

BIOGRAPHIES OF AUTHORS

Lorenzo Bini Smaghi

Lorenzo Bini Smaghi is a Member of the Executive Board of the European Central Bank. He was previously Director General for International Financial Relations at the Italian Ministry of the Economy and Finance from 1998 to 2005, Deputy Director General for Research at the European Central Bank in 1998 and Head of Policy Division at the European Monetary Institute in Frankfurt from 1994 to 1998. Previously, he was Head of Exchange Rate and International Trade Division at the Research Department of Banca d'Italia from 1988 to 1994 and Economist in the International Section of the Research Department of Banca d'Italia from 1983 to 1988.

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Phoebus Christodoulou is Honorary Professor of Athens University and General Counsel and Director of the Legal Department of the Bank of Greece. He is currently a member of the Legal Committee (LEGCO) of the ESCB. A graduate in Economics and a graduate in Law of the University of Athens, and Doctor in Law of the University of Hamburg, he has been a practising lawyer in Athens since 1968. In 1990 he joined the Bank of Greece, where he was appointed to his current position. He is the author of various publications in the field of civil law, commercial law, maritime law and insurance law, is a member of several academic and professional associations, and is a visiting and part-time Professor of Law in Greece and the US. He was formerly a member of the Working Group of Legal Experts of the European Monetary Institute.

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Joseph Doherty

Joseph Doherty is Head of the Legal Unit of the Central Bank and Financial Services Authority of Ireland. He is currently a member of the Legal Committee (LEGCO) of the ESCB. A graduate in Economics and Politics of University College Dublin with a Master's degree from the same university, he began his professional career in 1964 by joining the Central Bank of Ireland, where he served in various positions before being appointed to his current position, including temporary assignments to the Irish Ministry of Finance and as a technical adviser in Latvijas Banka. He has lectured at the Irish Institute of Public Administration and is the author of various publications in the field of central banking and economics. He was formerly a member of the Working Group of Legal Experts of the European Monetary Institute.

Frank Elderson

Frank Elderson is Head of the International and Institutional Legal Affairs Department of the Legal Services of De Nederlandsche Bank. He is currently a member of the Legal Committee (LEGCO) of the ESCB. Following his studies of law at the University of Amsterdam and the University of Zaragoza, he received his law degree from the University of Amsterdam in 1994 and his LL.M. degree from Columbia Law School in 1995. He began his professional career as a lawyer in a private law firm, and joined the legal department of De Nederlandsche Bank in 1999. He has published over a dozen articles, mainly on competition and Economic and Monetary Union law issues.

Antonio Fazio

Antonio Fazio is Governor of Banca d'Italia. He is a member of the Governing Council of the European Central Bank and a member of its General Council. He was previously a member of the Committee of Governors of the Central Banks of the European Community. He was Deputy Director-General of Banca d'Italia from 1982 to 1993 and appointed its Governor for life in May 1993.

Milan Gašparík

Milan Gašparík is Head of Section, Legislative and Legal Department of Národná banka Slovenska. He is currently a member of the Legal Committee (LEGCO) of the ESCB. A graduate in Law of Comenius University, Bratislava, he began his professional career as a lawyer in 1981 with Istrochem Bratislava. During 1991 he served as legal adviser to the Ministry of Labour and Social Affairs. In 1992 he joined Národná banka Slovenska as a legal adviser, where he served in the Banking Transaction Department before being appointed to his current position.

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Gerd Grum is a Legal Advisor in the Legal Division of the Oesterreichische Nationalbank. He is currently a member of the Legal Committee (LEGCO) of the ESCB. A Graduate in Law of the University of Vienna, he gained a Master's Degree in Law from the same university. He began his professional career as a lawyer in 1995 with a private law firm, and also served in the General Secretariat of the Council of the European Union. In 1998 he joined the Legal Division of the Oesterreichische Nationalbank.

John Heath

John Heath is Deputy Head of the Legal Unit of the Bank of England. He is currently a member of the Legal Committee (LEGCO) of the ESCB. A graduate in German Studies and in Law of the University of Surrey, he began his professional career as a solicitor in 1979 with a City law firm in London. In 1994 he joined the Legal Unit of the Bank of England, where he has served ever since. He was formerly a member of the Working Group of Legal Experts of the European Monetary Institute.

