

GANADO  
ADVOCATES

# BANKING AND FINANCE LAW SEMINAR 2015

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**5 MARCH, 2015**  
**14:00 – 17:45**

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HILTON MALTA HOTEL  
PORTOMASO, ST. JULIAN'S

in collaboration with



Malta Bankers' Association

# PROGRAMME

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13:30

Coffee & Registration

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14:00

Welcome & Opening Address

**Conrad Portanier** – Partner, GANADO Advocates

Conrad is a partner at GANADO Advocates and currently heads the Banking International Department of the firm. He graduated Doctor of Laws from the University of Malta in 1999 and in the following year he read for a Master of Laws in Banking and Finance Law at University College London. Conrad's areas of practice are banking and finance law, as well as general commercial and corporate law. Conrad has written a number of articles on financial services legislation and is also a Visiting Lecturer at the Faculty of Laws, University of Malta.

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14:10

The Single Supervisory Mechanism – our experience so far

**Karol Gabarretta** – Director, Banking Supervision Unit, Malta Financial Services Authority

Karol is the Director of the Banking Supervision Unit within the Malta Financial Services Authority which he joined in 2002 after a 23-year-long career at the Central Bank of Malta. He is an Economics graduate from the University of Malta in 1993 and subsequently read for a Master in Financial Services at the same University. Karol currently represents the MFSA on the Supervisory Board of the ECB's Single Supervisory Mechanism. He has also provided technical assistance to beneficiaries under the EU Commission's TAIEX instrument as a public sector expert in the area of banking provisions of the financial services acquis.

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14:40

EU Payments Update:

An overview of the Payment Account Directive, PSD II and the EC Interchange Regulation

**Leonard Bonello** – Senior Associate, GANADO Advocates

Leonard is a senior associate within GANADO Advocates' Banking International team, assisting banks and financial institutions extensively in regulatory matters, financing transactions and other banking operations with a particular focus on derivative contracts. He graduated Doctor of Laws from the University of Malta in 2006 and completed his Master of Laws in Banking and Finance Law at Queen Mary University, University of London in 2008. Leonard is also a visiting lecturer and examiner at the University of Malta.

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15:05

Custody Business, key regulatory considerations for Banks

**James Farrugia** – Partner, GANADO Advocates

James Farrugia is a partner in the Investment Services & Funds practice of GANADO Advocates. His career started in 2001 as Manager within the Securities Unit of the MFSA where he was responsible for supervision, licensing of investment services providers and investment funds. James graduated as Bachelor of Accountancy (Hons) from the University of Malta who also awarded him an M.A. in Financial Services. An M.Sc. in International Securities Investments and Banking was obtained from the University of Reading. A Certified Public Accountant and a Mansion House Scholar, James contributes in international journals associated with investment funds and has addressed a number of local and international conferences.

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15:30

Question Time

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15:45

Coffee Break

16:10

## A review of recent corporate litigation in Malta and the evolution of specific remedies

**Antoine G. Cremona** – Partner, GANADO Advocates

Antoine is a partner in the Dispute Resolution Department at GANADO Advocates, assisting clients mainly in shareholders' disputes, procurement and construction claims, investor disputes and admiralty claims. He has also represented clients in antitrust and merger control proceedings. Antoine graduated Doctor of laws in 2002 and completed his Master of Laws in International Commercial Dispute Resolution at the London School of Economics and Political Science (LSE) the following year. He is both a visiting lecturer at the University of Malta on international commercial arbitration and a member of the Chartered Institute of Arbitrators (CI Arb) and contributes in various journals relating to dispute resolution.

16:35

## Panel Discussion: AML-CFT: Current State of Play, where are we heading?

MODERATOR

**James Bonello** – Secretary General, Malta Bankers' Association

James started his banking career with Barclays Bank D.C.O. in 1965. He held various senior management positions within Mid-Med Bank. Between 1989 and 1993, he was seconded to the Malta International Business Authority (now MFSA) where he served as Chief Executive. In 1998, he was appointed General Manager Operations within Mid-Med Bank. Upon HSBC's acquisition of the bank in 1999, James was appointed Head of Commercial Banking for HSBC Bank Malta. He was also appointed Executive Director on the bank's Board in 2002. In 2004, he retired from HSBC and took over as Secretary General of the Malta Bankers' Association, which position he still holds.

PANELISTS

**Manfred Galdes** – Director, Financial Intelligence Analysis Unit (Malta)

Manfred was appointed Director of the FIAU in 2008 after having held senior positions within the MFSA and with a professional firm, where he focused primarily on compliance and regulatory affairs. Besides chairing the Joint Committee on the Prevention of Money Laundering and the Funding of Terrorism, Manfred also represents Malta on the European Commission's Expert Group on the Prevention of Money Laundering and Terrorist Financing. He is the FIAU's representative at the EU's FIU, the Egmont Group's Legal Working Group and the Maltese delegation to MONEYVAL. Involved in the drafting of laws and lectures on the prevention of money laundering, Manfred graduated Doctor of Laws from the University of Malta (2001) and was conferred the LL.M. degree in EU Commercial Law by the University of Leicester (2006).

**Anthony Cremona** – Partner, GANADO Advocates

A partner at GANADO Advocates, Anthony is a visiting lecturer at the University of Malta for trusts and foundations law and an external examiner and tutor for post-graduate dissertations. He is the editor for the Trusts and Trustees Journal, and has been invited to speak at numerous international conferences. Anthony wrote the Malta Chapter of the international book *World Trust Survey* (edited by Charles Gothard and Sanjeev Shah) and has contributed to the *An Introduction to Maltese Financial Services Laws*, published by the Institute of Financial Services. Anthony also developed GANADO Advocates' PMLFT practice, assisting licensed and non-licensed entities. He is the Malta Chamber of Advocates' representative on the Joint Committee of the FIAU.

**Joseph Sammut** – Deputy General Counsel, HSBC Bank Malta p.l.c.

Graduated Doctor of Laws from the University of Malta in 1990, he studied European law at the College of Europe and obtained his postgraduate degree in 1989. He joined the Legal Office of Mid-Med Bank in 1989 and presently occupies the post of Deputy General Counsel at HSBC Bank Malta Plc. His main areas of focus are financial services - banking, insurance and investment services.

**Ruth Spiteri Longhurst** – Executive Head, Compliance Unit, Bank of Valletta p.l.c.

Dr. Ruth Spiteri Longhurst is an Executive Head Compliance at Bank of Valletta p.l.c., after joining in 2002 as a Compliance Manager (Investment Services). Between November 2009 and June 2011, she directed the Bank's Legal Advice Section within Legal Office. Ruth read law at the University of Malta and graduated B.A. Legal and Humanistic Studies (International Relations) in 1998. In 1999, she obtained the Diploma in Notarial Studies and graduated a Doctor of Laws in 2001, specializing in the law of succession. She holds an M.A. Financial Services from the University of Malta and has been actively involved in training bank employees in PMLFT, compliance issues and data protection.

17:30

## Question Time

17:40

## Closing Address

**Conrad Portanier**, Partner, GANADO Advocates

## Seminar Overview

The Seminar aims to bring together leading lawyers and officers from around Malta working at the forefront of banking and finance law issues. The Seminar will provide participants with an opportunity to discuss salient updates of relevance to their practice as well as to share insights into certain issues of relevance to their practice.


## Who should attend?

Lawyers and senior officers handling legal risks.

## Participation Fee

**€95** or **€75** if you book before 20 February, 2015.

## Registration

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