



Agenda

Internal Consultation Workshop Best Practices of Effective Enforcement

**Monday 21 September 2020
13:15-17:00 CEST**

The consultation workshop is aimed at discussing and specifying the scope of the future instrument on Best Practices of Effective Enforcement. Effective enforcement of commercial claims is of high economic importance for any State. New options and challenges for effective enforcement, deriving among other from technological innovations and changed asset structures of debtors, have motivated many countries around the globe to modernise their enforcement laws. Yet, there is little guidance at the international level for national legislators on options to address these issues and increase the effectiveness of enforcement. The planned instrument will address the most relevant issues and provide a set of best practices. It aims at providing helpful guidance for legislators wishing to improve their domestic law, while at the same time contributing to the emergence of common minimum standards for domestic procedures as a necessary basis for improvement of international cooperation in this area.

This internal exploratory workshop will seek input from experts with different backgrounds, international organisations working in the field and members of the UNIDROIT Governing Council, particularly on the determination of the most useful and appropriate scope for the project and on the impact of technology on enforcement.

Opening of the workshop	
13:15 – 13:30	The project on Best Practices of Effective Enforcement <i>Ignacio Tirado (Secretary-General, UNIDROIT)</i> <i>Nina Pavlova Mocheva (Senior Financial Sector Specialist, Finance, Competitiveness & Innovation Global Practice, World Bank Group)</i>
Session 1: Scope of the project	
13:30 – 15:00	<i>Chair: Kathryn Sabo (General Counsel, Constitutional, Administrative and International Law Section, Department of Justice Canada, member of UNIDROIT Governing Council)</i> Presentation and discussion of the issues connected with the definition of the scope of the project (on the basis of a background document provided by the Secretariat) <i>Introduction: Anna Veneziano (Deputy Secretary-General, UNIDROIT)</i> <i>Roundtable discussion with experts participants (for the list see below)</i>

15:00– 15:15	<i>Coffee Break</i>
Session 2: The impact of new technologies on enforcement: challenges and opportunities	
	<i>Chair: Geneviève Saumier, Peter M. Laing Q.C. Professor of Law, McGill University (Quebec, Canada)</i>
15:15 – 15:30	Taxonomy of technological applications in enforcement proceedings <i>Teresa Rodriguez de Las Heras Ballell (Associate Professor of Commercial Law, University Carlos III de Madrid)</i>
15:30 – 15:40	Smart contracts and enforcement <i>Carla Reyes (Assistant Professor of Law, Southern Methodist University Dallas)</i>
15:40 – 15:50	Enforcement on digital assets <i>Jason Grant Allen (Senior Research Fellow, Humboldt University of Berlin)</i>
15:50– 16:45	Roundtable discussion with participants
Summary of the workshop and closing remarks	
16:45 – 17:00	<i>Kathryn Sabo (General Counsel, Constitutional, Administrative and International Law Section, Department of Justice Canada, member of UNIDROIT Governing Council)</i> <i>Ignacio Tirado (Secretary-General, UNIDROIT)</i> <i>Anna Veneziano (Deputy Secretary-General, UNIDROIT)</i>

LIST OF PARTICIPANTS

Mr Jason GRANT ALLEN	Senior Research Fellow, Humboldt University of Berlin (Australia)
Mr Neil COHEN	Jeffrey D. Forchelli Professor of Law, Brooklyn Law School (US)
Mr Fernando GASCON INCHAUSTI	Professor of Law, University Complutense de Madrid (Spain)
Mr Burkhardt HESS	Executive Director / Professor of Law, Max Planck Institute Luxembourg for International, European and Regulatory Procedural Law (Germany)
Mr Geoffrey Wilfred Mupere KIRYABWIRE	Justice, Court of Appeal of Uganda (Uganda)
Mr Anselmo REYES	International Judge, Singapore International Commercial Court, Visiting Professor of Law, Doshisha University Kyoto (Singapore)
Ms Carla REYES	Assistant Professor of Law, Southern Methodist University Dallas (US)
Ms Teresa RODRIGUEZ De Las HERAS BALLELL	Associate Professor of Commercial Law, University Carlos III de Madrid (Spain)
Ms Kathryn SABO	General Counsel, Constitutional, Administrative and International Law Section, Department of Justice (Canada), Member of the UNIDROIT Governing Council (<i>Chair of the workshop</i>)
Ms Geneviève SAUMIER	Peter M. Laing Q.C. Professor of Law, McGill University (Quebec, Canada) (<i>Chair of the workshop</i>)
Mr Rolf STÜRNER	Emeritus Professor of Law, University of Freiburg (Germany)
Ms Viebke VOSS	Senior Research Fellow, Max Planck Institute Luxembourg for International, European and Regulatory Procedural Law (Germany)
<i>Organisations</i>	
EBRD	Ms Veronica BRADAUTANU, Principal Counsel Ms Catherine BRIDGE ZOLLER, Senior Counsel
UIHJ	Mr Jos UITDEHAAG, First Secretary
UNCITRAL	Mr Alex KUNZELMANN, Legal Officer
World Bank Group	Ms Nina PAVLOVA MOCHEVA (Senior Financial Sector Specialist, Finance, Competitiveness & Innovation Global Practice)

