



P.R.I.M.E. FINANCE
Panel of Recognised International Market Experts in Finance

P.R.I.M.E. Finance Newsletter 30 March 2020

1. UPCOMING EVENTS

We are in the very early planning stages of P.R.I.M.E. Finance's first Asia Conference, scheduled to take place on 15 September 2020 in the offices of Clifford Chance in Singapore.

The third annual P.R.I.M.E. Finance New York Conference is scheduled for the week commencing 19 October 2020, in the offices of Milbank.

Regarding the timing of both of these conferences, we are continuing to monitor the situation with COVID-19 and will make a decision in advance of each conference as to whether or not to proceed. Our judicial training plans are on hold during this difficult time. However there is interest in sessions in Ghana, the Netherlands, Poland, Brazil and Argentina, amongst others.

2. RECENT EVENTS

P.R.I.M.E. Finance Foundation has won the **Halsbury Rule of Law Award** at the LexisNexis Legal Awards 2020 in recognition of P.R.I.M.E. Finance's judicial training programme. To date, P.R.I.M.E. Finance and its Experts have conducted 22 bespoke judicial training programmes in 12 jurisdictions across five continents. Upwards of a thousand members of the judiciary have participated since the inception of the programme. Judges praised P.R.I.M.E. Finance for its work on a critical part of the rule of law, and noted that, with the growing potential for recession in the future, its work was more important than ever. Professor Jeffrey Golden, Founder and Chair Emeritus of the P.R.I.M.E. Finance Foundation, collected the award on behalf of the organisation. Thank you to all who have supported and taken part in our programmes over the years!

The highly successful **ninth Annual General Meeting of P.R.I.M.E. Finance** took place at the Peace Palace in February 2020. The AGM brought financial experts, arbitrators, judges, lawyers, regulators, academics and many of the founders of the derivatives and structured finance industries from all over the world to The Hague. The world's foremost financial experts discussed pressing issues at the intersection of financial markets and dispute resolution. We were very pleased to welcome Lady Arden, Justice of the Supreme Court of the United Kingdom, and Patrick Pearson, Head of Financial Market Infrastructure and Derivatives, European Commission to share valuable insights in their keynote addresses. Top experts covered topics including:

climate change and sustainable finance; Brexit and its impact on financial services; the latest on benchmarking; arbitration and financial services; new challenges in dispute resolution; emerging themes in financial law; new trends in financial disputes; and third party funding. Click [here](#) to view the 2020 Conference Programme and download the presentations.

P.R.I.M.E. Finance Expert **Joyce Hansen**, NautaDutilh partner Barbara Rumora-Scheltema and Milbank partner Michael Nolan represented P.R.I.M.E. Finance at the recent **UNCITRAL Working Group II (dispute settlement)** session in New York from 3 to 7 February 2020.

Two P.R.I.M.E. Finance interns represented P.R.I.M.E. Finance at the recent **Hague Conference on Private International Law**.

3. NEWS OF OUR EXPERTS AND BOARD MEMBERS

IN MEMORIAM: **Johnny Veeder** (1948 – 2020)

We are deeply saddened to report that Johnny Veeder, a P.R.I.M.E. Expert, passed away on March 8. Please read about Johnny's life and career [here](#). There is a wonderful tribute to Johnny available by link in this release from Essex Court Chambers, where Johnny was a member: <https://essexcourt.com/johnny-veeder-qc/>.

As an international arbitrator, Johnny heard many important commercial and investor-state arbitrations. He was active in the drafting of arbitration rules and laws in England, Bermuda, Latvia and Pakistan and provided assistance and advice to the London Court of International Arbitration, International Centre for Settlement of Investment Disputes, the ICC International Court of Arbitration, the SCC Arbitration Institute and the Milan Chamber of Arbitration. He was the United Kingdom's representative to the UN Commission for International Trade and Arbitration Law and assisted with the 2010 amendment to the UNCITRAL arbitration rules. He was known to colleagues and friends as a practical joker, a teacher, a scholar and someone who was humble and principled. According to a tribute by his colleague in chambers and fellow international arbitrator Toby Landau QC, "Johnny is recognised worldwide as one of the most brilliant, visionary and respected counsel, arbitrators, scholars and teachers in the field of international dispute resolution and international law. He was, truly, a legend in his lifetime."

Spyridon Bazinas has published 'The law applicable to third-party effects of assignments of claims: the UN convention and the EU Commission Proposal compared' in Uniform Law Review. He has also published 'Uniform secured transactions law: The Model Inter-American Law and the UNCITRAL Model Law on Secured Transactions compared' in Ley Modelo Interamericana sobre Garantías Mobiliarias Su Implementación.

Jan Eijsbouts was project leader for the project responsible for drafting The Hague Rules on Business and Human Rights Arbitration, launched in December 2019. You can see a short film

about this project here: <https://www.cilc.nl/nudging-arbitration-for-business-and-human-rights-disputes/>

After leading the Open Banking Review for the Australian Government, **Scott Farrell** has now been appointed to conduct a new inquiry by the Australian Government into the Future Directions of the Consumer Data Right. More information can be found here: <https://treasury.gov.au/review/future-directions-consumer-data-right>. Scott is also co-chairing (alongside the Minister for Financial Technology) the Australian Government's FinTech Advisory Group.

