

European Company and Financial Law Review

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Program

of the 4th ECFR Symposium
in The Hague on the Financial Crisis
and the European Private Company (SPE)

The ECFR Conference is organised in cooperation with the editors of “Ondernemingsrecht” (Kluwer Legal Publishers) and the Institute for Company Law (cooperation between Rijksuniversiteit Groningen & Erasmus Universiteit Rotterdam) and will be held in the Large Courtroom of the Supreme Court of the Netherlands, Kazernestraat 52, 2514 CV, Den Haag (The Hague). The Conference will be held in English.

Begin of the conference at 9 am

Opening remarks

Geert Corstens

(President of the Supreme Court of the Netherlands)

Heribert Hirte

(Professor, University of Hamburg)

Morning Session

President: Vino Timmermann

(Professor, Erasmus University Rotterdam,
Advocate-General to the Supreme Court of the Netherlands)

Empowering the ECB to Supervise Banks: A Choice Based Approach

(Joe McCahery, Professor, University of Amsterdam/University of Tilburg)

The Basel Committee's Reform Proposals for Winding up Financial Institutions
(Eva Hüpkens, Head of Regulation and Policy, Swiss Financial Market Supervisory Authority, Bern, Co-chair of the Cross-border Bank Resolution Group of the Basel Committee on Banking Supervision)

– Morning break –
(10:30 am – 11:00 am)

Financial Markets Regulation on the European Level

(Eddy Wymeersch, University of Ghent, Chair of CESR and Chair of the supervisory board of the Belgian Banking and Finance Commission)

International Co-operation of Financial Supervisory Authorities

(Thomas Schmitz-Lippert, Executive Director, International Policy/Affairs,
Bundesanstalt für Finanzdienstleistungsaufsicht, Bonn, Germany)

The Role of Executive Compensation in and after the Financial Crisis

(Roberta Romano, Oscar M. Ruebhausen Professor of Law and
Director, Yale Law School Center for the Study of Corporate Law
Yale Law School, New Haven, Connecticut, U.S.A.)

Mastering the Financial Crisis: Answers from France

(Pierre-Henri Conac, Professor, Université du Luxembourg, Luxembourg)

Policy Responses to the Financial Crisis from the Issuers' Point of View

(Carmine Di Noia, Deputy Director General, Head Capital Markets and Listed Companies, ASSONIME
[Italian Association of Listed Companies], Milan, Italy)

– Lunch break –

(1:00 pm -2:00 pm)

(Louis XV zaal, Pulchri Studio, Lange Voorhout 15, 2514 EA, Den Haag (The Hague))

Afternoon Session

President: Maarten Kroeze (Professor, Erasmus University Rotterdam, The Netherlands)

The Role of Islamic Law in the Financial Crisis

(Johannes Bruski, Allen & Overy LLP, Riyadh, Saudi Arabia)

Why do we need the European Private Company (Societas Privata Europaea)?

(Robert Drury, Professor at the University of Exeter, England)

The Law applicable to the EPC

(Christoph Teichmann, Dr. iur., Professor at the Julius-Maximilians-Universität, Würzburg, Germany)

– Afternoon break –

(4 pm – 4:30 pm)

Creditor Protection and the EPC

(Harm-Jan de Kluiver, Professor, University of Amsterdam, partner of De Brauw Blackstone Westbroek
Amsterdam, The Netherlands)

Shareholder Conflicts in the EPC

(Mette Neville, Professor, Aarhus Business School, Denmark)

The EPC and its Compatibility with East European Company Law

(Krzysztof Oplustil, Professor, University of Krakow, Poland)

Directors' duties and liability in the EPC

(Nuria Latorre, Prof. Dra., Prof. Titular de Derecho mercantil, Universidad de Valencia, Spain)

The Use and Abuse of the Freedom of Establishment by Companies: Some Recent Data

(Wilhelm Niemeier, Dr. iur., Rechtsanwalt, Weiler, Germany)