UNIDROIT GOVERNING COUNCIL

Ms Stefania BARIATTI	Professor of International Law School of Law Università degli Studi di Milano Milan (Italy)
Mr Hans-Georg BOLLWEG	Head of Division Federal Ministry of Justice Berlin (Germany)
Ms Baiba BROKA	Adviser to the Minister of Environmental Protection and Regional Development Riga (Latvia)
Mr Yusuf ÇALIŞKAN	Professor of Law İbn Haldun University School of Law İstanbul (Turkey)
Mr Alfonso-Luís CALVO CARAVACA	Professor of Private International Law Carlos III University of Madrid Madrid (Spain)
Ms Eugenia G. DACORONIA	Attorney - at - law Professor of Civil Law National and Kapodistrian University of Athens Law School Athens (Greece)
Ms Bénédicte FAUVARQUE-COSSON	Conseiller d'Etat Professeur de droit Université Panthéon-Assas Paris II Paris (France)
Mr Eesa Allie FREDERICKS	Academic Deputy Director Research Centre for PIL in Emerging Countries University of Johannesburg Johannesburg (South Africa)
Mr Henry D. GABRIEL	Professor of Law School of Law Elon University North Carolina (United States of America)
Mr Inho KIM	Professor of Law School of Law Ewha Womans University Seoul (Republic of Korea)

Mr Hideki KANDA	Professor Law School Gakushuin University Tokyo (Japan)
Mr Patrick KILGARRIFF	Legal Director Department for Business, Energy and Industrial Strategy London (United Kingdom)
Mr Alexander S. KOMAROV	Professor Head of International Private Law Chair Russian Academy of Foreign Trade Moscow (Russian Federation)
Mr Antti T. LEINONEN	Director General Law Drafting Department (Civil Law) Ministry of Justice Helsinki (Finland)
Mr Ricardo L. LORENZETTI	Chief Justice Supreme Court of Justice Presidente de la Corte Suprema de Justicia de la Nación Buenos Aires (Argentina) <i>Excused</i>
M. Niklaus D. MEIER	co-chef de l'Unité de droit international privé Office fédéral de la Justice Bern (Suisse)
Mr Attila MENYHÁRD	Professor of Civil Law Head of department (ELTE Law Faculty Civil Law Department) ELTE Állam- és Jogtudományi Kar Budapest (Hungary)
Mr José Antonio MORENO RODRÍGUEZ	Professor of Law Attorney Asunción (Paraguay)
Ms Monika PAUKNEROVÁ	Professor of Private International Law and International Department of Commercial Law Charles University, Faculty of Law Prague 1 (Czech Republic)
Ms Kathryn SABO	General Counsel Constitutional, Administrative and International Law Section Department of Justice Canada Ottawa, Ontario (Canada)

Mr Jorge SÁNCHEZ CORDERO	Director of the Mexican Center of Uniform Law Professor Notary public Mexico City (Mexico)
Mr Luc SCHUERMANS	Professor Emeritus Universiteit Antwerpen Law School Antwerpen (Belgium)
Ms SHI Jingxia	Professor of Law Dean, School of Law China University of International Business & Economics (UIBE) Director of UIBE International Law Institute (ILI) Beijing (People's Republic of China)
Ms Carmen Tamara UNGUREANU	Professor of Law Doctoral Supervisor - International Trade Law "Alexandru Ioan Cuza" University Iasi (Romania)
Mr Ignacio TIRADO	Secretary-General
Ms Anna VENEZIANO	Deputy Secretary-General
Mr Carlo DI NICOLA	Senior Legal Officer
Ms Philine WEHLING	Legal Officer
Mr Hamza HAMEED	Legal Consultant