Judith Gill QC, of Chambers Twenty Essex, has been appointed as vice-president of the International Council of Commercial Arbitrators, to take office in April 2020.

Former Ontario Superior Court Justice **Frank Neubould QC** has joined South Square Chambers as an associate member.

Steven L. Schwarcz has written 'Regulating Derivatives: A Fundamental Rethinking' forthcoming in Duke Law Journal, available [here](#). He has also written 'Regulating Financial Guarantors' forthcoming in Harvard Business Law Review, available [here](#) and co-authored 'Corporate Restructuring under Relative and Absolute Priority Default Rules: A Comparative Assessment' forthcoming in University of Illinois Law Review, available [here](#).

Don Thompson was elected Vice-Chair of the National Futures Association (NFA) Board of Directors and to a one-year term on the NFA's Executive Committee. **Arthur W. Hahn** was elected to a two-year term as a public director of NFA. NFA is the industry-wide, self-regulatory organization for the US derivatives market.

Sarah Worthington QC has been appointed a Trustee of the British Museum.

4. NEW PANEL APPOINTMENTS

In February 2020, P.R.I.M.E. Finance considered and approved a number of new appointments to its expert panel. We now welcome the following experts to our panel:

Akber Dattoo, Founder and CEO of D2 Legal Technology.

Pierre F. de Ravel d'Esclapon, Independent arbitrator and mediator; Adjunct professor, Associated Researcher, Center For Business Law and International Trade Law, University of Montreal Law School; Visiting Lecturer HEC-MBA, Paris; retired Senior Partner, Dewey & LeBoeuf, New York.

Ndanga Kamau, Independent arbitrator and Founder of Ndanga Kamau Law; Vice President at the International Chamber of Commerce (ICC) International Court of Arbitration; President of the ICC Africa Commission; Vice Chair of the IBA Arbitration Committee.

Julia Lu, Partner of Richards Kibbe & Orbe LLP, a boutique financial services law firm, and member of the firm's derivatives and special situations practice groups.

Wendy J. Miles QC, Partner at Debevoise & Plimpton LLP (London); Vice President ICC Court of Arbitration; Co-chair of ICC Task Forces and Reports on Costs Allocation in Arbitration and Climate Change Related Disputes and Arbitration; Executive Chair of Foundation of International Arbitration Advocacy (FIAA).

Franck Risler, PhD, Senior Managing Director at FTI Consulting (New York) and Leader of the Securities, Commodities and Derivatives practice; former hedge fund manager and derivatives trader across asset classes (Commodities, Credit, Equities, Fixed Income and FX).

5. LexisNexis® PUBLICATIONS

Carolyn Jackson and **Guy Dempsey** discussed the impact of the coronavirus (COVID-19) on OTC derivatives, including which OTC derivatives are most affected by the pandemic, whether market disruption or other circumstances could become Force Majeure events, defensive measures market participants should be taking and how derivatives regulators are responding. Click [here](#) for more information.

Camilla Macpherson, Head of Secretariat at P.R.I.M.E. Finance, discussed P.R.I.M.E. Finance's key achievements in 2019, the main issues discussed at the P.R.I.M.E. Finance conference 2020 and aims for P.R.I.M.E. Finance in the year ahead. Click [here](#) for more.

6. P.R.I.M.E. FINANCE SERVICES AND NOMINATION OF NEW EXPERTS

P.R.I.M.E. Finance continues to administer requests for expert witness services. All such enquiries should now be directed to [Camilla Macpherson](#), Head of the Secretariat of P.R.I.M.E. Finance, with a copy to the [Secretariat](#).

We continue to expand our global presence and invite additional nominations to our growing list of Experts. All nominees, unless given written notice otherwise, should assume that their applications remain under consideration and shall receive due consideration. For further information, please see our [webpage](#) or contact the [Secretariat](#).

7. FRIENDS OF P.R.I.M.E.

Friends of P.R.I.M.E. is the principal means by which our Experts, market participants and other interested parties can show their financial support for P.R.I.M.E. The P.R.I.M.E. Finance Foundation is a not-for-profit Dutch foundation, which relies heavily on the *pro bono* spirited efforts and intellectual contribution of its Experts and Board members. P.R.I.M.E. Finance cherishes its independence, and donations through Friends of P.R.I.M.E. help preserve this. We also established a U.S.-based entity known as PRIME Finance Dispute Resolution and Education Foundation in order to apply for grants from U.S.-based foundations and allow our U.S.-based

Friends to become Friends of P.R.I.M.E. in a tax efficient manner. All monies raised through Friends of P.R.I.M.E. go directly to program support. Read more at <https://primefinancedisputes.org/page/friends-of-p-r-i-m-e-finance-fund>.

Join numerous other Experts and supporters, and become a Friend of P.R.I.M.E. Finance today! For more information on becoming a Friend of P.R.I.M.E., please contact the [Secretariat](#).

8. PRESS COVERAGE

Find recent press articles and other media coverage concerning P.R.I.M.E. Finance [here](#).

9. CONTACT US

Due to COVID-19, Camilla Macpherson is now working from home but will continue to handle matters remotely.

For questions, please contact the [Secretariat](#). Follow P.R.I.M.E. Finance on [LinkedIn](#) and [Twitter](#)!

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