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Jan Barend Jansen is an Advisor in the field of Central Banking and Financial Legislation in the Legal Department of the International Monetary Fund (IMF). He was formerly a member of the Legal Committee (LEGCO) of the ESCB. A graduate both in Economics and in Law of Erasmus Universiteit Rotterdam, he joined De Nederlandsche Bank in 1985, where he served in various positions before being appointed Director of its Legal Department. As a member of the Dutch delegation, he took part in the preparation of the Treaty of Maastricht in 1991. In 2004 he joined the Legal Department of the IMF. He is the author of a book on "De Nederlandsche Bank under the Bank Act 1998" (2001).

Bernd Krauskopf

Bernd Krauskopf is General Counsel of the Deutsche Bundesbank and a member of the Legal Committee (LEGCO) of the ESCB. After studying law, economics and politics at Gießen and Marburg University, he started his professional career as a lawyer for the German Consulate General in Malaga, Spain, before he was admitted to the Bar in Frankfurt, working as a lawyer in private industry. He joined the Bundesbank's Legal Department in 1979. In 1990 he contributed to the preparatory work of the Federal Government and the Bundesbank for the Monetary Union between the Federal Republic of Germany and the former German Democratic Republic in his capacity as legal adviser to the Bundesbank's Vice-President in East Berlin. He has participated in various international working groups of, among others, the G10 (Lamfalussy report), the EU Commission, the EU Council and the European Monetary Institute (in preparation for Economic and Monetary Union). He is the author of several publications in the field of central bank legislation, central bank immunity and monetary law.

Patrice de Lapasse

Patrice de Lapasse, born in 1939, studied law at the University of Toulouse. He entered the Banque de France in 1965 and was appointed head of the Legal Department of the Bank in 1992. He retired on September 2002 and resumed his studies in canon law. He was a member of the group of central bank lawyers who, under the authority of the Committee of EU Governors, prepared the first draft of the statutes of the ESCB. He is the spiritual father of the regulatory power of the ECB now enshrined in Article 34 of its Statute, and largely inspired the foundation of the European Monetary Institute.

Patrice de Lapasse died on 27 May 2005.

Niall Lenihan

Niall Lenihan is Assistant General Counsel at the European Central Bank (ECB). A graduate in Law of Trinity College Dublin, a Master of Law of Sidney Sussex College Cambridge and a licensed Attorney/Solicitor in Ireland, England and New York, he began his professional career as a lawyer in 1991 with the New York law firm of Davis Polk & Wardwell. In 1996 he established the Wall Street Committee on Economic and Monetary Union (EMU), and in 1997 was engaged by the European Commission to prepare its study on the impact of EMU under US and New York law. In 1998, he joined the Legal Division of the European Monetary Institute, and thereafter the Legal Department of the ECB, where he was appointed to his current position. He represented the ECB in the G10 Working Group on Collective Action Clauses in sovereign debt instruments. He is the author of various publications in the field of monetary and constitutional law.

Etienne de Lhoneux

Etienne de Lhoneux is Secretary General and Head of the Legal Department of the Banque centrale du Luxembourg. He is currently a member of the Legal Committee (LEGCO) of the ESCB. A graduate in Law and a Master of Economics of the University of Louvain, he began his professional career as a lawyer in 1976 at the Brussels Bar and as Associate Professor of Law in the University of Louvain. In 1979 he joined the Legal Department of the Nationale Bank van België/Banque Nationale de Belgique (NBB). He served as General Manager of the Luxembourg branch of the NBB until the establishment in 1998 of the Banque centrale du Luxembourg, where he was appointed to his current position. He is the author of various publications in the fields of economic public law, European monetary law and in particular central banking law.

Jean-Victor Louis

Jean-Victor Louis is Honorary Professor of the Université libre de Bruxelles (ULB) and Honorary General Counsel of the Nationale Bank van België/Banque Nationale de Belgique (NBB). A graduate and Doctor in Law of the ULB, the holder of various academic titles and an honorary doctorate, visiting and part-time professor in several university institutions in Europe and outside Europe, a member of several editorial scientific magazines, the publisher of books and articles on European Union Law, the General Editor of Cahiers de Droit européen, and the author or co-author of more than 200 publications on European, financial and monetary law. He is a member of the International Monetary Law Committee of the International Law Association, and of the European Constitutional Law Network. He entered the Legal Department of the NBB in 1972, where he served in various positions until his appointment as General Counsel in 1980. He retired from the NBB in 1998. He was formerly a member of the Working Group of Legal Experts of the European Monetary Institute.

