



Annual Conference on White-Collar Crime in the EU 2020

Whistleblowers, Tax Fraud, Asset Recovery, Cryptocurrencies

Trier, 12-13 March 2020

**UP
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EXPERTISE

**Criminal
Law**



Speakers

- Anders Brosveet**, Lawyer and Managing Partner, Elden, Oslo
- José Castillo García**, Legal Officer, European Public Prosecutor's Office, Luxembourg
- Noémie Davody**, Deputy Public Prosecutor, National Financial Prosecutor's Office, Paris
- Kyrill Farbmann**, European Compliance Director, Global Compliance & Safety, McDonald's Corporation, Brussels
- Ramin Farinpour**, Senior Lawyer, European Criminal Law Section, ERA, Trier
- Michaël Fernandez-Bertier**, Lawyer; Lecturer, Solvay School of Economics and Management; Member of the Board of Directors of Transparency International Belgium, Brussels
- Muthupandi Ganesan FCIArb**, Barrister and Partner, Scarmans, London
- HH Michael Hopmeier**, Circuit Judge, Southwark Crown Court, London; Honorary Visiting Professor of Law, City, University of London
- Philippe de Koster**, Director, Belgian Financial Intelligence Processing Unit (FIU-CTIF-CFI), Brussels
- Maria Mollica**, Policy Officer, Fundamental Rights Policy Unit, DG Justice and Consumers, European Commission, Brussels
- Jan Schletz**, Public Prosecutor, Department for Tax Crimes, Public Prosecution Service Cologne
- Laura Vaik**, Member of the Economic Crime Team; National Member for Estonia, Eurojust, The Hague
- Marco Zwick**, Director, UCI Department, *Commission de Surveillance du Secteur Financier* (CSSF), Luxembourg

Key topics

- Update on the EU legal and policy framework and standards regarding white-collar crime, including the new Whistleblower Protection Directive
- Whistleblowers, tax fraud and asset recovery
- The use of cryptocurrencies in white-collar crime
- Case studies and best practices in EU Member States

Language
English

Event number
320R03

Organiser
Ramin Farinpour (ERA)



Annual Conference on White-Collar Crime in the EU 2020

Thursday, 12 March 2020

08:30 Arrival and registration of participants

09:00 **Opening of the conference**
Ramin Farinpour

I. LATEST DEVELOPMENTS IN THE EU'S ACTION FRAMEWORK TO COUNTER WHITE-COLLAR CRIME

Chair: Ramin Farinpour

09:10 **The evolution of EU white-collar crime legislation and its latest effects on enforcement and compliance**

- Directive on facilitating the use of financial information for the prevention, detection, investigation or prosecution of certain criminal offences
- Asset recovery
- Challenges and gaps in public and private-sector compliance

Michaël Fernandez-Bertier

10:00 **Towards becoming operational: the EPPO and its effects on countering white-collar crime when affecting the EU's financial interests**

- Structure and competences
- Initiating and conducting investigations and prosecuting before national courts
- Cooperation with (non-participating) Member States, third states and EU bodies

José Castillo García

10:45 Discussion

11:00 Coffee break

11:30 **The new Directive on the protection of persons who report breaches of Union law**

- Protected profiles and scope of application
- Reporting channels and support, protection measures for whistleblowers
- Feedback obligations for authorities and companies

Maria Mollica

12:00 Discussion

II. INSIGHTS AND CHALLENGES FACED BY VARIOUS SECTORS IN RELATION TO COMPLIANCE WITH MEASURES TO COMBAT WHITE-COLLAR CRIME

Chair: Ramin Farinpour

12:15 **Challenges faced in adapting internal compliance rules to evolving EU white-collar crime legislation in a large global company**

- Anti-corruption and fraud policies
- Whistleblower policy
- Self-regulation

Kyrill Farbmann

12:45 Discussion

13:00 Lunch

14:00 **Financial investigations and the prosecution of white-collar crimes: best practice**

Laura Vaik

14:30 **Supervising financial markets: latest regulatory insights into countering financial crimes and observing compliance**

Marco Zwick

15:00 Discussion

15:15 Coffee break

Objective

This annual conference will analyse the current European policy and legal framework for countering white-collar crime, as well as changes being proposed and implemented in the coming years. It will discuss recent insights, case studies and best practices at both EU and national levels.

Who should attend?

Judges, prosecutors, lawyers in private practice, government officials and other stakeholders

You will learn...

- about the latest developments in EU legislation and policy to counter white-collar crime, including the Whistleblower Protection Directive
- about preparations for the EPPO becoming operational and how it will impact white-collar crime investigations
- about the latest insights and challenges faced by companies, the judiciary, regulatory authorities and lawyers in countering white-collar crime
- about case studies and developments in relation to tax fraud, asset recovery and cryptocurrencies

What participants liked in 2019

“good possibility to share experiences”

“different specialists in the field...”

