

Dr. Ignacio Herrera Anchustegui, LL.M

Date of Birth: September 25, 1984.

Attorney at Law. Universidad Católica Andrés Bello, Caracas, Venezuela. 2008.

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Marital Status: Single.

Nationality: Spanish/Venezuelan.

EDUCATION

Post graduate studies

Oct 2012 – Nov 2016 University of Bergen, Faculty of Law (Bergen, Norway)
PhD in Competition Law, 2017. Dissertation published by Concurrences as “Buyer Power in EU Competition Law” (Paris, 2017). **Winner of the 2017 Concurrences PhD Award.**

Sep 2010 – Sep 2012 University of Vienna, Faculty of Law (Vienna, Austria)
Masters of Laws in European and International Business Law (LL.M), with distinction.

Undergraduate studies

Oct 2002 – Jul 2007 Catholic University Andrés Bello, Faculty of Law (Caracas, Venezuela)
First degree in Law (LL.B). *Summa Cum Laude*. Admitted to practice in Venezuela.

ACADEMIC WORK EXPERIENCE

University of Bergen, Faculty of Law

Feb 2017 – Present Researcher. Research project entitled “Regulating energy markets, a perspective from EU/EEA Competition and Public Procurement Law”. Project financed by Statoil through the AkademiaAvtaalen program.
Teaching duties and Master’s theses supervisor in the fields of EU/EEA Public Procurement, EU/EEA Competition Law, and Energy Law.
General Manager of the Bergen Center for Competition Law & Economics.
Winner of the Meltzer Award for Young Researchers, 2017.
Ranked in the top 4% of downloaded authors in SSRN.

Oct 2012 – Nov 2016 PhD fellow. “Buyer Power in EU Competition Law”. Teaching duties in the fields of EU/EEA Public Procurement, EU/EEA Competition Law, and Energy Law.

PROFESSIONAL WORK EXPERIENCE

Jan 2012 – Aug 2012 United Nations Office on Drugs and Crime (UNODC). Vienna, Austria.
Integrated Program Oversight Unit. Internship

Apr 2008 – Apr 2010 Bolet & Terrero. Intellectual Property Law Firm. Caracas, Venezuela.
Attorney at law.

GUEST LECTURER AND RESEARCH VISITS

Oct 2018 Charles III University. Faculty of Law. Madrid, Spain. Guest lecturer
Apr – Jun 2018 Max Planck Institute for Research on Collective Goods. Bonn, Germany. Visiting scholar
Mar 2018 - Present University of Aberdeen. Faculty of Law. Aberdeen, UK. Guest lecturer
Nov – Dec 2017 Universidad Alcalá de Henares, Faculty of Law, Spain. Guest lecturer
May 2017 University of Wisconsin, Law School, USA. Visiting scholar
Mar -Jun 2017 Georgetown University, Georgetown Law Center, USA. Visiting scholar
Feb – Mar 2016 University of Wisconsin, Law School, USA. PhD visiting research fellow
Oct – Nov 2015 Centre for Competition Policy, University of East Anglia, UK. PhD visiting research fellow
April 2015 EFTA Court, Luxembourg. PhD visiting research fellow

Nov 2014 – Jan 2015 University of Freiburg, Faculty of Law and the Walter Eucken Institut, Germany.
PhD visiting research fellow
Oct 2013 – Jan 2014 University of Leicester, Faculty of Law, UK. PhD visiting research fellow

PUBLICATIONS

Research Monographs

Buyer Power in EU Competition Law. Herrera Anchustegui, Ignacio. Institut de droit de la concurrence/Concurrences. 652 pages. ISBN: 978-1-939007-24-7. (2017). *Winner of the 2017 Concurrences Award to the best PhD thesis in Competition Law & Economics.*

Journal Contributions

‘Oil as Currency: Venezuela’s Petro, a New ‘Oil Pattern’?’ Herrera Anchustegui, Ignacio; Hunter, Tina Soliman, Oil, Gas & Energy Law (OGEL) Pages 1-20.

Evaluating the Commission’s Proposal for a Directive on Unfair Trading Practices. Competition in Fairness? Herrera Anchustegui, Ignacio; Gjendemsjø, Ronny. European Competition and Regulatory Law Review (CoRe), Vol. 2, No. 4. Pages 1-10.

