



Trinity College Dublin
Coláiste na Tríonóide, Baile Átha Cliath
The University of Dublin

Trinity Long Room Hub
Arts & Humanities Research Institute



Addressing the Global Challenge of Responsive FinTech Regulation

Friday 8 March 2019, Trinity College Dublin, Ireland

*Corporate Law, Governance and Capital Markets Research Group,
School of Law, Trinity College Dublin*

Symposium Objectives

Founded in 1740, Trinity College Dublin's School of Law, is one of the leading Law Schools in Europe. The Corporate Law, Governance and Capital Markets Group in the School of Law is holding a one-day symposium in association with the European Banking Institute on addressing the global challenge of responsive FinTech regulation.

The symposium aims at examining the regulatory challenges posed by financial technology. Cryptocurrencies, blockchain technology, smart contracts, robo-advisors, initial coin offerings are challenging incumbent practices and firms. The evolving field of FinTech gives rise to new investor protection and financial stability risks. Regulators around the world are seeking to devise an optimal regulatory response, which addresses the challenges posed by FinTech without stifling innovation. Contributors to the symposium will seek to assess the benefits offered by financial technology, the dangers posed and the optimal regulatory approach.

Symposium Venue

The symposium will take place on Friday 8 March 2019 at Trinity Long Room Hub, Trinity College Dublin. Trinity College Dublin was established in 1592 and its historic campus is situated in Dublin city centre within easy access from Dublin airport.

Registration

<https://www.eventbrite.ie/e/addressing-the-global-challenge-of-responsive-fintech-regulation-tickets-56327137986>



Symposium Programme

9am: Registration and Coffee

9.30: Opening Remarks

Keynote Lecture: *The Future of Cryptoassets: From Blowing Bubbles to Proprietary Payment Systems*

Professor Emilius Avgouleas, Chair of International Banking Law and Finance, University of Edinburgh

10.10: SESSION I: QUESTIONS OF BROAD REGULATORY APPROACH FOR FINTECH REGULATORS

Chair: Professor Blanaid Clarke, McCann FitzGerald Chair of Corporate Law, Trinity College Dublin, member of Academic Board of EBI

Cross-sectoral Approaches in Financial Regulation and FinTech

Dr Eugenia Macchiavello, Lecturer in Banking Law, University of Genoa

Regulatory Sandboxes

Professor Hilary J. Allen, Associate Professor, American University Washington College of Law

Opportunity-based Regulation: The Signalling Function of the Regulatory Sandbox for FinTech Innovation

Professor Deirdre Ahern, Associate Professor, School of Law, Trinity College Dublin

11.35: Coffee

11.55: SESSION II: EUROPEAN AND GLOBAL PERSPECTIVES ON CROWDFUNDING AND CROWDLENDING MARKETS AND REGULATION

Chair: Professor Deirdre Ahern, Trinity College Dublin

Consumer Peer-to-Peer Lending: Towards an Effective Legal Framework for Platforms?

Martha Buit, PhD Candidate at the Groningen Centre of European Financial Services Law, University of Groningen

The Need for the Private Regulation of Crowdfunding

Prof. Dr. Jan Biemans, Professor of Private Law, Utrecht University

Regulation of Loan-based Crowdfunding in the US, China, the UK and other Countries: Implications for the EU

Professor Alistair Milne, Professor of Financial Economics, Loughborough University

13.10-14.10: Lunch

14.10: SESSION III: BLOCKCHAIN TECHNOLOGIES AND SMART CONTRACTS

Chair: Dr Alexandros Seretakis, Assistant Professor, Trinity College Dublin

Towards an Optimal Regulation of Innovative Markets: An Example of Responsive Regulation of Blockchain Technology-driven Innovation in Retail Payment Systems

Nikita Divissenko, PhD Candidate, Department of Law, European University Institute

Legal Boundaries of Blockchain Technologies: Smart Contracts as Self-Help

Prof. Dr Florian Möslin, Institute for Law and Regulation of Digitalisation, University of Marburg, Germany

15.05: SESSION IV: THE ECONOMICS AND REGULATION OF CRYPTOASSETS

Chair: Dr. Suryapratim Roy, Assistant Professor, Trinity College Dublin

Calculating Market Shares of Cryptoassets

Nic Carter, Co-founder, CoinMetrics and Dr Konstantinos Stylianou, Lecturer, University of Leeds

Digitization of Money and Currency under German and EU Law

Prof. Dr Sebastian Omlor, Institute for Law and Regulation of Digitalisation, University of Marburg, Germany

Bitcoin as Property

Dr Noel McGrath, Lecturer, UCD

16.30: Closing Remarks

Deirdre Ahern and Alexandros Seretakis

The Law School, Trinity College Dublin

Trinity School of Law is consistently ranked as one of the top 100 Law Schools in the world. We are a scholarly community of staff, students and alumni, dedicated to the pursuit of legal knowledge and critical engagement with the legal challenges that confront modern communities. Our Faculty members are thought-leaders in their fields, all grappling with contemporary legal challenges. Through a number of research groups, staff and postgraduate research students collaborate in research projects, the organisation of conferences and the publication of academic papers. Staff are currently engaged in many national and international collaborations and research projects funded by the European Research Council, the Irish Research Council and Horizons 2020. Each year, we welcome a number of visiting academics to conduct research in Trinity. The School publishes one of Ireland's leading peer-reviewed journals, the Dublin University Law Journal, and engages in interdisciplinary scholarship through its membership of the Trinity Long Room Hub and Trinity Research in Social Sciences. The School is home to the Irish Centre for European Law and the Irish Jurisprudence Society. Our vibrant taught masters programmes - with a majority of students from outside Ireland drawn from over 30 countries around the world - provide an opportunity for advanced legal study. In particular, they reflect Dublin's unique position as a centre of global trade and a technology hub. The Law School offers dynamic programmes of postgraduate legal research to over 50 Irish and international students. Many doctoral students provide teaching support to undergraduate students as they commence their own academic and professional legal careers. In all of our activities, we respond to the rapidly changing technological environment for legal education and scholarship, while striving to meet our responsibilities to ensure equal access to law and to justice.

Trinity College Dublin is a founding academic member of the European Banking Institute ("EBI"), an international centre for banking studies, based in Frankfurt (see <https://ebi-europa.eu/>). The EBI is a joint venture between 29 of the most highly regarded European academic institutions and the Law School leads its involvement with the EBI. Its mission is to produce interdisciplinary, focused, relevant and worthwhile banking research; to stimulate synergistic debate between academics, policy makers, supervisors and supervised; to make recommendations, develop ideas and devise new strategies on banking in Europe; and to share its research outputs through publications, seminars and conferences. The EBI focuses on high-quality research into the legal and economic aspects of banking regulation, supervision and enforcement.