

Meeting 1:  
**Prevention, Investigation,  
and Sanctioning  
of Economic Crime**

**General Conference**  
on Section III of the  
**XXth AIDP International Congress of Penal Law**  
“Criminal Justice and Corporate Business”

**in Honour of the 80th Birthday of  
Professor em. Dr. Dr. h.c. mult. Klaus Tiedemann**

Freiburg, Germany

18–20 June 2018

Venue:

FORUM Merzhausen

Dorfstraße 1

79249 Merzhausen



**Monday, 18 June 2018**

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## **I. INTRODUCTION AND GENERAL REPORT**

- 09:00            1. Welcome, Introduction, and Congratulations  
Prof. Dr. *Ulrich Sieber*, Director MPI Freiburg  
Prof. Dr. *John Vervaele*, President AIDP
2. Greetings  
Prof. Dr. *Klaus Tiedemann*, University of Freiburg
- 10:30            \*\*\* **Coffee break** \*\*\*
- 11:00            3. General Report  
Prof. Dr. *Ulrich Sieber*, Director MPI Freiburg
4. General Discussion (esp. country reporters)
- 13:00            \*\*\* **Lunch** \*\*\*

## **II. THE EMERGENCE OF ALTERNATIVE REGIMES FOR CONTROLLING ECONOMIC CRIME**

CHAIR: Prof. Dr. *Valsamis Mitsilegas*

- 14:00            1. Definition and Scope of "Criminal" Sanctions  
Prof. Dr. *Helmut Satzger*
- 14:45            2. General Nature, Characteristics, and Safeguards of Supranational  
Administrative Criminal Law  
Prof. Dr. *Vanessa Franssen*
- 15:30            \*\*\* **Coffee break** \*\*\*
- 16:00            3. The System of EU Antitrust Law: Characteristics, Safeguards,  
and Differences from Traditional Criminal Law  
Prof. Dr. *Christopher Harding*
- 16:45            4. The System of EU Banking Regulation  
Prof. *Silvia Allegrezza*
- 18:00 – 22:00   Working Dinner (Interventions and Discussions)

**Tuesday, 19 June 2018**

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CHAIR: Prof. Dr. *Ralf Poscher*

09:00 5. Nature and Basic Problems of Preventive Administrative Supervision

Prof. Dr. *Anna-Bettina Kaiser*

09:45 6. The System of "Smart" Sanctions on the UN and EU Levels

Dr. *Benjamin Vogel*

10:30 \* \* \* **Coffee break** \* \* \*

11:00 7. The Changing Face of Money Laundering Regimes

Dr. *Katia Villard*

11:45 8. The Nature and Basic Problems of Non-Conviction-Based Confiscation

*Stefan D. Cassella*

13:00 \* \* \* **Lunch** \* \* \*

14:00 9. The Nature and Basic Problems of Private Compliance Regimes

Dr. *Marc Engelhart*

### **III. THE LIMITS OF HUMAN RIGHTS PROTECTION**

CHAIR: Prof. *Christos Mylonopoulos*

14:45 1. Guarantees for Criminal and Administrative Criminal Sanctions

Dr. *Mehmet Arslan*

15:30 \* \* \* **Coffee break** \* \* \*

16:00 2. Guarantees for Non-Criminal Sanctions: Protection of Liberty, Protection of Property, Fair Trial, etc.

Prof. Dr. *Lorena Bachmaier Winter*

16:45 3. Application of Traditional Guarantees Developed for Natural Persons to Legal Persons

Prof. Dr. *Paulo Pinto de Albuquerque*

## Wednesday, 20 June 2018

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CHAIR: Prof. Dr. *Robert Esser*

09:00 4. *Ne bis in idem* at the Interface of Administrative  
and Criminal Law Enforcement  
Prof. Dr. *Michiel Luchtman*

09:45 5. Limits of Informal Enforcement  
Dr. *Emmanouil Billis*

10:30 \* \* \* **Coffee break** \* \* \*

11:00 6. Limits of Private Investigations  
Attorney at Law *Malaika Nolde*

11:45 Discussion

12:30 \* \* \* **Lunch** \* \* \*

## IV. CONSEQUENCES FOR LEGAL POLICY

13:30 Discussion of Conclusions and Recommendations

15:00 Summary and Outlook;  
Closing of the Conference

# LIST OF PARTICIPANTS

## Guest of Honour

Prof. Dr. Dr. h.c. mult. *Klaus Tiedemann*

## Speakers and Special Reporters

Prof. Dr. *Paulo Pinto de Albuquerque*, Judge at the ECHR, Strasbourg / Catholic University of Portugal, Lissabon

Assoc. Prof. Dr. *Silvia Allegrezza / Dr. Valentina Covolo*, University of Luxembourg

