1994) 221 + xii p.

### *Articles and book chapters*

“L’appréhension empirique du leadership normative d’une organisation internationale: L’exemple de l’Organisation mondiale de la santé” (with C. Régis, G. Foucault, J.-L. Denis and M. Cohen), submitted to *Lex Electronica*.

\*“Between Permission and Protection: AI as a Challenge to Established Approaches to Law and Innovation” (with Y. Yu), forthcoming in E. Brousseau, J. Toledano and K. Giannelos, eds., *Governance and Regulation of Emerging Technologies* (2025).

“Artificial Intelligence and Competition”, forthcoming in *Why Competition? Voices from the Antitrust Community and Beyond* (2024).

\*“Disruptive Innovation and Antitrust” (with A. de Streel) (2024) forthcoming in *Antitrust Law Journal*.

“Human-Centered AI (HCAI): From conceptual examination to legislative action”, in C. Régis et al., eds., *Human-Centered AI: A Multidisciplinary Perspective for Policy-Makers, Auditors, and Users* (London: Taylor & Francis, 2024) 58-69.

“The World Health Organization as an Engine of Ideational Robustness” (with J.-L. Denis, G. Foucault, M. Cohen, C. Régis and M.-A. Girard) (2024) forthcoming in *Policy and Society*.

“National compliance with World Health Organization norms during the pandemic: a comparative empirical study” (with C. Régis, S. Cadeddu, M. Cohen, J.-L. Denis and G. Foucault) (2023) forthcoming in *Revue belge de droit international*.

“Understanding the normative leadership of the world health organization (WHO): a mixed-method approach” (with C. Régis, M. Cohen, J.L. Denis, G. Foucault and M.-A. Girard) (2023) *5 Population Medicine*.

\*“La réforme de la *Loi sur la concurrence* : toiletteage ou grand ménage? ou l’insoutenable omniscience du

