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INTERNATIONAL BAR ASSOCIATION CONFERENCE 2024

A conference presented by the IBA Anti-Corruption Committee

20th Annual IBA Anti-Corruption Conference

12–13 June 2024, OECD, Paris, France

Working programme

All speaker materials and biographies can be found at www.ibanet.org/conference-details/conf2499

Conference Co-Chairs

Adriana Dantas *Lefosse Advogados, São Paulo; Co-Chair, IBA Anti-Corruption Committee*

Andrew M Levine *Debevoise & Plimpton, New York; Co-Chair, IBA Anti-Corruption Committee*

Wednesday 12 June

All working sessions will take place in the Auditorium
Registration and coffee/tea breaks will take place in Espresso
Buffet Lunch will take place in Restaurant Des Nations

- 0815 – 1745 **Registration**
- 0815 – 0900 **Welcome tea/ coffee**
- 0900 – 0915 **Introduction and welcome remarks**

0915 – 1015 PANEL ONE**25 years after the OECD Convention: where do we stand?**

This panel will explore the 25-year journey since the OECD Anti-Bribery Convention came into force, delving into its undeniable successes and persistent challenges. Experts from across the globe will dissect the Convention's profound impact on the fight against corruption, including advancing legislative reforms in dozens of countries, reshaping corporate conduct, invigorating civil society and boosting public awareness. The panel will also address critical issues such as uneven enforcement and the influence of political pressures, the impact of globalisation on the Convention's effectiveness and how strategies for combatting corruption should continue to evolve over the next quarter-century.

Moderator

Andrew M Levine *Debevoise & Plimpton, New York; Co-Chair, IBA Anti-Corruption Committee*

Panellists

Navin Beekarry *Director-General, Independent Commission Against Corruption, Port Louis*

Marianne Djupesland *Senior Public Prosecutor, Økokrim, Oslo*

Andrew Gentin *Chief, Corporate Enforcement, Compliance, and Policy Unit, Fraud Section, Criminal Division, US Department of Justice, Washington, DC*

Mark Pieth *Former Chair of the OECD Working Group on Bribery (1990 to 2013), Basel*

- 1015 – 1040 **Coffee/tea break**
- 1040 – 1055 **Keynote speech**

Keynote speaker

Isabelle Jegouzo *Director, French Anti-Corruption Agency, Paris*

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Associate conference sponsor



1055 – 1155

PANEL TWO

Combatting corruption's demand side: New US legislation and beyond

Neither the US Foreign Corrupt Practices Act (FCPA) nor many other countries' anti-corruption laws directly provide for enforcement against foreign officials who demand bribes, focusing instead as a policy matter on the supply side of bribe payers. In fact, the Organization for Economic Co-operation and Development OECD found in 2018 that only about one in five foreign bribery enforcement actions included sanctions against public officials, such as for money laundering. However, in late 2023, the United States enacted the Foreign Extortion Prevention Act (FEPA), which explicitly criminalises foreign officials' receipt of bribes. This panel will discuss FEPA, as well as other US and international efforts to combat the demand side of bribery, including relevant implications and critiques.

Moderator

Daniel Alonso *Orrick Herrington & Sutcliffe, New York; Internal Investigations Officer, Compliance Subcommittee, IBA Anti-Corruption Committee*

Panellists

Marianne Bloos *HOUTHOFF, Amsterdam*

Aurélie Ercoli *DLA Piper, Washington DC*

Alison Howell *Head of Allegation Management & Compliance Assurance, Ericsson Amsterdam*

James Tillen *Miller & Chevalier Chartered, Washington DC; Member, IBA Anti-Corruption Committee Advisory Board*

François Valérian *Chair, Transparency International, Berlin*

1155 – 1255

PANEL THREE

Project Roll Out update: successes and challenges in dealings with national authorities to promote non-trial resolutions

Panellists will share their varied perspectives on the proliferation of non-trial resolutions (NTRs) for resolving foreign bribery investigations and provide relevant updates on key issues impacting NTRs globally. This panel will highlight the IBA Anti-Corruption Committee's efforts as part of the IBA's Project Roll Out to encourage broader implementation of NTRs as recommended by the OECD in 2021. Relevant topics for discussion will include current and prospective uses of NTRs in various regions around the world, impediments to more widespread adoption, challenges encountered in deploying and negotiating NTRs, and potential strategies for further progress.