“very well organised”

“good choice of topics”

Venue

ERA Conference Centre
Metzer Allee 4, Trier

Your contact persons



Ramin Farinpour
Senior Lawyer
E-Mail: rfarinpour@era.int



Julia Reitz
Assistant
E-Mail: jreitz@era.int

15:45 **Issues and challenges in relation to defence: a lawyer's perspective**

- Compliance, international investment, accounting and tax fraud
- Insider dealing and market manipulation
- Confiscation

Anders Brosveet

16:30 Discussion

III. LATEST ACTIONS AGAINST WHITE-COLLAR CRIME: CASE STUDIES

Chair: Ramin Farinpour

16:45 **Insights into the French deferred prosecution agreements as a means of reaching negotiated criminal settlements with companies: cross-border resolutions and comparison with other Member States' jurisdictions**

Noémie Davody

17:15 **The cum-ex files: a cross-border investigation into the largest multi-billion euro tax fraud scheme to date in the EU**

- Analysis of the complicity of banks, stock traders and lawyers

Jan Schletz

17:45 Discussion

18:00 End of first conference day

19:00 Guided tour of the city of Trier and dinner

Friday, 13 March 2020

IV. ASSET RECOVERY AND CONFISCATION

Chair: Ramin Farinpour

09:30 **The judicial perspective on the importance of and challenges faced with asset recovery: latest developments**

- Criminal and non-conviction-based confiscation
- Anti-money laundering and mutual recognition of decisions

Michael Hopmeier

10:15 **The EU requirement of a registry of ultimate beneficial ownership (UBO) to cut white-collar crime and its effects on financial dealings and investigations**

- Insights since going live in Belgium

Philippe de Koster

10:45 Discussion

11:00 Coffee break

V. CRYPTOCURRENCIES AND BLOCKCHAINS

Chair: Ramin Farinpour

11:30 **Criminal money flows on the internet and the (mis)use of bitcoins: which MLA instruments and investigation techniques?**

- Bitcoins and blockchain
- Mining: purpose and functions
- Wallets and addresses
- Investigation techniques
- Search, seizure and MLA requests in the virtual world

12:15 **A lawyer's perspective on criminal investigations into cryptocurrencies and blockchains**

- Advice on regulatory affairs and international cooperation

Muthupandi Ganesan

13:00 Discussion

13:15 End of annual conference and light lunch

For programme updates: www.era.int

Programme may be subject to amendment.

Discover Trier

Discover Trier, built on centuries of history and surrounded by diverse culture.



Experience what inspired the Romans, immerse yourself in the city's rich and varied history, or simply take a stroll and soak up the atmosphere. Explore some of the main attractions and landmarks and visit the Porta Nigra, the Cathedral of Saint Peter and Constantine Basilica to name but a few.

CPD

ERA's programmes meet the standard requirements for recognition as Continuing Professional Development (CPD). This event corresponds to **10 CPD hours**.

Save the date

Healthcare Fraud in the EU

Rome, 23-24 April 2020

Artificial Intelligence (AI) and the Criminal Justice System

London, 4-5 June 2020

Summer Course on European Criminal Justice

Trier, 22-26 June 2020

e-Presentations

Latest Developments in the International Legal And Policy Framework in Relation to Recovery of Assets: from UN and Council of Europe to OECD/FATF Standards and Reports
 Michaël Fernandez-Bertier

Establishing Minimum Rules and Enhancing Effective Cross-Border Cooperation within the EU in Relation to the Freezing, Confiscation and Recovery of Assets
 Michaël Fernandez-Bertier

The Benefits and Difficulties of a Multi-Agency Approach to the Freezing, Confiscation and Recovery of Assets: the Experiences of the Irish Criminal Assets Bureau
 Declan O'Reilly

Overcoming Cross-Border Obstacles to the Freezing, Confiscation and Recovery of Assets: the Work and Assistance Given by Eurojust - Case Studies

Francis Cassidy

www.era.int/elearning

Registration

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Europäische Rechtsakademie
Academy of European Law
Académie de Droit Européen
Accademia di Diritto Europeo

Registration

Fax: +49 (0) 651 93737-773

E-mail: info@era.int

Online registration:
www.era.int/?129294&en

Postal address:
ERA
Postfach 1640
D-54206 Trier

Location

ERA Conference Centre
Metzer Allee 4, 54295 Trier

Language

English

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Accommodation at special rates



Vienna House Easy Trier,
from € 99
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Contact the hotel directly to make your reservation (see para. 16 www.era.int/legalnotice).

Please indicate the event you will attend.



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Evening programme: I shall attend the function on 12 March (at no extra charge).

Registration fee

Fee	Standard	EU & ERA patrons*	Young lawyers & other groups**
Registration by 12/02/2020	€ 621.00 <input type="checkbox"/>	€ 372.60 <input type="checkbox"/>	€ 465.75 <input type="checkbox"/>
Registration after 12/02/2020	€ 690.00 <input type="checkbox"/>	€ 414.00 <input type="checkbox"/>	€ 517.50 <input type="checkbox"/>

* EU and ERA Patrons

- Staff of European Union institutions and agencies;
- Staff of ERA's patrons: all EU Member States (Austria, Belgium, Bulgaria, Croatia, Cyprus, Czech Republic, Denmark, Estonia, Finland, France, Germany, Greece, Hungary, Ireland, Italy, Latvia, Lithuania, Luxembourg, Malta, the Netherlands, Poland, Portugal, Romania, Slovakia, Slovenia, Spain, Sweden, United Kingdom), the German states, Scotland and the City of Trier
- Fellows of the European Law Institute

** Young lawyers & other groups

- For young lawyers up to 30 years of age (important: the participant must provide a copy or details of his or her passport or identity card on registration);
- Full-time staff of universities or comparable academic institutions;
- Staff of charitable organisations or comparable institutions
- Registration of three or more employees from the same organisation

Method of payment

- Credit card For registration with credit card payment please go to our website www.era.int/?129294&en
- Cheque Cheque number
- Bank transfer

I will transfer the registration fee to ERA's account at Deutsche Bundesbank Saarbrücken:
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Place, Date

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