- législateur fédéral”, in G.-A. Berthold and B. Lefebvre, eds., *Mélanges en l’honneur du professeur Pierre-Claude Lafond* (Montréal : Yvon Blais, 2023) 745-766.
- \*“Pluralisme et multivalence en analyse économique du droit” (2022) 24 *Revue de droit d’Assas* 126-129.
- \*“Balance and Standardization: Implications for Competition and Antitrust Analysis” (with J. Baron and J.L. Contreras) (2022) 84 *Antitrust Law Journal* 425-485.
- “A compass on the journey to successful DMA implementation” [2022] 3 *Concurrences* 22-26.
- “Legislation on digital platform giants : The future of competition law?” [2022] 1 *Concurrences* 2-4.
- “The integration of wide and narrow market investigations in EU economic law” (with A. de Streel), in M. Motta, M. Peitz and H. Schweitzer, eds., *Market Investigations: A New Competition Tool for Europe?* (Cambridge: Cambridge University Press, 2022) 164-215.
- “The European Digital Markets Act: A Revolution Grounded on Traditions” (with A. de Streel) (2021) 12 *Journal of European Competition Law and Practice* 542-560, winner of 2022 *Concurrences Antitrust Writing Award* for academic work on digital markets.
- \*“Droit de la concurrence : L’Accord économique et commercial global et son contexte” (2021) 55 *Revue juridique Thémis* 389-428.
- “A Stress Test for the World Health Organisation (WHO) in a Pandemic World: What Can We Hope for the Future?” (with C. Régis, J-L. Denis, M. Cohen, S. Cadeddu and G. Foucault), in J.-L. Denis, C. Régis and D. Weinstock, eds., *Pandemic Societies* (McGill-Queen's University Press, 2021) 286-307.
- \*“Competition Law”, in S. Rousseau, E. Mackaay, P. Larouche and A. Parent, *Business Law and Economics for Civil Law Systems* (Cheltenham: Elgar, 2021) 6-65.
- \*“Droit de la concurrence”, in E. Mackaay, S. Rousseau, P. Larouche and A. Parent, *Analyse économique du droit*, 3<sup>rd</sup> ed. (Paris: Dalloz, 2021) 494-557.
- “The European Digital Markets Act proposal: How to improve a regulatory revolution” (with A. de Streel) (2021) 2 *Concurrences* 46-63.
- “Repeated Interaction in Standard Setting” (with F. Schuett), *J Econ Manage Strat.* 2018; 1– 22.  
<https://doi.org/10.1111/jems.12287>
- “How Do Lawyers Think Differently from STEM Professionals When Approaching Problems and Risk” (2017-2018) 112 *Northwestern U L Rev Online* 144.
- \*“Injunctive Relief in the EU – Intellectual Property and Competition Law at the Remedies Stage” (with N. Zingales), in J. Contreras, ed., *The Cambridge Handbook of Technical Standardization Law* (Cambridge: CUP, 2017) 406-438.
- \*“Interoperability standards, patents and competition policy” (with G. van Overwalle), in P. Delimatsis, ed., *The Law, Economics and Politics of International Standardization* (Cambridge: CUP, 2015) 367-383.
- “Regulation for Innovativeness or Regulation of Innovation?” (with A. Butenko), (2015) 7 *Journal of Law, Innovation and Technology* 52-82.
- \*“Injunctive Relief in Disputes Related to Standard-Essential Patents: Time for the CJEU to Set Fair and Reasonable Presumptions” (with N. Zingales), (2014) 10 *Eur Competition J* 231-276.
- “Settling FRAND Disputes: Is Mandatory Arbitration a Reasonable and Non-Discriminatory Alternative?” (with J. Padilla and R.S. Taffett) (2014) 10 *J Competition Law & Econ* 581-610.
- “The constitutionalization of European budgetary constraints: Introduction” (with M. Adams and F. Fabbrini), in M. Adams, F. Fabbrini and P. Larouche, eds., *The constitutionalization of European budgetary constraints* (Oxford: Hart, 2014) 1-15.
- \*“Continental Drift in the Treatment of Dominant Firms: Article 102 TFEU in Contrast to § 2 Sherman Act” (with M. P. Schinkel), in D. Sokol and R. Blair, eds., *Oxford Handbook of International Antitrust Economics – Vol. 2* (Oxford: OUP, 2014) 153-187.
- \*“Five Neglected Issues About Network Neutrality”, in A. Strowel, ed., *Net Neutrality in Europe – La neutralité de l’Internet en Europe* (Brussels: Bruylant, 2013) 77-91.
- \*“Legal Emulation Between Regulatory Competition and Comparative Law”, in P. Larouche and P. Cserne,



eds., *National Legal Systems and Globalization – New Role, Continuing Relevance* (The Hague, TMC Asser Press, 2013) 247-287.

