

Biography of invited speakers and moderators of the Banking and Financial Law School 2009

Antonio Sainz de Vicuna

- Joined Spanish Ministry of Finance in 1974
- Joined Spanish Ministry of Foreign Affairs, from 1979 to 1985 where he was legal advisor to the negotiation team which secured Spain's accession to the EC.
- Appointed chief legal advisor to the Ministry of Foreign Affairs before becoming chief international counsel at Banco Espanol de Credito in 1987.
- Joined European Monetary Institute in 1994
- Has been general counsel of ECB since 1998

Charles Proctor

- Member of MOCOMILA
- Specialises in the field of banking and financial services. Has particular experience in transactions involving a cross-border element and/or complex securities arrangements.
- His more recent transactional work comprises a variety of real estate and corporate facilities, including both conventional and Shariah compliant funding arrangements.
- He is also very active in regulatory fields. He has advised on numerous current issues, including the implementation of MIFID, credit risk mitigation under Basel II and the consequences of the Third EU Money Laundering Directive.
- Published three books and numerous articles on various aspects of banking law. His most recent publication – Sixth Edition of Mann on the Legal Aspect of Money, which is regarded as the leading text in its field.
- Holds the degree of Doctor of Laws and is an honorary professor in the School of Law, University of Birmingham. He is also a Fellow of the Institute of Advanced Legal Studies in London.

Stefan Gannon

Called to the Bar in England and Wales in 1973

In private practice and was later appointed as an international legal adviser to Midland Bank Plc. Arrived in Hong Kong in 1983 and became the legal adviser to the Monetary Affairs Branch of the Hong Kong Government and was involved in the establishment of the HKMA in 1993.

He has been a General Counsel and an Executive Director of HKMA since then.

Sits on Hong Kong's Standing Committee for Company Law Reform, is a member of the MOCOMILA, the deputy chairman of the Professional Advisory Board of the Asian Institute of International Financial Law and a fellow of the Society for Advanced Legal Studies.

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Thomas Baxter

- Has been general counsel and executive vice president of the Legal Group at the Federal Reserve Bank of New York since March 1995.
- Also serves as deputy general counsel of the Federal Open Market Committee.
- Primary responsibility to supervise the day-to-day operation of the New York Fed's legal group. He also serves on the Bank's Management Committee.
- Mr. Baxter joined the Bank as an attorney in August of 1980, following one-year appointment as a law assistant to the justices of the Appellate Division of the New York Supreme Court.
- Earned his law degree from the Georgetown University Law Center in 1979 after earning a Bachelor of Arts degree from the University of Rochester in 1976.
- He is a member of the New York bar.

Sir William Blair

Practised at the English Bar specialising in the law of domestic and international banking and finance, becoming a QC in 1994.

- Was the Chairman of the Commercial Bar Association between 2003 and 2005.
- He is a Visiting Professor at both the London School of Economics and the Centre for Commercial Law Studies.
- He has written and spoken widely on financial and other legal issues, and was appointed Chairman of the Qatar Financial Centre Regulatory Tribunal in 2006.
- Became a High Court Judge in England in 2008 and is one of the nominated judges who sit in the Commercial Court.
- He is a member of London's Financial Markets Law Committee, and has chaired the MOCOMILA since 2005.

Krirk Vanikul

- Has been assistant governor of the financial institutions policy group, Bank of Thailand, since 2003.
- In 2002 he was assistant governor of the fund management group.
- He has served as senior director of the legal group and director of the legal department since joining Bank of Thailand in 1994.
- Before that he was a senior judge at the Central Labour Court. He joined the Ministry of Justice in 1980.
- He is a part time lecturer at the faculties of law at Chulalongkorn University, Thammasat University and Assumption University.
- He has a bachelor of law degree from Chulalongkorn University; bachelor of arts in jurisprudence from Oxford University; and barrister-at-law degrees from Institute of Legal Education, the Thai Bar Association, and Middle Temple, UK.



The SEACEN Centre



BANK NEGARA MALAYSIA
CENTRAL BANK OF MALAYSIA



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Mario Giovanoli

- Swiss national, Doctor in Law and Bachelor in Political Science (Lausanne)
- General Counsel and the Manager in the Bank for International Settlements
- Professor of Banking and Monetary Law at the University of Lausanne and Chairman of the MOCOMILA
- Publications include articles and studies on various topics of Swiss, European and international banking, monetary and financial law.

