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Jurisdictional Comparisons

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33 Pages Posted: 26 Jan 2017

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the Twin Peaks Model of ...

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Written by experts from leading law firms across the world, 'Banking Regulation jurisdictional comparisons' provides comprehensive insight into the bank regulatory framework in 23 jurisdictions. It serves as a starting point for understanding licensing and approval procedures, capital and liquidity requirements, consolidated supervision, regulation of SIFIs and topical developments."--Page 4 ...

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Bankrecht &

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Binder verfasste, gemeinsam
mit Rechtsanwaltsanwärter
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Abstract. The last two decades have seen an increasing number of jurisdictions adopting the 'twin peaks' model of financial regulation. Since it was pioneered in Australia, the model has been adopted by the Netherlands, Belgium, New Zealand and the United Kingdom. South Africa is currently in the process of changing its model, and it has also been considered by the US.

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A Jurisdictional Comparison of the Twin Peaks Model of

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Compliance organizations used to promulgate regulations and internal bank policy largely in an advisory capacity with a limited focus on actual risk identification and

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management. However, this model has offered a limited understanding of the business operations and underlying risk exposures, as well as of how to practically translate regulatory requirements into management actions.

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a critically important role
to play in determining how
and when banks can and must
help their customers get
through this difficult time,
and financial regulators
must play their part to help
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an offshore jurisdiction
that promptly registers
foreign companies. Quick
processing time speaks to
the effectiveness of the
relevant business authority.
Availability of offshore
banking facilities. Before
settling on a viable
offshore destination, it is
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Jurisdictional Comparisons Second Edition 2014

Clifford Chance Applied Solutions announces the launch of a digital tool "Cross-Border Publisher: Banking Confidentiality" providing banks with trusted legal know how on banking duties of confidentiality on a multi-jurisdictional basis. The tool covers a growing list of key jurisdictions* for businesses, with more jurisdictions to be added subject to demand.

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This publication offers a comprehensive overview of banking regulation across 24 jurisdictions.

This publication offers a comprehensive overview of banking regulation across 24 jurisdictions.

Mirroring the long-established structure of the financial industry, EU financial regulation as we know it today approaches banking, insurance and investment services separately and often divergently. In recent decades however, the clear

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Comparisons

Separation between financial sectors has gradually evaporated, as business lines have converged across sectors and FinTech solutions have emerged which do not fit traditional sector boundaries. As the contours of the traditional tripartition in the financial industry have faded, the diverging regulatory and supervisory treatment of these sectors has become increasingly at odds with economic reality. This book brings together insights developed by distinguished researchers and industry professionals in a series of articles analysing the main areas of

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EU financial regulation from a cross-sectoral perspective. For each specific research theme - including prudential regulation, corporate governance and conduct of business rules - the similarities, as well as gaps, overlaps and unjustifiable differences between banking, securities and insurance regulation, are clearly presented and discussed. This innovative research approach is aimed at informing lawmakers and policymakers on potential improvements to EU financial regulation whilst also supporting legal and compliance professionals

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Comparisons
applying the current
framework or looking to
streamline compliance
processes.

The Financial Crisis was a cross-sector crisis that fundamentally affected modern society. Regulation, as a concept, was both blamed for allowing the crisis to happen, but also tasked with developing and implementing solutions in the wake of the crash. In this book, a number of specialists from a range of fields have contributed their insights into the effect of the Financial Crisis upon the regulatory frameworks affecting their

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Comparisons
fields, how regulators have responded to the Crisis, and then what this may mean for the future of regulation within those industries. These analyses are joined by a picture of past financial crises - which reveals interesting patterns - and then analyses of architectural regulatory models that were fundamentally affected by the Crisis. The book aims to allow sector specialists the freedom to share their insights so that, potentially, a broader picture can be identified. Providing an interesting and thought-provoking account of this societally impactful

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Comparisons
era, this book will help the reader develop a more informed understanding of the potential future of financial regulation. The book will be of value to researchers, students, advanced level students, regulators, and policymakers.

This comprehensive Research Handbook provides an in-depth analysis of the different financial law approaches, legal systems and trends throughout Asia. It considers how reforms following the crises have been critical for the development and growth of the region and explores a

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Comparisons
A broad range of post-crisis financial regulatory issues. This timely book also examines how inconsistent and divergent approaches to financial market regulation are curtailing the region's potential.

First proposed in 1994, the Twin Peaks model of financial system regulation employs two specialist peak regulators: one charged with the maintenance of financial system stability, and the other with market conduct and consumer protection. This volume, with contributions from over thirty scholars and senior regulators, provides an in-

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depth analysis of the similarities and differences in the Twin Peaks regimes that have been adopted around the world. Chapters examine the strengths and weaknesses of the model, provide lessons from Australia (the first to adopt the model), and offer a comparative look at the potential suitability of the model in leading non-Twin Peaks jurisdictions. A key resource for central bankers, public policy analysts, lawyers, economists, politicians, academics and students, this work provides readers with a comprehensive understanding of the Twin Peaks model, and

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Comparisons
a roadmap for countries
considering its adoption.

Conflicts of interest arise naturally in all walks of life, particularly in business life. As general and indeed inevitable phenomena, conflicts of interest should not be prohibited but properly managed. This book presents indepth analysis of such management in three areas of corporate governance where the conflict-of-interest problems are particularly acute: executive compensation, financial analysis, and asset management. "Conflicts of Interest" presents the

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Comparisons
results of a two-year-long research project bringing together academics and practitioners in both law and finance from Europe and the.

Since its establishment in 2011, the European Securities and Markets Authority (ESMA) has become a pivotal actor in EU financial market regulation and supervision. Its burgeoning influence extends from the rule-making process to supervisory convergence/coordination to direct supervision. Reflecting the now critical importance of ESMA to how the EU regulates and

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Supervises financial markets, and with ESMA at an inflection point in its evolution, particularly in light of the Commission's 2017 proposals to reform ESMA and the UK's withdrawal from the EU, The Age of ESMA maps, contextualises, and examines ESMA's role and the implications for EU financial market governance.

A survey of past financial crises, starting with the great banking collapses of the interwar period. The current turmoil has prompted a number of questions regarding both its origins and ways to avoid its repetition. The historical

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background and the evolving institutional framework of banking and financial systems are at the center of this book.

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