- \*“Conclusions” (with P. Cserne), in P. Larouche and P. Cserne, eds., *National Legal Systems and Globalization – New Role, Continuing Relevance* (The Hague, TMC Asser Press, 2013) 371-383.
- \*“A Vision of Global Legal Scholarship” (2012) 17 *Tilburg Law Review* 206-216.
- “Cloud computing in the EU policy sphere: interoperability, vertical integration and the internal market” (with J. Sluijs and W. Sauter) (2012) 3 *Journal of Intellectual Property, Information Technology and E-Commerce Law* 12-32.
- \*“Network Neutrality: The Global Dimension”, in M. Burra, ed., *Trade Governance in the Digital Age* (Cambridge: CUP, 2012) 91-122.
- “Law, Society and Normativity”, in S. Muller, S. Zouridis, M. Frishman and L. Kistemaker, eds., *The Law of the Future and the Future of Law* (Oslo: Torkel Opsahl, 2011) 407-416.
- “The coming of age of EU regulation of network industries and services of general economic interest” (with L. Hancher), in P. Craig and G. de Búrca, eds., *The Evolution of EU Law*, 2<sup>nd</sup> ed (Oxford: OUP, 2011) 743-781.
- \*“Conclusions” (with F. Chirico and E. Van Damme), in P. Larouche and F. Chirico, eds., *Economic analysis of the DCFR - The work of the Economic Impact Group within CoPECL* (Munich/Oxford: Sellier European Publishing, 2010) 319-332.
- \*“‘Legally Relevant Damage’ and A Priori Limits to Non-Contractual Liability in the DCFR”, in P. Larouche and F. Chirico, eds., *Economic analysis of the DCFR - The work of the Economic Impact Group within CoPECL* (Munich/Oxford: Sellier European Publishing, 2010) 297-318.
- \*“Contrasting legal solutions and the comparability of US and EU experiences”, in F. Levêque and H. Shelanski, eds., *Antitrust and Regulation in the EU and US: Legal and Economic Perspectives* (Cheltenham: Edward Elgar, 2009) 76-100.
- “The European *Microsoft* case at the crossroads of competition policy and innovation” (2009) 75 *Antitrust LJ* 933-964.
- “Ex Ante Evaluation of Legislation Torn among its Rationales”, in J. Verschuuren, ed., *The Impact of Legislation – A Critical Analysis of Ex Ante Evaluation* (Leiden/Boston: Martinus Nijhoff, 2009) 39-62.
- “Abuse of a dominant position: Cases and experiments” (with E. van Damme and W. Müller), in J. Hinloopen and H.-T. Normann, eds., *Experiments and Competition Policy* (Cambridge: Cambridge University Press, 2008) 107-159.
- “Europe and investment in infrastructure, with emphasis on electronic communications”, in G. Arts, W. Dicke and L. Hancher, eds., *New Perspectives on Investment in Infrastructures*, WRR studies (Amsterdam: Amsterdam University Press, 2008) 241-269.
- “On the future of information law as a specific field of law”, in N. van Eijk and B. Hugenholtz, eds., *Liber amicorum Egbert Dommering* (Amsterdam: Otto Cramwinkel, 2008) 221-230.
- \*“Conceptual divergence, functionalism and the economics of convergence” (with F. Chirico), in S. Prechal et al, eds., *The Coherence of EU Law* (Oxford: OUP, 2008) 463-494.
- \*“A review of the WTO regime for telecommunications services” (with M. Bronckers), in K. Alexander and M. Andenas, eds., *World Trade Organization and Trade in Services* (Leiden: Brill, 2008, update from previous publication).
- “The triangular relationship between the Commission, NRAs and national courts revised” (with M. de Visser) (2006) 64 *Communications & Stratégies* 124-145.
- “A view from the outside”, in C. Fijnaut and A. Littler, eds., *The regulation of gambling. European and national perspectives* (Leiden/Boston: Martinus Nijhoff Publishers, 2006) 1-7.

