



## The European Banking Union and Its Instruments

### *Experience from the First Years of an Interplay with National Banking Supervision and Resolution*

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**WORKSHOP ORGANISED BY PROFESSORS GIORGIO MONTI, STEFAN GRUNDMANN, DALVINDER SINGH (WARWICK, UK) AND CHRISTY PETIT (EUI RESEARCHER)**

**EUROPEAN UNIVERSITY INSTITUTE  
11 OCTOBER 2016**

SALA DEL CONSIGLIO – VILLA SALVIATI  
VIA BOLOGNESE 156, I-50139 FIRENZE, ITALY

After two years of existence, it is time to focus on what happened in practice for the Single Supervisory Mechanism (SSM) and the Single Resolution Mechanism (SRM), i.e. in the core of the Banking Union, in Member States and beyond the EU. The workshop gathers as broad a range of perspectives as possible with a variety of countries (ins and outs, including non-participating Member States and third countries, crisis and non-crisis countries), levels (national, supra- and international), and backgrounds (academic and supervisory practice).

A good range of the most important issues will be discussed, namely: to what extent does the regulatory framework under the Single Rulebook assist or hinder centralized decision-making? Have the Joint Supervisory Teams (JST) proven to be a tool to have both a sufficiently high information basis on the local level of the banks supervised and robust enough a membership to avoid capture? Has the split of supervisory competences in the SSM created problems or can it be seen as a sensible scheme?

But also, if the purpose of the SRM, as part of the Banking Union project, is to centralize resolution decision-making, to what extent does discretion remain within the national authorities? To what extent should all classes of retail financial services be exempted from bail-in? To what extent does Minimum Requirement for own funds and Eligible Liabilities (MREL) under the BRRD framework and the Total Loss Absorbing Capacity (TLAC) standard developed by the Financial Stability Board (FSB) give raise to a one size fits all approach to resolution?

Workshop venue: EUI, Villa Salviati (Sala del Consiglio) – Via Bolognese 156, I-50139 Firenze

Conference secretariat: Olga Lupu, tel.+39-055-4685 306

# PROGRAMME

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Tuesday, 11<sup>th</sup> October 2016

SALA DEL CONSIGLIO, VILLA SALVIATI

9.00-9.15 *Welcome Coffee (Sala della Conchiglia)*

9.15-9.20 **Introduction**

**Session 1: National Case Studies – The ‘Ins’ Perspective**

**Chair: Giorgio MONTI**

*Professor of Competition Law, Head of the Law Department, EUI*

9.20-9.40 **Jens-Hinrich BINDER**

*Professor of Law, Tübingen University, Germany*

9.40-10.00 **Edouard FERNANDEZ-BOLLO**

*Secretary General, Autorité de contrôle prudentiel et de résolution, France*

10.00-10.20 **Laura WISSINK**

*Senior Legal Counsel, De Nederlandsche Bank, Netherlands*

10.20-10.40 **Raffaele D’AMBROSIO**

*Senior Lawyer, Legal Services Directorate, Bank of Italy, Italy*

10.40-11.10 **Q&A**

11.10-11.30 *Coffee Break (Sala della Conchiglia)*

**Session 2: National Case Studies – The ‘Outs’ Perspective**

**Chair: Dalvinder SINGH**

*Professor of Law, University of Warwick, United Kingdom*

11.30-11.50 **Peter BRIERLEY**

*Senior Technical Adviser, Resolution Directorate, Bank of England, United Kingdom*

11.50-12.10 **Jeremy JENNINGS-MARES**

*Partner, Morrison & Foerster (UK) LLP, United Kingdom*

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12.10-12.30 **Olga SZCZEPANSKA**  
*Deputy Director, Financial Stability Department, Central Bank of Poland, Poland*

12.30-13.00 **Q&A**

13.00-14.00 *Lunch (Sala della Conchiglia) – by invitation only*

**Session 3: National Case Studies – Crisis Countries Perspective**

**Chair: Christy PETIT**  
*Researcher, Law Department, EUI*

14.00-14.20 **Christos GORTSOS**  
*Professor of Public Economic Law, Law School, University of Athens, Greece*

14.20-14.40 **Curra MUNUERA**  
*Partner at CMS Spain-Albiñana & Suarez de Lezo- Banking&Finance Department, Spain*

14.40-15.00 **Mikaella YIATROU**  
*Researcher, Law Department, EUI, Cyprus*

15.00-15.50 **Q&A**

15.50-16.10 *Coffee Break (Sala della Conchiglia)*

**Session 4: Supranational and International Perspectives**

**Chair: Stefan GRUNDMANN**  
*Professor of Transnational Private Law, EUI*

16.10-16.30 **Pamela LINTNER**  
*Senior Financial Sector Specialist, World Bank, Vienna*

16.30-16.50 **Dalvinder SINGH**  
*Professor of Law, University of Warwick, United Kingdom*

16.50-17.10 **René SMITS**  
*Professor of Law of the Economic and Monetary Union, University of Amsterdam*

17.10-17.30 **Pedro Gustavo TEIXEIRA**  
*Secretary to ECB Decision Making Bodies and Director of ECB General Secretariat*

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17.30-18.00 **Q&A**

18.00 **Conclusions**

19.30 *Dinner (Time and venue tbc) – by invitation only*

*NOTE: Chatham House Rule Applies*

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## SPEAKERS

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NAME	AFFILIATION
Jens-Hinrich Binder	Tübingen University, Germany
Peter Brierley	Resolution Directorate, Bank of England
Raffaele D'Ambrosio	Legal Services Directorate, Bank of Italy
Edouard Fernandez-Bollo	Autorité de contrôle prudentiel et de résolution, France
Christos Gortsos	University of Athens, Greece
Stefan Grundmann	European University Institute, Italy
Jeremy Jennings-Mares	Morrison & Foerster (UK) LLP
Pamela Lintner	World Bank, Vienna, Austria
Giorgio Monti	European University Institute, Italy
Curra Munuera	CMS Spain-Albiñana & Suarez de Lezo- Banking&Finance Department, Spain
Christy Petit	European University Institute, Italy
Dalvinder Singh	University of Warwick, United Kingdom
Renè Smits	University of Amsterdam, Netherlands
Olga Szczepańska	Financial Stability Department, Central Bank of Poland
Pedro Gustavo Teixeira	European Central Bank, Frankfurt, Germany
Mikaella Yiatrou	European University Institute, Italy

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