Moderator

Thomas Best *Paul Hastings, Washington, DC; Co-Chair, Non-trial Resolutions of Bribery Cases Subcommittee, IBA Anti-Corruption Committee*

Panellists

Michael Currie *Primerio, Sandton; Regional Representative Africa, IBA Anti-Corruption Committee*

Elisabeth Danon *Legal Analyst, OECD Anti-corruption Division, Paris; International Organisations Liaison Europe, IBA Anti-Corruption Committee*

David Fuhr *Chief, FCPA Unit, US Department of Justice, Washington DC*

Maria Schnebli *Federal Prosecutor and Head of International Corruption Cases, Swiss Office of the Attorney General, Bern*

Robert Wyld *Johnson Winter & Slattery, Sydney, New South Wales; Member, IBA Anti-Corruption Committee Advisory Board*

1255 – 1400

Buffet lunch

1400 – 1415

Q&A with Alison Taylor, author of *Higher Ground: How Business Can do the Right Thing in a Turbulent World*

Alison Taylor, a Clinical Associate Professor at the New York University Stern School of Business and Executive Director of Ethical Systems, recently published *Higher Ground*. In an interview with Nicola Bonucci, Alison will examine her acclaimed book's main themes, including why running a business has become so complicated and how businesses can act responsibly in the modern world.

Interviewer

Nicola Bonucci *Paris; Member, IBA Anti-Corruption Committee Advisory Board*

Interviewee

Alison Taylor *Clinical Associate Professor, NYU Stern School of Business, New York*

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1415 – 1515

PANEL FOUR

Tackling corruption (for real)

Picking up on themes discussed in the interview, a panel will consider how corporate anti-corruption efforts have evolved, the limits of regulatory compliance and strategies for effectively tackling corruption risks.

Moderator

Nicola Bonucci *Paris; Member, IBA Anti-Corruption Committee Advisory Board*

Panellists

Matthias Gstoehl *LALIVE, Zürich; Secretary, IBA Anti-Corruption Committee*

Asel Neutze *Senior Principal Corporate Counsel, Microsoft, Hamburg*

Deirdre O'Mahony *Arthur Cox, Dublin; Vice Chair, IBA Anti-Corruption Committee*

Alison Taylor *Clinical Associate Professor, NYU Stern School of Business, New York*

Julie Vallat *VP Human Rights, L'Oreal, Paris*

1515 – 1545

Coffee/tea break

1545 – 1645

PANEL FIVE

Fair is foul and foul is fair? Managing data protection and messaging in internal investigations and corporate compliance

Best practices and regulatory expectations around data management in corporate compliance programs and internal investigations continue to evolve, with different jurisdictions adopting conflicting approaches and legal regimes. This panel will focus on practical considerations for balancing investigative needs and data protection. In-house experts will share varying approaches of leading multinational companies, considering multifaceted legal and policy considerations.

Questions to be considered include:

- how are companies making decisions regarding data retention?
- what data should be preserved? For how long? For what purpose? and
- how can the objectives of internal investigations be achieved while maintaining data privacy – and, ultimately, how can corporate compliance programs remain effective?

Moderators

Eric Mayer *GSK Stockmann, Munich; Co-Chair, Compliance Subcommittee, IBA Anti-Corruption Committee*

Panellists

Sebastian Gress *Chief Officer Corporate Data Protection, Mercedes-Benz Group, Stuttgart*

Lucio Batista Martins *Global Compliance Officer, J&F Investimentos, São Paulo*

Silvia Martina *Cagnola & Associati Studio Legale, Milan; Membership Officer, IBA Anti-Corruption Committee*

Ann Sultan *Miller & Chevalier Chartered, Washington, DC; Co-Chair, Compliance Subcommittee, IBA Anti-Corruption Committee*

1645 – 1745

PANEL SIX

Multilateral development bank harmonisation in the global sanctions system

This panel will explore ongoing harmonisation efforts among multilateral development banks (MDBs) within the context of cross-debarment and the sanctions systems. Panellists will discuss the successes and challenges of harmonisation, highlighting where MDBs have reached alignment and identifying unharmonised aspects of the systems. By focusing on lessons learned and practical implications, the panel will offer insights into the current state of harmonisation among MDBs and noteworthy implications for parties involved in sanctions processes.