Dr. *Mehmet Arslan*, Senior Researcher, Max Planck Institute Freiburg

Prof. Dr. Dr. h.c. *Lorena Bachmaier Winter*, Complutense University of Madrid

Dr. *Emmanouil Billis*, LL.M., Senior Researcher, Max Planck Institute Freiburg

Prof. Dr. *Ursula Cassani*, University of Geneva

Prosecutor *Stefan D. Cassella*, LLC, Editor Money Laundering and Forfeiture Digest, Laurel/Maryland

Dr. *Marc Engelhart*, Head of Max Planck Research Group, Max Planck Institute Freiburg

Asst. Prof. Dr. *Vanessa Franssen*, Senior Affiliated Researcher, University of Liège / Katholieke Universiteit Leuven

Prof. Dr. *Christopher Harding*, Aberystwyth University

Prof. Dr. *Anna-Bettina Kaiser*, Humboldt University of Berlin

Prof. Dr. *Michiel Luchtman*, Utrecht University

Attorney at Law *Malaika Nolde*, LL.M., Düsseldorf

Prof. Dr. *Helmut Satzger*, Ludwig Maximilian University of Munich

Prof. Dr. Dr. h.c. mult. *Ulrich Sieber*, Director Max Planck Institute Freiburg

Prof. em. Dr. Dr. h.c. mult. *Klaus Tiedemann*, University of Freiburg

Prof. Dr. *John Vervaele*, Utrecht University, President of the AIDP

Dr. *Katia Villard*, University of Geneva

Dr. *Benjamin Vogel*, Senior Researcher, Max Planck Institute Freiburg

## Chair Persons

Prof. Dr. *Valsamis Mitsilegas*, Queen Mary University of London

Prof. Dr. *Christos Mylonopoulos*, National and Kapodistrian University of Athens,  
Judge at the Special Supreme Court of Greece

Prof. Dr. *Robert Esser*, University of Passau

Prof. Dr. *Ralf Poscher*, University of Freiburg

## Country Reporters

Austria Univ. Asst. Dr. *Andrea Lehner*, University of Vienna

Argentina Prof. Dr. *Javier Augusto De Luca / Manuela Parra / Ayelén Trindade / Daniela Mariani / Matías Alvarez*, University of Buenos Aires

Belgium Prof. Dr. *Filiep Deruyck / Patrick Waeterinckx*, LL.M., Vrije Universiteit Brussels

Brazil Prof. Dr. *Fauzi Hassan Choukr*, Public Prosecutor's Office of the State of São Paulo

Bulgaria Prof. Dr. *Momiana Guneva*, Burgas Free University

China Prof. Dr. *Bingzhi Zhao*, Beijing Normal University

Colombia *Camilo Alberto Enciso Vanegas*, LL.M., Attorney, Bogotá

Croatia Asst. Prof. Dr. *Zoran Burić*, University of Zagreb (*tbc*) /  
Asst. Prof. Dr. *Matko Pajčić*, University of Split (*tbc*)

Finland Prof. Dr. *Raimo Lahti / Miikka Rainiala*, University of Helsinki

Israel Dr. *Khalid Ghanayim*, University of Haifa

Italy *Elisabetta Rosi*, LL.M., Supreme Court of Cassation, Rome /  
Prof. Dr. *Giulio Ubertis*, Catholic University of the Sacred Heart of Milan

Japan Prof. em. Dr. Dr. h.c. *Morikazu Taguchi*, Waseda University, Tokyo

Luxembourg Dr. *Valentina Covolo* / Assoc. Prof. Dr. *Silvia Allegranza*, University of Luxembourg

Netherlands Prof. Dr. *François Kristen* / Asst. Prof. Dr. *Benny van der Vorm*,  
*Wouter de Zanger*, LL.M., Utrecht University

Poland	Assoc. Prof. Dr. habil. <i>Anna Błachnio-Parzych</i> , Koźmiński University, Warsaw
Portugal	Prof. Dr. <i>Augusto Silva Dias / Joao Matos Viana</i> , University of Lisbon
Russia	Prof. Dr. <i>Gennady Esakov</i> , National Research University – Higher School of Economics, Moscow / Asst. Prof. Dr. <i>Maria Filatova</i> , Moscow State University
South Korea	Prof. Dr. <i>Byung-Sun Cho</i> , Cheongju University
Spain	Prof. Dr. <i>Íñigo Ortiz de Urbina Gimeno</i> , Pompeu Fabra University, Barcelona
Turkey	Prof. Dr. <i>Serap Keskin Kızıroğlu</i> , Okan University, Istanbul / Asst. Prof. Dr. <i>Fulya Eroğlu Erman</i> , Kadir Has University, Istanbul

## RESPONSIBLE ORGANISER

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## INFORMATION AND REGISTRATION

[www.mpicc.de/aidp](http://www.mpicc.de/aidp)