Kazuaki Sono

- Professor of Law, Hokkaido University
- MOCOMILA member

Sir Ross Cranston

- Sir Ross Cranston is a judge of the High Court, Queens Bench Division.
- He is also a Visiting Professor of Law at the London School of Economics and Political Science.
- He was a member of the House of Commons in the United Kingdom from 1997-2005. He was Solicitor General from 1998-2001.
- Previously he was Centennial Professor and Cassel Professor of Commercial Law at LSE. Before that he was Lubbock Professor of Banking Law and Director of the Centre for Commercial Law Studies at Queen Mary & Westfield College.
- He was educated in Australia and at Harvard Law School and Oxford.
- He has held consultancies with UNCTAD, the World Bank, the IMF and the Commonwealth Secretariat to advise different countries on commercial, banking and securities laws.

Azyrain bin Borhan

- Director of Corporate Development and Policy Department, Companies Commission of Malaysia

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Phillip Koh Tong Ngee

- Philip TN Koh graduated with a Bachelor of Laws degree from the University of Malaya (1978) and holds a LLM degree (1980) from the University of London (Kings College).
- He has a wide-ranging career spanning the academia, the corporate world and the professional. Prior to joining the current firm, he was a partner in a prominent Kuala Lumpur based firm, where he was involved in a broad range of corporate and securities matters relating to all forms of business organizations, primarily Mergers and Acquisitions, Privatization, Financial Services and Securities Industries, Corporate and Investment Law and Corporate Governance. He assists clients in structuring their companies and in negotiating transactions with third parties. This includes advice on the most efficient form of business entity (corporation, limited liability company, partnership, etc.) as well as drafting agreements among the founders of the business, including shareholders, limited liability and partnership agreements.
- He is an Adviser to the Malaysian Institute for Corporate Governance (MICG). He has served as Adjunct Professor Deakin University, Australia, member of the Audit Sub Committee of the Bursa Malaysia and Malaysian Institute of Accountants. Currently he is a member of the Corporate Law Reform Steering Committee and Malaysian Institute of Accountants Ethics Committee.
- He was a visiting Fulbright Scholar attached to Harvard University, Economics Department where he read Law and Economics under Professor Oliver Hart.
- Philip co-authored publications such as "The Law of Contract in Malaysia and Singapore – Cases and Commentary" (Oxford) (1979), Chan & Koh's Company Law (Sweet & Maxwell) and Sheridan & Groves, The Constitution of Malaysia (LexisNexis).
- He is a member of the Editorial Advisory Board of the Bankers Journal Malaysia, a publication of the Institute of Bankers Malaysia and was co-project writer and consultant on Corporate Governance and Corporate Insolvencies for the World Bank, OECD, ADB and ADBI. He is a much sought after speaker and paper presenter at Seminars and Conferences, both local and internationally.

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Cynthia Lichtenstein

- A noted specialist on international banking and international transactions, Professor Cynthia C. Lichtenstein retired from active teaching duties at BCLS in the Spring of 2001. She has been a member of the faculty at Boston College Law School since 1971.
- Professor Lichtenstein has lectured in numerous cities around the world including London, Paris, Buenos Aires, and Sydney, Australia. In addition to significant involvement with a major New York law firm in various capacities over the years, she served briefly with the European Economic Community.
- Among her many contributions to public and private international law, Professor Lichtenstein served as President of the International Law Association (American Branch) from 1986 to 1992, as an officer of the American Society of International Law, and as a member of the Board of Editors of the American Journal of International Law from 1982 to 1991.
- Professor Lichtenstein is the author of many significant articles on international banking regulation and international transactions. Her most recent article, "Dealing with Sovereign Liquidity Crises: New International Initiatives for the New World of Volatile Capital Flows to and From Emerging Markets," 29 McGeorge Law Review 807 (1998) and a short version, under the title "Innoculating Against the Asian Flu," appears in the Boston College Law School Magazine, Fall 1998. A short viewpoint, "Do Globalized Financial Markets Need a New Architecture of Regulation?," appeared in the December 1998 Translex.
- Professor Lichtenstein graduated magna cum laude from Radcliffe College (A.B.) and magna cum laude from Yale Law School (J.D.) She also holds a Master's degree in Comparative Law from the University of Chicago Law School.