Moderator

Jodi Glasow *Executive Secretary, World Bank Group Sanctions Board, Washington, DC*

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Wednesday continued

Panellists

Marie Lydie Bile-Aka *Secretary to the Sanctions Officer, African Development Bank, Abidjan*
Paul Kearney *Enforcement Commissioner, European Bank for Reconstruction and Development, London; EBRD Liaison Officer, Debarment and Exclusions Subcommittee, IBA Anti-Corruption Committee*
Chiawen Kiew *Advisor, Office of Anticorruption and Integrity, Asian Development Bank, Mandaluyong*
Juan Ronderos *Sanctions Officer, Inter-American Development Bank, Washington, DC; International Organisations Liaison Officer, IBA Anti-Corruption Committee*
Jamieson A Smith *Chief Suspension and Debarment Officer, World Bank Group Sanctions Board, Washington, DC*

1900 – 2200

Conference dinner

Raimu & Nimier rooms, Hôtel Barrière Le Fouquet's
46 Av. George V, 75008 Paris, France

Dinner tickets are subject to availability after 4 June 2024, please enquire at the IBA registration desk as to availability.

Ticket price: €225

Transport will not be provided.

Thursday 13 June

All working sessions will take place in the Auditorium
Registration and coffee/tea breaks will take place in Expresso
Buffet Lunch will take place in Restaurant Des Nations

0830 – 1700

Registration

0830 – 0900

Welcome coffee/tea

0900 – 0910

Introduction and welcome remarks

0910 – 1010

PANEL SEVEN

The impact of regulating digital assets in combatting money laundering and corruption

The advent of digital assets has ushered significant changes in the global financial landscape, offering innovative solutions while also posing compliance challenges, particularly with respect to money laundering and corruption. This panel will examine complexities in regulating digital assets – given risk factors such as anonymity, global accessibility, decentralisation and lack of effective oversight – and impacts on combating illicit financial activities. Experts from diverse backgrounds will discuss current regulatory frameworks, challenges and best practices, as well as recent enforcement activity and possible strategies for leveraging the regulation of digital assets to enhance anti-money laundering (AML) and anti-corruption efforts.

Digital assets have proven to be a valuable tool in business transactions; however, they bring certain associated risks with respect to AML and corruption, such as: anonymity, global accessibility, decentralized nature and lack of effective oversight. This panel will discuss recent regulatory developments, US DOJ and SEC enforcement activities and related impacts on money laundering and corruption prevention.

Moderator

Adriana Dantas *Lefosse Advogados, São Paulo; Co-Chair, IBA Anti-Corruption Committee*

Panellists

Hugo Hoyland *Chief Strategy Officer, Asset Reality, London*
Sandra Moser *Morgan Lewis & Bockius, Washington, DC*
Molly Moeser *Acting Chief of the Money Laundering and Asset Recovery Section (MLARS), US Department of Justice Criminal Division, Washington, DC*
Marcelo Pontes *Secretary for Private Sector Integrity, Brazilian Office of the Comptroller General, Brasilia*
Lisa Vicens *Cleary Gottlieb Steen & Hamilton, New York*

1010 – 1040

Coffee/tea break

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1040 – 1140

PANEL EIGHT

The intersection of national security and anti-corruption enforcement

The scourge of corruption provokes public indignation, which can lead to social unrest and even insurrections. Corruption also contributes to the growth of international security threats by facilitating organised crime, terrorist activities and other national security threats. Panellists will delve into the intersection of corruption and national security, including existing legal and organisational impediments that national security and law enforcement agencies face. In addition, the panel will address the role of and challenges encountered by big tech companies when receiving requests from national security agencies and law enforcement for information related to customer accounts, such as email and social media. Panellists also will address risks posed by corruption in the context of the procurement of critical infrastructure, as well as the importance of combating corruption as a means of maintaining governmental integrity and upholding the rule of law, which in turn are crucial for safeguarding security.