- “Contrôle ex ante et ex post – Possibilités et contraintes en droit national, à la lumière de l’expérience néerlandaise”, in M.A. Frison-Roche, ed., *Les engagements en régulation économique* (Paris: Dalloz, 2006) 95-108.
- \*“Regulating Access to Stimulate Competition in Postal Markets?” (with E. van Damme and P. de Bijl), in M. Crew and P. Kleindorfer, eds., *Progress towards liberalization of the postal and delivery sector* (Springer: 2006) 153-172.
- \*“Coordination of European and Member State Regulatory Policy – Horizontal, Vertical and Transversal Aspects”, in D. Geradin et al., eds., *Regulation through agencies in the EU*, (Cheltenham: Edward Elgar, 2005) 164-179, also in (2004) 5 *Journal of Network Industries* 277-293.
- \*“Telecommunications Services” (with M. Bronckers), in P. Macrory et al., eds., *The World Trade Organization: Legal, Economic and Political Analysis – Vol. I* (New York: Springer, 2005) 989-1040.
- “What went wrong [with telecommunications]: the European perspective”, in E. Dommering and N. van Eijk, eds., *Conference Papers of the Round Table Expert Group on Telecommunications Law* (Amsterdam: IvIR, 2005) 99-138.
- “Legal issues surrounding remedies in network industries”, in D. Geradin, ed., *Remedies in Network Industries: EC Competition Law vs. Sector-specific Regulation* (Antwerp: Intersentia, 2004) 21-46.
- \*“Dealing with convergence at the international level”, in D. Geradin and D. Luff, ed., *The WTO and Global Convergence in Telecommunications and Audio-Visual Services* (Cambridge: Cambridge University Press, 2004) 390-422 and in (2003) 23 *Singapore L. Rev.* 85-114, also in shorter form “Legal and Policy Implications of Convergence at the International Level” in ITU, *Proceedings of the TELECOM 03 Forum* (2003).
- “L’application décentralisée du droit de la concurrence dans les secteurs libéralisés – L’exemple du secteur des communications électroniques” (with D. Geradin), in P. Nihoul, *La décentralisation dans l’application du droit de la concurrence – Un rôle accru pour le praticien?* (Brussels: Bruylant, 2004) 165-190.
- \*“Principles of Good Market Governance” (with L. Hancher and S. Lavrijssen) (2003) 4 *Journal of Network Industries* 355-389, also in (2004) 49 *Tijdschrift Econ Man* 339-374.
- “Op weg naar een vrije postmarkt” (with E. van Damme and P. de Bijl) (2003) 88 *Economisch Statistische Berichten* 566-568.
- “Een kritische beschouwing van de onderliggende aannames van de EG regelgeving betreffende elektronische communicatie” (with S. Lavrijssen) (2002) 50 *SEW* 258-268.
- “A closer look at some assumptions underlying EC regulation of electronic communications” (2002) 3 *Journal of Network Industries* 129-149.
- \*“L’intégration, les systèmes juridiques et la formation juridique” (2001) 46 *McGill LJ* 1101-1033.
- \*“The *Brasserie du pêcheur* puzzle”, in J. Wouters and J. Stuyck (eds.), *Principles of Proper Conduct for Supranational, State and Private Actors in the European Union: Towards a Ius Commune* (Antwerpen: Intersentia, 2001) 111-127.
- “Relevant Market Definition in Network Industries: Air Transport and Telecommunications” (2000) 1 *Journal of Network Industries* 407-445.
- \*“Recueils Ius commune pour le droit commun de l’Europe” (2000) 3:1 *Revue de la common law en français* 99.
- \*“Ius Commune Casebooks for the Common Law of Europe: Presentation, Progress, Rationale” (2000) 8 *European Review of Private Law* 101-109.
- “Telecommunications”, in D. Geradin, ed., *The Liberalization of State Monopolies in the European Union and Beyond* (The Hague: Kluwer Law International, 2000) 15-47.
- “Comments” (on P. Mavroidis and D. Neven, “The WTO Agreement and Telecommunications: It’s Never Too Late”), in D. Geradin, ed., *The Liberalization of State Monopolies in the European Union and Beyond* (The Hague: Kluwer Law International, 2000) 319-329.
- “Constitution et sécurité juridique – Canada” (1999) 15 *Annuaire international de justice constitutionnelle*

(AIJC) 131-141.

“Access to resources: Can competition law deliver?”, in ITU, *Proceedings of the TELECOM 99 & INTERACTIVE 99 Forum* (1999).

“EC Competition Law and the Convergence of the Telecommunications and Broadcasting Sectors” (1998) 22:3 *Telecommunications Policy* 219-242.

\*“Telecommunications services and the WTO” (with M. Bronckers) (1997) 31:3 *Journal of World Trade* 5-48.

“Les discriminations positives – Canada” (1997) 13 *AIJC* 95-120.

“École, religion et constitution – Canada” (with P. Garant) (1996) 12 *AIJC* 189-207.

“Révision de la Constitution et justice constitutionnelle – Canada” (1994) 10 *AIJC* 49-58.

“Constitution et partis politiques – Canada” (1993) 9 *AIJC* 97-124.

“Les méthodes de travail des juridictions constitutionnelles – Canada” (1992) 8 *AIJC* 225-242.

“La procédure abusive” (1991) 70 *Canadian Bar Review* 650-680.

“L'évolution du droit constitutionnel canadien” (with A.L.C. de Mestral), yearly chronicle 1988-1992, in 5-8 *AIJC*.