Buyer Power in Merger Control: A Case Law Overview. Herrera Anchustegui, Ignacio. e-Competitions Special Issue on Buyer Powers & Mergers (February 2018). No. 86095.

Buyer Power in Cartel and Dominance cases: A Case Law Overview. Herrera Anchustegui, Ignacio. e-Competitions Special Issue on Buyer Powers & Mergers (April 2018). No. 86351.

Buyer Power in the Big Data and Algorithm Driven World: The Uber & Lyft Example. Herrera Anchustegui, Ignacio; Nowag, Julian. Antitrust Chronicle. Summer 2017 Vol 1: 31-36. (2017). *Shortlisted for the Antitrust Writing Awards 2018 in the General Antitrust category.*

Joint Bidding and Object Restrictions of Competition: The EFTA Court’s Take in the ‘Taxi Case’. Herrera Anchustegui, Ignacio, European Competition and Regulatory Law Review (CoRe), Vol. 1, No. 2, p 1-6. (2017).

Revisiting the concept of undertaking from a public procurement law perspective — a discussion on EasyPay and Finance Engineering. Sánchez Graells, Albert and Herrera Anchustegui, Ignacio. European Competition Law Review. Vol. 37, No. 3, p. 93-98. (2016).

Centralising Public Procurement and Competitiveness in Directive 2014/24. Herrera Anchustegui, Ignacio. European Law Reporter, Issue 4, 2015, p. 119-132.

Competition Law through an Ordoliberal Lens. Herrera Anchustegui, Ignacio. Oslo Law Review. Vol. 2, No.2. (2015). *This article has been referred by the President of the UK Supreme Court Lord Neuberger in his speech “The Implementation of Competition Law in Hong Kong and the Role of Judges”.*

EFTA Court Case E-24/13 Casino Admiral AG v Wolfgang Egger: the obligation of transparency and consequences of its breach when awarding service concessions. Herrera Anchustegui, Ignacio. Public Procurement Law Review. 24(1), 2015. Pg. NA1-9.

Book Contributions

The Scope for National Regulation of Unfair Trading Practices. Gjendemsjø, R.; Herrera Anchustegui, I, in Gjertsen J., Konow, B. (eds.) “Festschrift til Det juridiske fakultet, Universitet i Bergen” (Fagbokforlaget, 2019). 19 pages. *Forthcoming.*

Uses and Abuses of EU Competition Law in Energy. Bergqvist, C., Herrera Anchustegui, I, in Hunter T., Herrera Anchustegui, I, Crossley, P. and Álvarez, G. (eds) “Handbook of Energy Law” (Routledge, 2019). 21 pages. *Forthcoming.*

Transmission Networks in Electricity Competition: Third-Party Access and Unbundling – a Transatlantic Perspective. Herrera Anchustegui, Ignacio, in Ruiz Peris, J.I., (ed) “Competencia en mercados con recursos esenciales compartidos: telecomunicaciones y energía”, (University of Valencia, 2018). 35 pages. *Forthcoming.*

Collaborative cross-border centralized public procurement: Where are we and where are we going to? Herrera Anchustegui, Ignacio, in MA Raimundo (ed), “Centralização Das Compras Públicas” (University of Lisbon, 2018). 28 pages. *Forthcoming.*

Service Concessions. Directive 2014/23 on the award of concession contracts. A comparative study of its transposition into Norwegian law. Herrera Anchustegui, Ignacio; Midtun, Linda; Strømsnes, Kristian, in Lazo-Vitoria, Ximena (ed), "Service Concessions. Directive 2014/23 on the award of concession contracts. A comparative study of its transposition into national law" (Thomson-Aranzadi, 2018). 30 pages.

Impact of Public Procurement Aggregation on Competition: Risks, Rationale and Justification for the Rules in Directive 2014/24. Sanchez-Graells, Albert and Herrera Anchustegui, Ignacio, in Valcárcel Fernández P (eds), "Compra conjunta y demanda agregada en la contratación del sector público Un análisis jurídico y económico" (Thomson-Aranzadi, 2016), p. 129-163. *This book chapter has been referred to by the European Commission in a Policy Paper.*

Buyer power exploitation: Unfair Purchasing Practices. Herrera Anchustegui, Ignacio, in Cachafeiro García, Fernando; García Pérez, Rafael; López Suárez, Marcos (eds), "Derecho de la Competencia y Gran Distribución" (Thomson-Aranzadi, 2016). 73 pages.

