



**PETER A. ALLARD  
SCHOOL OF LAW**  
THE UNIVERSITY OF BRITISH COLUMBIA

**CENTRE FOR  
BUSINESS LAW**



## VIRTUAL COLLOQUIUM ON RESOLUTION OF FINANCIALLY DISTRESSED FINANCIAL INSTITUTIONS

**Sunday and Monday September 13 and 14 2020, 9:00 to 11:30 EDT<sup>1</sup>**

Hosted by the University of British Columbia Centre for Business Law, with the support of the International Insolvency Institute, the colloquium is aimed at allowing practitioners, policymakers and judges to exchange ideas on the most effective mechanisms for resolution of financially distressed financial institutions. Panels will include treatment of structured financial contracts, examination of issues unique to insurance sector resolution, discussion of recent developments globally, and analysis of a potential cross-border model law on financial institution resolution. There is no registration fee.

Register [HERE](#) for Day 1 September 13

Register [HERE](#) for Day 2 September 14

### AGENDA [Eastern time]

#### Day 1 SUNDAY SEPTEMBER 13

**9:00** [Welcome and introduction of keynote speaker: Chief Justice Geoffrey Morawetz](#), Ontario Superior Court of Justice, Canada

[Opening Keynote: Donald Bernstein](#), David Polk & Wardell LLP, New York, US

**9:20** [Insights from Asia's Financial Institution Resolution Systems](#)

Panel Chair: **Justice Kathryn Feldman**, Court of Appeal for Ontario, Canada

**Patrick Ang**, Rajah & Tann, Singapore

**Professor Hideki Kanda**, University of Tokyo, Emeritus, and Gakushuin University, Japan

**9:50** [Insights from North American Recovery and Resolution systems](#)

Panel Chair: **Justice Shelley Fitzpatrick**, Supreme Court of British Columbia, Canada

**Robert O Sanderson**, Chair, Board of Directors, Canada Deposit Insurance Corporation.

**Dr Maziar Peihani**, Lawson Lundell UBC Professorship in Business Law, University of British Columbia, Canada, "Canadian Bail-in Regime in a Comparative Perspective"

**Professor Ted Janger**, David M Barse Professor of Law & Associate Dean for Faculty Research, Brooklyn Law School, "US system of resolution of financial institutions and any barriers to cross-border cooperation"

**Marc Lemieux**, Lemieux Business Law, Montréal, "Payment Systems"

**10:35** [Treatment of Structured Financial Products during Financial Institution Resolution](#)

Panel Chair: **Justice Marie-Anne Paquette**, Québec Superior Court, Canada

**Dr Riz Mokal**, South Square Chambers, London, UK

---

<sup>1</sup> 6:00 am PDT, 9.00 am EDT, 2.00 pm BST, 9.00 pm SGT, 10.00 pm JST

**Professor Steven L Schwarcz**, Stanley A Star Professor of Law & Business, Duke University School of Law, US

**Professor Anna Gelpern**, Professor of Law, Georgetown Law, US

**11:15 Closing remarks Dr Elke König**, Chair, EU Single Resolution Board

11:30 Adjourn for the day

## **Day 2 MONDAY SEPTEMBER 14**

**9:00 Principles Informing Cross-border Resolution of Financial Institutions**

Panel Chair: **The Honourable Clément Gascon**, Woods sencl/LLP, Montréal, Canada

**Dr Janis Sarra**, University of British Columbia, Canada

**Alexander Bornemann**, Bundesministerium der Justiz, Germany

**9:20 Conceptualizing a Model Law on Cross-Border Financial Institution Resolution**

Chair: **Justice Barbara Romaine**, Alberta Court of Queen's Bench, Canada

**Professor Irit Mevorach**, University of Nottingham, UK

**Dr Stephen Madaus**, Martin-Luther-University Halle-Wittenberg, Germany

**Dr Ignacio Tirado**, UNIDROIT, Rome and University of Autonomia of Madrid, Spain

**10:05 Issues Unique to Cross-border Resolution of Insurance Companies**

Panel Chair: **Justice Georgina Jackson**, Saskatchewan Court of Appeal, Canada

**Monica Marcucci**, Istituto per la Vigilanza sulle Assicurazioni, Italy

**Dr Jens Gal**, House of Finance der Goethe-Universität Frankfurt, Germany

**10:40 Insights from Africa and Other Emerging Nations on Financial Institution Recovery and Resolution**

Panel Chair: **Justice Blair Nixon**, Alberta Court of Queen's Bench, Canada

**Antonia Preciosa Menezes**, Senior Financial Sector Specialist, World Bank, Washington, DC, US

**Professor John Pottow**, John Philip Dawson Collegiate Professor of Law, University of Michigan, US

**11:15 Closing remarks Dr Eva Hüpkens**, Financial Stability Board, "The FSB Key Attributes of Effective Resolution Regimes for Financial Institutions – how far have we come in making financial institutions resolvable?"

11:30 Colloquium ends