### ***Shorter contributions***

“What Happens Once A Norm Is Adopted By The WHO?” (with C. Régis, G. Foucault, N. Voarino, M. Cohen, J.-L. Denis) (2022) O’Neill Institute - Georgetown University, on line <https://oneill.law.georgetown.edu/what-happens-once-a-norm-is-adopted-by-the-who/>

“Will the Digital Markets Act Kill Innovation in Europe?” (with A. de Stree), *CPI Antitrust Chronicle*, May 2021.

“The Moligopoly Scenario as a Research Agenda”, published on [www.chillingcompetition.com](http://www.chillingcompetition.com), November 2020.

“Platforms, Disruptive Innovation, and Competition on the Market”, *CPI Antitrust Chronicle*, February 2020.

“The Blind Legal Scholars and Standardization” (2019) 36 *Yale J. on Reg.: Notice & Comment* (3 October 2019), <<http://yalejreg.com/nc/the-blind-legal-scholars-and-standardization-by-pierre-larouche/>>.

\*“Antitrust and Balance of Interests in Standards Development” (with J. Baron), *CPI Antitrust Chronicle*, September 2019.

### ***Reports***

\*“The European Standardisation System at a Crossroads” (with J. Baron), *CERRE Report*, 2023.

“Interplay between the New Competition Tool and Sector-Specific Regulation in the EU” (with A. de Stree), *Expert Study for DG Competition* (Luxembourg: Publications Office of the EU, 2020).

\*“Making the Rules – The Governance of Standard Development Organisations and their Policies on Intellectual Property Rights” (with J. Baron, J. Contreras and M. Husovec), *JRC Science for Policy Report*, 2019.

“An integrated regulatory framework for digital networks and services” (with A. de Stree), *CERRE Report*, 2016.

\*“Consumer privacy in network industries” (with M. Peitz and N. Purtova), *CERRE Report*, 2016.

“Network industries: efficient regulation, affordable & adequate services - CERRE Regulation Dossier for the Incoming European Commission 2014-2018” (with 5 co-authors), *CERRE*, 2014.

\*“CERRE Code of Conduct and Best Practices for the setup, operations and procedure of regulatory authorities”, *CERRE*, 2014.

“Regulating Smart Metering in Europe: Technological, Economic and Legal Challenges” (with G. Cervigni), *CERRE Report*, 2014.

- “Law, economics and growth in Europe – Integrating innovation into competition policy and economic regulation” (with co-authors), Report on the work of WP5 within GRASP, 2013.
- \* “Independence, Accountability and Perceived Quality of Regulators” (with C. Hanretty and A. Reindl), CERRE Report, 2012.
- \*\*“Enforcement and judicial review of decisions of national regulatory authorities” (with X. Taton), CERRE Report, 2011.
- “Universal Service in Banking” (with P. de Bijl, E. van Damme, S. Janssen), TILEC Report, 2006.
- \*\*“Light is Right: Competition and Access Regulation in an Open Postal Sector” (with E. van Damme and P. de Bijl), TILEC Report, 2005.
- “On the law and economics of price squeeze in telecommunications markets” (with G. Brunekreeft, E. van Damme and V. Sorana, TILEC Report, 2005.
- “Call Termination on Mobile Networks” (with Paul de Bijl, Gert Brunekreeft, Eric van Damme, Natalya Shelkopyas, Valter Sorana), TILEC Report, 2004.
- \*\*“Towards a liberalized postal market” “Op weg naar een vrije postmarkt”, TILEC Report, 2003.

***Working papers and work in progress (see also SSRN author no. 537158)***

- “Disruptive Innovation and Competition Policy” (with A. de Streef).
- “The Technical Standardization Ecosystem and Institutional Decision Making: The Case of Intellectual Property Rights Policies” (with J. Baron, J. Contreras, M. Husovec and N. Thumm).
- “La gouvernance des techniques d’édition du génome humain : CRISPR-Cas9 en tant que plateforme ?” (with E. Habib).
- \*\*“Network neutrality in the EU” (with F. Chirico and I. van der Haar), TILEC Discussion Paper 2007-030.
- \*\*“L’enrichissement réciproque des droits nationaux et communautaire en matière de services d’intérêt général” (with C. Humpe), TILEC Discussion Paper, 2002.
- \*\*“Communications convergence and public service broadcasting”, TILEC Discussion Paper, 2002.