The Social Market Economy and the European Union. Herrera Anchustegui, Ignacio, in Anischuk NVK, Mykhailo (ed), "Історико-правовий вимір інтеграційного процесу у новий та новітній час" (Historical and Legal Views on the Integration Process During the Modern and Contemporary Era), (Odessa Law Academy, Ukraine 2016), p. 74-79.

Division into Lots and Demand Aggregation – Extremes Looking for the Correct Balance? Herrera Anchustegui, Ignacio, in GS Ølykke & A Sánchez-Graells (eds), "Reformation or Deformation of the EU Public Procurement Rules in 2014" (Cheltenham, Edward Elgar Publishing, 2016).

Reports and PhD thesis

Utredning av muligheten for å etablere en inngrepshjemmel mot ensidige handlinger i verdikjeden for mat som ikke rammes av konkurranseloven § 11 / Unilateral Behaviors Below Dominance and Unfair Purchasing Practices: A Comparative Perspective. Gjendemsjø, Ronny; Herrera Anchustegui, Ignacio. Report entrusted by the Nærings- og Fiskeridepartementet, Oslo, 68 pages (2017).

Buyer Power in EU Competition Law. Herrera Anchustegui, Ignacio. Thesis for the degree of philosophiae doctor (PhD). University of Bergen, Faculty of Law. Bergen, Norway, 603 pages (2017).

Book Reviews

Herrera Anchustegui, Ignacio, Book review of "Aims and Values in Competition Law". Caroline Heide-Jørgensen; Christian Bergqvist; Ulla Neergaard; Sune Troels Poulsen (eds), (DJØF Publishing, Copenhagen, 2013)". 2015. Competition Law Review, Volume 11, Issue 2, p. 1-4.

Herrera Anchustegui, Ignacio, Book review of "Public Procurement and the EU Competition Rules (2nd Edition)". Albert Sánchez Graells (Hart Publishing 2015)". 2015. European Competition Law Review. Vol. 37, No. 2, p. 84-87.

Selected Popular Science and Media Publications

"**Strømbrudd i ACER-debatten**", Røed, Øyvind; Herrera Anchustegui, Ignacio. Energi og Klima : Norsk klimastiftelses nettmagasin, p. 1-4. 21 March, 2018.

"**Hva er egentlig ACER - Eksperten gir deg svar**", Herrera Anchustegui, Ignacio. Dagsavisen. 20 March, 2018.

"**DIA/EROSKI y las alianzas compradoras, segunda parte: La Resolución de la CNMC**", Herrera Anchustegui, Ignacio. Guest entry in the blog Competencia y Regulación of Prof. Antonio Robles Martín-Laborda. December 2016.

"**Issues with the centralisation of procurement**", Herrera Anchustegui, Ignacio. Interview in the Public Procurement Podcast Series by Pedro Telles, Senior Lecturer in Law at Swansea University and sponsored by the British Academy for the Humanities and Social Sciences. November 2016.

"**Sobre el abuso de dependencia económica y los códigos de conducta: El caso Tesco (plazos de pago y slotting allowances)**", Herrera Anchustegui, Ignacio. Guest entry in the blog Competencia y Regulación of Prof. Antonio Robles Martín-Laborda. February 2016.

"**Unfair purchasing practices and the Groceries Code of Conduct: the Tesco Investigation**", Herrera Anchustegui, Ignacio. Guest entry in the Competition Policy Blog of the Centre for Competition Policy (University of East Anglia). February 2016.

"**Sobre el abuso de dependencia económica en la cadena alimentaria: el asunto EDEKA**" (On abuse of economic dependence in food retailing: the EDEKA case). Guest entry in the blog Competencia y Regulación of Prof. Antonio Robles Martín-Laborda. December 2015.