Ernest Patrikis

- Partner of White & Case, New York
- Served senior positions in Federal Reserves Bank of New York for 30 years and 8 years in AIG
- Served as the General Counsel, Chief Operating Officer as a First Vice President to the Federal Reserves Bank of New York
- A member of NASDAQ Legal and Compliance Advisory Committee, the Economic Clubs of New York, the Futures and Derivatives Committee of the Association of the Bar of the City of New York, the Executive Committee of the Banking Law Committee of the Federal Bar Association, the Council of Foreign Relations and the Atlantic Legal Foundation.
- Recognised as an authority on banking law and regulations and has served on the banking, insurance, securities regulation, futures regulation, corporate law and European law committees of the Association of the Bar of the City of New York.

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Eva Hupkes

- Dr Hupkes is the head of regulation in the legal department of the Swiss Federal Banking Commission.
- She also co-chaired the Cross-border Bank Resolution Group, Basel Committee on Banking Supervision.
- Dr. Hüpkes has worked on various regulatory projects in the area of banking supervision, which include the elaboration of the SFBC's recently adopted Anti-Money Laundering Ordinance.
- As a member of the Working Group on Cross-Border Banking of the Basel Committee on Banking Supervision, she has also been involved in the formulation of sound practices in the area of customer due diligence on the international level.

Ernest Patrikis

Partner of White & Case, New York

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- Served as the General Counsel, Chief Operating Officer as a First Vice President to the Federal Reserves Bank of New York
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- Recognised as an authority on banking law and regulations and has served on the banking, insurance, securities regulation, futures regulation, corporate law and European law committees of the Association of the Bar of the City of New York.

Jacqueline Low

- Senior Counsel, ISDA, Singapore Office
- Ms Low joins ISDA from DBS Bank Ltd, where she was the Managing Director and Regional Treasury Counsel, heading the Global Financial Markets Treasury Legal Group.
- Prior to that, she headed the Emerging Markets Sales & Trading Asia-Pacific Legal Group at Citibank, and was the Regional Legal, Tax & Compliance Head for Rabobank and the Regional Legal & Compliance Head for UBS.
- Before joining the banking sector, Ms Low was a partner in Khattar Wong & Partners and Wong, Yoong, Tan & Molly Lim and also practiced at Arthur Loke & Partners, Allen & Gledhill and Freshfields.
- Ms Low is admitted as an Advocate & Solicitor of the Supreme Court of Singapore and as a Solicitor of the Supreme Court of England and Wales.

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Akash Mohapatra

- Director and Senior Legal Counsel, Deutsche Bank AG

Wong Sau Ngan

- General Counsel of the Securities Commission, Malaysia.
- Oversees the work of the Commission in the areas of Primary Market regulatory policies; Advisory & Law reform policies; Legal & Administrative action policies.
- Wong Sau Ngan has been personally involved in many of the Commission's developmental initiatives including those relating to formulating and recommending policy & regulatory frameworks for fund raising in equity & bond markets, in collaboration with industry and market participants. She has also undertaken specific projects to restore market confidence after the 1997 financial crisis towards enhancing corporate governance, bond market and enforcement frameworks.
- Throughout her employment with the Securities Commission, she has represented the Commission at numerous international and domestic forum and seminars and had contributed in several publications on the subject of financial laws and regulations.
- Prior to joining the Securities Commission in 1993, Wong Sau Ngan was a Senior Assistant Manager with Bank Negara Malaysia with job functions ranging from advisory services, legislative drafting and policy formulation of banking law. Wong Sau Ngan obtained her degree in Law from the University of Malaya and her LLM from Harvard Law School.

Lim Yam Poh

- Lim Yam Poh is the General Counsel and Corporate Secretary, who is responsible for all legal advice provided to PIDM as well as services such as contracting, negotiating settlements and litigation. She also ensures that PIDM complies with all areas of statutory requirement, including legislation specific to PIDM's business and affairs such as the Malaysia Deposit Insurance Corporation Act 2005 and by-laws, other financial institutions legislation, and legislation relating to being a statutory agency and regulated employer.
- She also performs the role of Corporate Secretary and provides all legal services related to the Board. In particular, she provides input and advice to the Governance Committee through which the PIDM Board of Directors monitors and addresses corporate governance matters.
- She has over seven years of experience in a leading law firm in Kuala Lumpur. She was with the Malaysian Securities Commission between 1997 and 2000 and a senior manager at the Hong Kong Securities and Futures Commission between 2000 and 2005.
- She holds an honours Bachelor of Laws degree from the University of Birmingham, England and has been called to the Bar of England and Wales and in Malaysia.

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