**TEACHING EXPERIENCE**

(\* when co-taught)

*At Université de Montréal :*

Séminaire doctoral : Innovation et droit (PhD Seminar on Innovation and Law)  
 Séminaire général de doctorat – Option Droit, Science, Technologie et Innovation (General PhD Seminar)  
 Tort Law  
 Introduction au droit  
 Droit des marchés (Competition Law and Sector-specific Regulation)  
 Brevets et marques de commerce (Patents and Trademarks)

*At Tilburg University:*

Advanced Competition Law and Economic Regulation\*  
 Advanced European Law\*  
 European Communications Law  
 European Competition Law  
 Global Law: Methods and Techniques of Legal Research\*  
 Global Law: Tort Law\*  
 Law and Economics  
 Mededingingsrecht (Competition Law)\*

*At the College of Europe:*

Case Law Seminar (European Law and Economic Analysis programme)\*  
 Droit européen des industries de réseau (European Network Industries Law)

*At Maastricht University:*

European Media Law  
European Union Law: Foundations\*  
Private Law in Europe: Tort

*As a visiting professor:*

Antitrust Law, at Northwestern University (2016-2017).

Innovation and the Law, at Northwestern University (2016-2017).

Innovation and Law: Challenges to Competition Law, Regulation and Intellectual Property, at IDC Herzliya, Radzyner School of Law (2016).

Comparative Competition/Antitrust Law, at Northwestern University (2010).

European Union Law, at McGill University (2002), National University of Singapore (2004, 2006\*, 2008\*, 2011\*, 2013), University of Connecticut (2009\*) and Northwestern University (2016-2017).

Introduction to Regulation, at Bonn University (2007-2008).

Law and Economics\*, at Sciences Po Paris (2012).

#### **ADMINISTRATIVE AND MANAGEMENT EXPERIENCE**

Associate Dean, Curriculum Development and Quality, Faculty of Law, Université de Montréal (2019-2024).

Programme Director, Ph.D. stream in Innovation, Science, Technology and Law, Faculty of Law, Université de Montréal (2017-). Launch and management of a new Ph.D. stream leveraging the strength of the faculty on these themes, with an average of 8 incoming students per year so far. Creation of a Ph.D. community and of an international network.

Co-director of the Tilburg Law and Economic Centre (TILEC) (2002-2011). My co-director Eric van Damme and I started with a limited amount of venture funding from the University and built up a Centre of Excellence, with more than 40 members, significant outside funding from research councils and public/private sponsors (budget of EUR 1,5m/year), an attractive academic programme and a steady research output.

Director of Studies, Bachelor Global Law (2010-2014). Academic and administrative development of an innovative bachelor-level education programme, in three years from concept to launch in September 2013.

Director of Studies, LL.M. in International Business Law (2002-2007). Academic and administrative development of a new masters-level programme, launched in September 2003.

Head of Department, European and International Public Law (2003-2005).

Member of the Research Assessment Committee, Tilburg Law School (2011-2016).

Chairperson, External Research Review Board, Amsterdam Law School (2016).

Joint Academic Director, Centre on Regulation in Europe (CERRE) (2010-2011, 2013-2015).

#### **SUPERVISION OF PH.D. STUDENTS**

K.J. Cseres, *Competition Law and Consumer Protection* (defended 2005).

A. de Streef, *On the edge of antitrust: The relationship between competition law and sector regulation in European electronic communications* (defended 2006).

I. van der Haar, *Technology neutrality and content regulation* (defended 2008).

M. de Visser, *The new EC competition law and electronic communications frameworks: towards a new institutional model for the application and enforcement of EC law?* (defended 2009, cum laude).