AWARDS, GRANTS & SCHOLARSHIPS

Awarded the **2019 KoGuan Visiting Scholar** award by the KuGoan School of Law, Shanghai Jiao Tong University, to carry a comparative study of the Chinese regulation to buyer power and reside in Shanghai for 3 months.

Recipient of the **E.ON Stipendienfonds** grant 2018 to carry out a visit to the Max Planck Institute for Research on Collective Goods, Bonn. Germany.

Winner of the "**2017 Meltzer Prize for Young Researchers**" at the University of Bergen, Norway, awarded by the Meltzer Research Fund. This yearly award recognizes the academic excellent of the research carried out by the two most talented young scholars under the age of 35 at the University of Bergen, which counts with approximately 2,500 faculty staff. The prize covers researchers pertaining to all academic disciplines.

Winner of the "**2017 Concurrences PhD Award**" to the best thesis best PhD dissertation in the field of competition law or economics of the year. The dissertation was published by Concurrences as "Buyer Power in EU Competition Law."

Recipient of the "**International Scholar-in-Residence Scholarship**" granted by the Section of Antitrust Law of the American Bar Association, 2016-2017. This scholarship amounted to \$10,000.

Recipient of a personal grant of 2,500,000 Norwegian Kroner (approximately \$300,000) by the Steering Committee of the **AkademiaAvtalen** 2016 (collaboration between Statoil and the University of Bergen) for a post-doctoral project entitled "**Regulating energy markets, a perspective from EEA/EU Competition and Public Procurement Law**".

Recipient of the project grant awarded by the **Meltzer Research Fund** for the years 2013, 2014, 2015 and 2016 for outstanding PhD candidates at the University of Bergen.

Recipient of the "**Juris Vitols Academic Excellence Award**", Catholic University Andrés Bello, 2012.

Recipient of the **Award Ucabista Integral** for the years 2005, 2006 and 2007, Catholic University Andrés Bello.

SCIENTIFIC & REFEREE AFFILIATIONS

General Manager and Associated Researcher to the Bergen Center for Competition Law and Economics (BECCLE), Norway.

Associated Member of the Aberdeen University Centre for Energy Law, Scotland, UK.

Member of the European Environmental Law Forum.

Member of the Scientific Advisory Committee and **Peer Reviewer** for the European Competition and Regulatory Law Review – CoRe (Lexxion, Berlin).

Peer Reviewer for the Journal of Antitrust Enforcement (Oxford University Press).

CONFERENCES/SEMINAR PARTICIPATIONS AS SPEAKER

2019 **Capacity Remuneration Mechanisms in EU Law**. Aberdeen University Centre for Energy Law Seminar Series. University of Aberdeen, UK. [Feb 7].

What to do with Zero Rating? Yearly Conference Academic Nordic Network of Competition Law. Reykjavik University, Iceland [31 Jan – 1 Feb].

