



ΕΛΛΗΝΙΚΗ ΕΝΩΣΗ
ΧΡΗΜΑΤΟΟΙΚΟΝΟΜΙΚΟΥ
ΔΙΚΑΙΟΥ



2023 Annual Conference

REGULATING 'ATYPICAL' FINANCIAL PRODUCTS IN THE EU

RISKS AND OPPORTUNITIES OUTSIDE MICAR, MIFID AND AIFMD

Friday, 6 October 2023

Athens Chamber of Small and Medium Industries (Βιοτεχνικό Επιμελητήριο Αθήνας)

18 Akadimias Street, Athens 106 71 – 1st floor

PROGRAMME

Morning Session chaired by Avv. Roberto Ferretti, President of the European Society for Banking and Financial Law

- 8:45 – 9:00 am Check-in of participants
- 9:00 – 9:15 am Introductory welcomes
- Avv. Roberto Ferretti, President of the European Society for Banking and Financial Law
 - Dr. Dimitris Tsibanoulis, President of the Hellenic Association for Financial Law
 - Prof. Kalliopi Christakakou-Fotiadi, President of the Hellenic Association for Civil Law
- 9:15 – 9:45 am *Keynote speech - Regulating everything? The rationales and limits of making rules for novel markets* – Prof. Dr. Philipp Paech, London School of Economics and Political Science, and Notre Dame University
- 9:45 – 10:15 am *Atypical Financial Products under EU Law: Between MiFID and MiCAR* – Prof. Dr. Matthias Lehmann, Universität Wien and Radboud University Nijmegen
- 10:15 – 10:35 am *Non-fungible tokens: property, securities, and EU law perspectives* – Dr. Phoebus Athanassiou, Senior Lead Legal Counsel, ECB, adjunct prof. J.W. Goethe Univ. Frankfurt
- 10:35 – 10:55 am *Blockchain and disintermediation: towards a new environment for transactions?* – Dr. Natassa Malerou, Lawyer, former General Counsel and member of the Board of DIAS Payment Systems
- 10:55 – 11:15 am Coffee break
- 11:15 – 11:45 am *Traditional and Digital Limits of Collective Investment Schemes - Family Offices, Joint Ventures, Digital Autonomous Organizations and beyond* – Prof. Dr. Dirk Andreas Zetsche and Dr. Julia Sinnig, Université de Luxembourg
- 11:45 – 12:05 am *"Atypical financial products" in the ESG framework* – Assist. Prof. Christina Livada, National and Kapodistrian University of Athens
- 12:05 – 12:25 am *ESG bonds and the use of proceeds: missing link or emerging financial product? A Romanian perspective* – Prof. Dr. Lucian Bercea, West University of Timișoara, and Dr. Ioan Șumandea-Simionescu, Babes-Bolyai University Cluj-Napoca
- 12:25 – 12:45 am *Competencies and powers of ESAs and NCAs: do "atypical financial products" fall outside such competencies and powers? If not, should they be included?* – Prof. Dr. Paola Lucantoni, Università di Roma Tor Vergata
- 12:45 am – 1 pm Q&A time

1:00 - 2:30 pm – **Light lunch**

Afternoon Session chaired by Dr. Klaus Löber, Chair of the ESMA CCP Supervisory Committee and Director for Central Counterparties at ESMA

2:30 – Roundtable - The regulation of “atypical financial products” in national
3:15 pm jurisdictions. Regulatory profiles
Moderator, Dr. Dimitris Tsibanoulis, President of the Hellenic Association for Financial Law

- Anastasia (Natassa) Stamou, Vice Chair of the Hellenic Capital Markets Commission and Chair of the Investment Guarantee Fund, General Secretary of the Hellenic Association for Financial Law
- Prof. Marina Teller, Université Nice Côte d’Azur
- Avv. Grazia Bonante, Lawyer, Studio Legale Lener & Partners, Rome

3:15 – Roundtable – The judicial treatment of “atypical financial products”. Civil and
4:00 pm criminal law profiles
Moderator, Prof. George Lekkas, University of Athens

- Assist. Prof. Antonios Papadimitropoulos, National and Kapodistrian University of Athens
- Me. Julien Martinet, Lawyer, Swift Litigation, Paris
- Prof. Stéphane Rousseau, Université de Montréal, President of the Quebec Observatory on Securities Law

4:00 – Presentation of selected papers (in alphabetical order)

5:30 pm

- Maria Glynou, Unveiling the Missing Pieces of Digital Assets Regulation: Security Interests over NFTs - Enforceability Challenges and Legal Certainty within the EU regime
- Rosanna Magliano, Are diamonds a banks’ affaire?
- Dragos Mihail Manescu, Blockchain & banking. Perspectives of the new financial banking paradigm
- Elena Mouzaki, Do cryptocurrencies qualify as ‘securities’? The Greek jurisdiction paradigm
- Cristina Elena Popa Tache – Constantin Brânzan, Atypical financial products between speculation and legality connected with international law
- Kimon Saitakis, Legal challenges stemming from investing in Metaverse real estate
- Filippos Siozos, How DAOs constitute the ideal atypical goods vehicle & why should they be regulated

Discussant, Bertrand Bréhier, Université Nice Côte d’Azur and Vice-president of the European Society for Banking and Financial Law

5:30 pm – **End of the conference**

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