

Please register by 25.11. 2018

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Venue

Sigmund Freud University

Freudplatz 3

1020 Vienna

Austria



IACPIL

Interdisciplinary Association of
Comparative and Private International Law

IACPIL Conference
**Receivables and Securities
in Private International Law**

29 November 2018

Sigmund Freud University Freudplatz 3, 1020 Vienna, Austria

Receivables and Securities in Private International Law

The aim of this half-day conference is to discuss the proposals of the EU Commission on the law applicable to third-party effects of transactions in securities and assignment and the relevant issues arising in cross-border securities and receivables finance transactions. Experienced speakers from the EU Commission, academia and law practice will address practical issues arising in the context of cross-border security trading, assignment and subrogation, factoring, securitisation, and similar transactions both in the light of the relevant EU proposal, national law and uniform law instruments, such as the UN Assignment of Receivables Convention and the UNCITRAL Model Law on Secured Transactions. The advantages and disadvantages of the different approaches will be discussed from a comparative law perspective, with special focus on current challenges and opportunities arising from the digitalisation of trade and Brexit. The conference topic is particularly relevant for practitioners from the financial industry, as well as legal scholars focusing on private international, banking and civil law. The conference is open to the public. Registration, however, is required for practical reasons. Participation in the conference is free of charge.

Program

15:30

Welcome

Panel 1 The law applicable to third-party effects of assignment of claims

Chair: *Verena Cap* (Ministry of Constitutional Affairs, Reforms, Deregulation and Justice)

15:40 – 15:55

Ondrej Vondracek (EU Commission)

The proposal for a regulation on the law applicable to third-party effects of assignment COM(2018) 96 final – An insider perspective

15:55 – 16:10

Spyridon Bazinas

Approaches to the law applicable to third-party effects of assignment taken in uniform law

16:10 – 16:25

Eva-Maria Kieninger (Universität Würzburg)

The law applicable to third-party effects of assignment – considerations from a continental European perspective

16:25 – 16:40

Michel Deschamps (McCarthy)

The law applicable to the third-party effects of assignment – comparison between the Commission proposal and the US and Canadian approaches

16:40 – 16:55

Christian Heinze (Universität Hannover)

The law applicable to third-party effects of assignment and conflict rules for insolvency

Discussion

Coffee Break

Panel 2 The law applicable to proprietary effects of transactions in securities

Chair: *Spyridon Bazinas*

18:00 – 18:15

Michael Müller (Universität Bayreuth)

Approaches to the law applicable to proprietary effects of transactions in securities taken in uniform law

18:15 – 18:30

Nadia De Souza (EU Commission)

Recent action of the European Commission concerning the law applicable to proprietary effects of transactions in securities – An insider perspective

18:30 – 18:45

Florian Heindler (Sigmund Freud University)

The law applicable to proprietary effects of transactions in securities – comparative legal considerations

18:45 – 19:00

Gerald Spindler (Universität Göttingen)

Fintech, digitalization and the law applicable to proprietary effects of transactions in securities

Discussion

Concluding remarks

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