

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

– Version 2018/06/04 –

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
- 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 – 15:30 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. <i>Andrea Lehner</i> , University of Vienna
Argentina	Prof. Dr. <i>Javier Augusto De Luca / Manuela Parra / Ayelén Trindade / Daniela Mariani / Matías Alvarez</i> , University of Buenos Aires
Belgium	Prof. Dr. <i>Filiep Deruyck / Patrick Waeterinckx</i> , LL.M., Vrije Universiteit Brussels
Brazil	Prof. Dr. <i>Fauzi Hassan Choukr</i> , Public Prosecutor's Office of the State of São Paulo
Bulgaria	Prof. Dr. <i>Momiana Guneva</i> , Burgas Free University
China	Prof. Dr. <i>Bingzhi Zhao</i> , Beijing Normal University
Colombia	<i>Camilo Alberto Enciso Vanegas</i> , LL.M., Attorney, Bogotá
Croatia	Asst. Prof. Dr. <i>Zoran Burić</i> , University of Zagreb / Asst. Prof. Dr. <i>Matko Pajčić</i> , University of Split
Finland	Prof. Dr. <i>Raimo Lahti / Miikka Rainiala</i> , University of Helsinki
France	Asst. Prof. Dr. <i>Juliette Tricot</i> , Paris Nanterre University
Georgia	Prof. Dr. <i>Tamar Laliashvili</i> , Iv. Javakhishvili Tbilisi State University / University of Georgia, Tbilisi
Israel	Dr. <i>Khalid Ghanayim</i> , University of Haifa

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\* Available country reports will be published before the conference under <https://www.mpicc.de/aidp>. Their contents will be presented in a summarized form in the general report during the opening session and will be discussed during the conference. The general reporters, the special reporters, and representatives of the AIDP will then analyse the contents in a special colloquium on Wednesday evening and Thursday (20/21 June) in order to prepare the resolutions for the respective XXth AIDP International Congress of Penal Law 2019.

Italy	<i>Elisabetta Rosi</i> , LL.M., Supreme Court of Cassation, Rome / Prof. Dr. <i>Giulio Ubertis</i> , Catholic University of the Sacred Heart of Milan
Japan	Prof. em. Dr. Dr. h.c. <i>Morikazu Taguchi</i> , Waseda University, Tokyo
Luxembourg	Dr. <i>Valentina Covolo</i> / Assoc. Prof. Dr. <i>Silvia Allegrezza</i> , University of Luxembourg
Netherlands	Prof. Dr. <i>François Kristen</i> / Asst. Prof. Dr. <i>Benny van der Vorm</i> , <i>Wouter de Zanger</i> , LL.M., Utrecht University
Poland	Assoc. Prof. Dr. habil. <i>Anna Błachnio-Parzych</i> , Koźmiński University, Warsaw
Portugal	Prof. Dr. <i>Augusto Silva Dias</i> / <i>Joao Matos Viana</i> , University of Lisbon
Russia	Prof. Dr. <i>Gennady Esakov</i> / Asst. Prof. Dr. <i>Maria Filatova</i> , National Research University - Higher School of Economics, Moscow
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

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### Scientific Concept:

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### Practical Organisation:

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## CO-ORGANISERS



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## INFORMATION AND REGISTRATION

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