- 2018 **Centralized (Joint) Procurement: Fostering competitiveness?** EPCO Public Procurement Conference. Luxembourg Central Bank. Luxembourg [12 Dec].
Internet of Things and Demand Response in Electricity Markets. Internationalization Days of Administrative Law (Jornadas de Internacionalización de Derecho Administrativo). Universidad de Vigo, Spain [29 Oct].
Ayudas Estatales y Mecanismos de Remuneración de Capacidad (State aid and capacity remuneration mechanisms). Seminarios Fundación FIDE. Madrid, Spain [25 Oct].
Centralized Purchasing: Between Competition and Procurement. Conference of Centralization of Public Purchases. University of Lisbon, Portugal [Oct 2].
Demand Response: Legal Challenges. Competition from Bottom to Top: New Trends in Electricity Markets, BECCLE and UiB Energy Lab Seminar. Bergen, Norway [24 Sep].
Zero rating, a competition and legal perspective. Max Planck Institute for Research on Collective Goods Seminar Series. Bonn, Germany. [5 Jun].
Is the growth of buyer power a competition problem? Konferanse i konkurranserett. Konkurransetilsynet. Bergen, Norway. [29 May].
Reflecting upon the 'As Efficient Competitor Test'. XXX CLaSF Workshop. University of Graz, Austria. [19 Apr].
Net Neutrality and Zero Rating: Competition Issues? Seminar in commemoration of Prof. Gabrielsen's 60th Birthday, Institute of Economics, UiB. Bergen, Norway. [6 Apr].
- 2017 **Poder de compra y defensa de la competencia: análisis jurídico-económico.** Seminarios Fundación FIDE. Madrid, Spain [17 Dec].
Buyer power, joint purchasing and unfair purchasing. Det årlige konkurranserettsskursset. Sandefjord, Norway [21-22 Sep].
Unbundling in electricity transmission and distribution in the EU. Public Service Commission of the District of Columbia. Washington D.C., USA [15 Jun].
Third Party Access and Transmission Unbundling: A Transatlantic Perspective. Maryland Public Service Commission. Baltimore, USA [12 Jun].
Third Party Access and Transmission Unbundling: A Transatlantic Perspective. Global Legal Studies Seminar Series. School of Law, University of Wisconsin. Madison, USA [25 May].
Buyer Power in Competition Law. Chicago-Kent College of Law, Illinois Institute of Technology. Chicago, USA [18 Apr].
Competition Law and Ordoliberalism. Oñati International Institute for the Sociology of Law. Oñati, Basque Country, Spain [Jan 17].
- 2016 **Buyer Power in EU Competition Law.** BECCLE Seminar Series, Bergen Center for Competition Law & Economics. Bergen, Norway [Dec 19].
What is Buyer Power all about in EU Competition Law? Nordic Academic Meeting of Competition Law, 2016. Stockholm School of Economics, Stockholm, Sweden [Oct 3-4].
Unfair Purchasing Practices. CLEEN 2016 Workshop, Max Planck Institute / CLEEN Network. Bonn, Germany [May 24-25].
Poder de Compra en el Derecho Comunitario de la Competencia. II Jornada de la Red Académica del Derecho de la Competencia, Red Académica del Derecho de la Competencia. University of Valladolid, Faculty of Law, Spain [17-18 May].
Exclusionary Buyer Power. II BECCLE Competition Policy Conference, Bergen Center for Competition Law & Economics, Bergen, Norway [21 Apr].
Exclusionary Buyer Power, a comparative perspective. Global Legal Studies Seminar, University of Wisconsin, School of Law. Madison, USA [Mar 14].
Unfair Purchasing Practices in EU Competition Law. Mitchell | Hamline School of Law, Faculty Colloquium Committee. Minneapolis, USA [Mar 2].
Exclusionary Buyer Power. University of Minnesota Law School, Minneapolis, USA [Mar 1].
- 2015 **The Competition Principle in the Utilities Directive.** Nordic Public Procurement Forum 2015. Copenhagen, Denmark [Nov 24-27].
Ups and Downs of Buying Big. Kofas Fagkonferanse 2015. Bergen, Norway [Oct 13].
Centralizing Public Procurement Purchases in Directive 2014/24. UACES 45th Annual Conference. University of Deusto, Bilbao, Spain [Sep 6-9].

Buyer Market Power Assessment. 9th CLEEN Workshop 2015. University of Tilburg, The Netherlands [May 28-29].

Market Definition in Buyer Markets. I BECCLE Competition Policy Conference, Bergen, Norway [Apr 22-23].

Buyer power in EU and EEA Law. EFTA Court, Luxembourg [Apr 20].

Buyer Power through an Ordoliberal Lens. Walter Eucken Institute Seminar. Freiburg, Germany [Jan 19].

2014 Public Procurement Law at the University of Bergen. Kofas Fagkonferanse 2014. Bergen, Norway [Oct 30].

Buyer power in EU competition law: An economically informed legal analysis. 8th CLEEN Workshop 2014. Centre for Competition Policy, University of East Anglia, UK [Jun 10-11].

2013 The Regulation of Monopsony and Buyer Power of Contracting Authorities subject to EU Public Procurement Law. Nordic Competition Law Meeting 2013. University of Helsinki. Helsinki, Finland [Oct 3-4].

LANGUAGES

1. Spanish: Native language.
2. English: Fluent user.
3. German: B2/2. Intermediate/advance writing and speaking skills.
4. Norwegian: B1/2. Intermediate writing and speaking skills.
5. French: Basic writing and speaking skills.
6. Italian: Basic writing and speaking skills.