

# PROGRAM AT A GLANCE



## The 32nd Annual Conference of the Banking & Financial Services Law Association

**Sofitel Brisbane**

Thursday 3rd to Saturday 5th September, 2015

Presented by



Banking & Financial Services Law Association

## THURSDAY 3rd SEPTEMBER

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6.30pm **Welcome Reception** *Sofitel Brisbane*

## FRIDAY 4th SEPTEMBER

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8.45am **Conference Welcome & Opening** *Sofitel Brisbane*

9.00am **Opening Plenary** *Sofitel Brisbane*

Refereeing the mess – Judicial reflections on addressing novelty and complexity in mega-bankruptcies

Chair: **John Martin**, Partner, Henry Davis York, Sydney

Speakers: **Judge James Peck**, Senior of Counsel, Morrison Foerster, New York, USA

**Justice Steven Rares**, Federal Court of Australia, Sydney

10.30am **Morning break** *Sofitel Brisbane*

11.00am **Concurrent 1A** *Sofitel Brisbane*

The Financial System Inquiry – a regulator's perspective

Chair: **Dr Nuncio D'Angelo**, Partner, Norton Rose Fulbright, Sydney

Speaker: **Greg Medcraft**, Chairman, Australian Securities & Investment Commission, Sydney

Comment: **James Moore**, Partner, HWL Ebsworth, Sydney

11.00am **Concurrent 1B** *Sofitel Brisbane*

Legal and market developments in NZ insolvency, with a focus on issues of interest and relevance to Australian Practitioners

Chair: **Michael Robinson**, Partner, Simpson Grierson, Auckland

Speakers: **Michael Arthur**, Partner, Chapman Tripp, Auckland

**Brendon Gibson**, Partner, Korda Mentha, Auckland

12.30pm **Lunch break** *Sofitel Brisbane*

1.30pm **Concurrent 2A** *Sofitel Brisbane*

NZ Conduct Regulation – The score at half-time

Chair: **Lloyd Kavanagh**, Partner, Minter Ellison Rudd Watts, Auckland

Speaker: **Rob Everett**, CEO, Financial Markets Authority, Wellington

1.30pm **Concurrent 2B** *Sofitel Brisbane*

Public Private Partnerships in Australia – where to now?

Chair: **Richard Gray**, Partner, HWL Ebsworth, Sydney

Speakers: **Angus Foley**, Partner, Ashurst, Sydney

**Paul Crowe**, Executive Director, Plenary Group, Melbourne

3.00pm **Afternoon break** *Sofitel Brisbane*

3.30pm

**Plenary** *Sofitel Brisbane*

**Corporate governance : trans-tasman perspectives**

Chair: **Polly Pope**, Partner, Russell McVeagh, Auckland

Speakers: **Justice Berna Collier**, Federal Court of Australia, Brisbane  
**Justice Paul Heath**, New Zealand High Court, Auckland

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5.00pm

**Sessions conclude** *Sofitel Brisbane*

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5.15pm

**BFSLA AGM** *Sofitel Brisbane*

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6.30pm

**Pre Dinner drinks** *Sofitel Brisbane*

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7.00pm

**Conference dinner** *Sofitel Brisbane*

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## **SATURDAY 5th SEPTEMBER**

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9.00am

**Plenary** *Sofitel Brisbane*

Negotiating finance documents – what cheeses me off#!\*

Chair: **Ken Astridge**, Partner, King & Wood Mallesons, Sydney

Panel: **Daniel Marks**, Partner, Minter Ellison, Sydney

**Tim Stewart**, Partner, Allens, Sydney

**Rebecca Hope**, Head of Legal – Wholesale Documentation & Law Reform, ANZ, Melbourne

**Kate Lane**, Partner, Minter Ellison Rudd Watts, Auckland

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10.00am

**Morning break** *Sofitel Brisbane*

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10.30am

**Concurrent 3A** *Sofitel Brisbane*

Providing additional flexibility to businesses in financial difficulty – law reform on the agenda

Chair: **Macaire Bromley**, Partner, Dibbs Barker, Sydney

Speakers: **Jason Harris**, Senior Lecturer, UTS Faculty of Law, Sydney

**Michael Owen**, Partner, PPB Advisory, Sydney

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10.30am

**Concurrent 3B** *Sofitel Brisbane*

Opinions Explained & Explored - In our humble opinion...

Chair: **Karla Fraser**, Partner, Allens, Sydney

Panel: **Tony Berriman**, Partner, Minter Ellison, Sydney

**Graeme Gurney**, Partner, Clayton Utz, Sydney

**Christine McIntosh**, Special Counsel, King & Wood Mallesons

**Emma Sutcliffe**, Partner, Chapman Tripp, Wellington

12.00pm **Concurrent 4A** *Sofitel Brisbane*  
Role & Liability of Ratings Agencies. What is the role and liability of Credit Ratings Agencies?  
What is the role of agencies as "gatekeepers" for investors?  
Chair: **Francesca Rush**, Partner, Clayton Utz, Sydney  
Speakers: **Dr Ann Wardrop**, Senior Lecturer, La Trobe University, Melbourne  
**Nicholas Mavrakis**, Partner, Clayton Utz, Sydney  
**John Sheahan QC**, 5 Wentworth, Sydney

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12.00pm **Concurrent 4B** *Sofitel Brisbane*  
Security Trust Deeds – towards standardisation?  
Chair: **Onno Bakker**, Partner, DLA Piper, Sydney  
Speakers: **Murray Lord**, Senior Legal Counsel, National Australia Bank, Sydney  
**Helena Busljeta**, Special Counsel, King & Wood Mallesons, Sydney  
**Diccon Loxton**, Senior Finance Counsel, Allens, Sydney

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1.30pm **Lunch break** *Sofitel Brisbane*

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1.30pm **Younger Members' Lunch** *Thyme2 Restaurant*

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2.30pm **Plenary** *Sofitel Brisbane*  
Financial collateral – the lifeblood of the world's financial systems  
Chair: **Bruce Whittaker**, Senior Consultant, Ashurst, Melbourne  
Speakers: **Prof. John Stumbles**, Sydney Law School, University of Sydney  
**Dale Rayner**, Partner, Norton Rose Fulbright, Brisbane  
**Adam Jackson**, Partner, Buddle Findlay, Wellington

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4.00pm **Short afternoon break** *Sofitel Brisbane*

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4.15pm **Concurrent 5A** *Sofitel Brisbane*  
PPSA Session: Personal Property Securities Act – new developments in Australia  
Chair: **Patrick Lowden**, Partner, Herbert Smith Freehills, Sydney  
Speakers: **Prof. Sheelagh McCracken**, Professor of Finance Law, The University of Sydney  
**Craig Wappett**, Partner, Johnson Winter Slattery, Brisbane  
Comment: **Bruce Whittaker**, Senior Consultant, Ashurst, Melbourne

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4.15pm **Concurrent 5B** *Sofitel Brisbane*  
Academic Committee Presentations  
Chair: **Paul Rogerson**, Head of Legal, NRMA, Sydney  
Speakers: **A/Prof. Lee Aitken**, TC Beirne School of Law, University of Queensland, Brisbane  
Topic: The "fraud" exception, and other good reasons not to pay on a letter of credit, or performance bond  
Speaker: **Helen Dervan**, Senior Lecturer, Auckland University of Technology, Auckland  
Topic: Commercial trusts and the reducibility of fiduciary duties

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5.30pm **Closing remarks followed by networking drinks and canapes**

## CONTRIBUTING SPONSORS

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