Moderator

Stephane Eljarrat *Osler Hoskin & Harcourt, Toronto, Ontario; North American Regional Representative, IBA Anti-Corruption Committee*

Panellists

Bogdan Bibicu *Wolf Theiss, Bucharest; Regional Representative Eastern Europe, IBA Anti-Corruption Committee*

Leonel Perezniето del Prado *Creel Garcia-Cuellar Aiza y Enriquez, Mexico City; Regional Representative Latin America, IBA Anti-Corruption Committee*

Rhea Siers *Senior Advisor (Cyber), Teneo Risk Advisory, Bethesda, Maryland*

1140 – 1240

PANEL NINE

Play fair, play to inspire: exploring the evolving landscape of ethics and compliance in the world of sports

In the fast-paced and exciting world of sports, the role of ethics and compliance is key, as recent events repeatedly have demonstrated. The multifaceted nature of compliance in sports, from upholding the integrity of the game to protecting the well-being of athletes, encompasses a wide range of regulatory, anti-corruption and ethical considerations, including gender equality, discrimination, doping scandals and match-fixing controversies. This panel will address common challenges and developments in the industry of sports with insights and examples from experienced sports compliance professionals, considering complex implications and emerging best practices developed by the industry.

Moderators

Melina Llodra *LLODRA Law, Rosario; Compliance Programme Officer, Compliance Subcommittee, IBA Anti-Corruption Committee*

Clarissa Oliveira *Cascione Advogados, São Paolo; Publications Officer, IBA Anti-Corruption Committee*

Panellists

Vincenzo Dell'Osso *BonelliErede, Milan*

Steve Holt *Grant Thornton, London; Forensic Expert Officer, Compliance Subcommittee, IBA Anti-Corruption Committee*

Julia Lewis *Senior Legal Counsel, The International Tennis Integrity Agency, London*

Greg McKenna *Head of Biathlon Integrity Unit, Biathlon Integrity Unit, Salzburg*

1240 – 1400

Buffet Lunch

1400 – 1415

Keynote speech

Keynote speaker

Julia Fromholz *Head Anti-Corruption Division, OECD, Paris*

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1415 – 1515

PANEL TEN

Future prospects for International Anti-Corruption Court

Although the UN Convention Against Corruption (UNCAC) requires its 190 parties to criminalise several corrupt acts, kleptocrats often enjoy impunity by abusing their control over the administration of justice. This gap has inspired a growing coalition of governments and civil society to advocate for an International Anti-Corruption Court (IACC) to hold corrupt public officials, bribe payers and money launderers accountable for grand corruption when national governments are unwilling or unable to enforce laws required by the UNCAC. Supporters argue that an IACC would help deter corrupt offenses, recover and repatriate illicit assets for victims' benefit, and develop national anti-corruption capacity. This panel of experts involved in drafting the model IACC treaty will unpack their approach to designing an effective institution based on lessons learned from existing and past international courts and drawing on novel approaches to enhancing anti-corruption accountability in various jurisdictions. The panel will welcome a robust discussion of the challenges related to potentially creating a new international court.

Moderator

Stéphane de Navacelle *Navacelle, Paris; Regional Representative Western Europe, IBA Anti-Corruption Committee*

Panellists

Charles Adeogun-Phillips *Board Member, Integrity Initiatives, Lagos*

Serena Ibrahim *Founder and Executive Director, Youth Against Corruption, Beirut*

Justice Susan Lamb *Former Justice of the Supreme Court of Belize, Lisbon*

Judge Mark Wolf *Senior US District Judge, Boston, Massachusetts*

1515 – 1545

Coffee/tea break

1545 – 1645

PANEL ELEVEN

The IBA's survey of corruption's impact on the legal profession: results and next steps

The IBA recently completed a global lawyers' survey assessing corruption risks facing practitioners in many different jurisdictions and practice areas. This panel will provide a detailed briefing about the survey results, including comparisons to a similar survey conducted over ten years ago, and explore potential next steps using the survey results as a guide for combatting corruption risks facing the legal profession.

Moderators

Mark Mendelsohn *Paul Weiss Rifkind Wharton & Garrison, New York; Survey Officer, IBA Anti-Corruption Committee*

James Parkinson *Orrick Herrington & Sutcliffe, Washington, DC; Regional Representative North America, IBA Anti-Corruption Committee*

Panellists

George Artley *Legal Manager, Legal Policy & Research Unit, International Bar Association, London*

Sara Carnegie *Director, Legal Policy & Research Unit, International Bar Association, London; Member, IBA Diversity & Inclusion Council*

1645 – 1700

Closing remarks

1700 – 1830

Closing reception

The IBA, its officers and staff accept no responsibility for any views expressed, presentations or materials produced by delegates or speakers at the Conference.

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