E. Ehlers, *Comparative Analysis of the Unbundling Processes in the Electricity and Gas Industries in Great Britain, Germany and the Netherlands – European, Constitutional and Public Law Aspects* (defended 2009)

A. Littler, *Regulation of European Gambling Markets* (defended 2009).

L. Parret, *Side effects of the modernization of EU competition law* (defended 2011).

J. Sluijjs, *Network Neutrality and European Law* (defended 2012, cum laude).

N. Fiedziuk, *Services of General Economic Interest in EU Law* (defended 2013).

V. Daskalova, *Buyer Power under EU Competition Law* (defended 2016).

S. Kasiyanto, *Payment Systems – Comparative Approach under competition law, consumer law and financial regulation* (defended 2016).

V. Kathuria, *Critical Competition Law Issues in Developing Countries* (defended 2016).

Z. Georgieva, *Soft law in EU Competition Law* (defended 2017).

J. Broulik, *Economic Arguments in Judicial Reasoning* (defended 2017).

B. Hock, *The Rise of Global Extraterritoriality and the Effectiveness of the OECD Anti-Bribery Enforcement Regime* (defended 2017).

J. Lin, *A New Approach of Dispute Resolution in Transnational Consumer Protection Cases – Applying Online Dispute Resolution (ODR)* (ongoing).

S. Tabrizian, *Legal Issues relating to Smart Cities* (ongoing).

J.J. Obando Peralta, *Law and Economics and Innovation in Private International Law* (ongoing).

Y. Yu, *Competition Law and the Protection of Privacy and Personal Data under Chinese, US and EU law* (ongoing).

O. Milo, *Liability and Contract Issues around Connected Mobility* (ongoing).

N. Tavakolian-Fard, *Regulation of Innovative Medicines* (ongoing).

H. Zhang, *AI Ethics and Responsibility – China, EU, US comparison* (ongoing).

Y. Wang, *IP Protection for Fashion Innovation* (ongoing).

L. Mohaghegh-Montazeri, *Artificial Intelligence, Internet of Things and the Energy Sector* (ongoing).

#### **OTHER RELEVANT EXPERIENCE AND ACHIEVEMENTS**

Cited three times by the Court of Justice of the European Union (Advocate-General) and twice by the UK Supreme Court.

Participant, Brookings-CEPS Forum on Cooperation on AI (FCAI) (2020-).

Visiting Professor, Northwestern University Pritzker School of Law (2016-2017).

Visiting Professor, Interdisciplinary Center (IDC), Herzliya, Israel (2016).

Professor at the College of Europe, Bruges (2003, 2004-2016).

Visiting Scholar, Center for Technology, Innovation and Competition (CTIC), School of Law, University of Pennsylvania, Philadelphia (2015).

Visiting Professor and Gide Loyrette Nouel chair, Institut des sciences politiques (Sciences Po) (2012).

Searle Visiting Fellow, Searle Center on Law, Regulation and Economic Growth, School of Law, Northwestern University, Chicago (2009-2010)

Guest Professor, University of Connecticut (2009).

Professor, Masters of European Regulation of Network Industries, Rheinische Friedrich-Wilhelms-Universität Bonn (2007-2008).

Guest Professor, National University of Singapore (2004, 2006, 2008, 2011, 2013).

Visiting Professor, McGill University (2002).

Jean-Monnet European Module coordinator (2003-2006).

Member of the CEPS Task Force on the Treatment of Exclusionary Abuses under Article 82 (2009).

Special advisor to European Commissioner Reding (Information Society) on the reform of electronic communications regulation (2007).

Co-rapporteur of CEPS Working Party on the new regulatory framework for electronic communications (2001).

Chairman, Management Committee, Ius Commune Casebooks for the Common Law of Europe (2001-)

Co-editor-in-chief, Journal of Network Industries (2000-2007).

Regular participation in academic and professional conferences, workshops and seminars.

Numerous memberships of expert committees and panels, and expert opinions.

Referee for various academic journals and periodicals.

Member of the Quebec Bar (1991).

#### **PERSONAL INFORMATION**

Born in Chicoutimi (Québec), Canada on 18 June 1968.

Canadian and Belgian national.

Fluent in French (mother tongue), English, German and Dutch. Basic notions of Spanish, Italian and Polish.