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Giuseppe Napoletano

Giuseppe Napoletano is legal counsel at the Consulenza Legale of the Banca d'Italia. A graduate in Law of the Libera Università degli Studi Sociali in Rome, he began his professional career as a lawyer in 1996 by joining the Consulenza Legale as assistant to Mr. Paolo Zamboni, Head of Legal Services, on Economic and Monetary Union matters. He is the author of various publications in the field of financial market regulation, corporate law and central banking. He is also Vice-President of the Surveillance Committee on the Pension Fund for the employees of Banca d'Italia.

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Marino Perassi is Deputy Head of the Legal Department of the Banca d'Italia. He is currently a member of the Legal Committee (LEGCO) of the ESCB. A graduate in Law of the University of Torino, he began his professional career as a private practising lawyer and as a research assistant at the Law Faculty of the University of Torino. In 1989, he joined the Consulenza Legale of Banca d'Italia. He formerly participated in the Working Group of Legal Experts of the European Monetary Institute and the Working Groups of the European Commission on Economic and Monetary Union. He is the author of various publications in the fields of commercial law, banking law and payment systems.

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Kirsten Rohde Jensen

Kirsten Rohde Jensen is Head of Legal Affairs at Danmarks Nationalbank. She is currently a member of the Legal Committee (LEGCO) of the ESCB. A law graduate of the University of Aarhus and Master of Laws of the University of London (Queen Mary and Westfield College), she began her professional career as a lawyer in 1986 with a Danish private commercial bank. In 1993, she joined Danmarks Nationalbank as its Head of Legal Affairs. She was formerly a member of the Working Group of Legal Experts of the European Monetary Institute.

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Rodolphe Ruggeri is a member of the European Central Bank (ECB) Coordination Unit of the Nationale Bank van België/Banque Nationale de Belgique (NBB). In this capacity, he advises the Governor of the NBB on the issues dealt with by the Governing Council of the ECB. A Graduate in Law of Université catholique de Louvain and in European Law of the College of Europe (Bruges), he began his professional career in 1998 as legal counsel in the Cabinet of the Vice-Prime Minister of the Belgian Federal Government. In 2000 he joined the NBB, where he first served in the International Department before being appointed to his current position.

Antonio Sáinz de Vicuña

Antonio Sáinz de Vicuña has been General Counsel of the European Central Bank since 1998. He is the Chairman of the Legal Committee (LEGCO) of the ESCB. He is a graduate in Law and in Economic Sciences of the Universidad Complutense de Madrid, and has a Master's in International Law from Cambridge University. He entered the Government Legal Service in 1974, and was subsequently posted as legal counsel in the ministries of Finance, Economy and Foreign Affairs, where he became Chief Legal Adviser in 1985. After a five-year period in a commercial bank, in 1994 he joined the European Monetary Institute as General Counsel. He is the author of one book and of various publications in the field of community, international and banking law. He is Chairman of the European Financial Market Lawyers Group, Vice-President of the Committee on International Monetary Law (MOCOMILA), and a member of the Advisory Board of the European Capital Markets Institute. He was formerly a member and rapporteur of the Working Group of Legal Experts of the European Monetary Institute.

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Jorge Santos is Senior Legal Adviser in the International Relations Department of Banco de Portugal. He is currently a member of the Legal Committee (LEGCO) of the ESCB. A graduate in Law of the University of Lisbon, he began his professional career as a privately practising lawyer in 1963. In 1977 he joined Banco de Portugal, where he served in various positions in the Legal Department, including advising the Portuguese delegation in the negotiations towards Portugal's accession to the Community. He is a member of the Banking Advisory Committee, an adviser in the drafting of several directives in the field of banking, and the chair of the Working Group that finalised the Large Exposures Directive (Directive EEC/92/121). He was formerly a member of the Working Group of Legal Experts of the European Monetary Institute.

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Maria Amélia Saraiva is Senior Legal Adviser in the Market and Reserves Management Department of Banco de Portugal. She is currently a member of the Legal Committee (LEGCO) of the ESCB. A graduate in Law of the University of Lisbon, she began her professional career as a lawyer in a private financial group and thereafter in the Foreign Investment Institute. In 1983 she joined Banco do Portugal, where she served as an adviser for credit, money market, payment and securities systems and monetary policy matters, having intervened in the preparation of legislative, contractual and regulatory legal acts.

Dominique Servais

Dominique Servais is Head of the European Central Bank (ECB) Coordination Unit at the Nationale Bank van België/Banque Nationale de Belgique (NBB). In this capacity, he advises the Governor of the NBB on the issues dealt with by the Governing Council of the ECB. He is currently a member of the Legal Committee (LEGCO) of the ESCB. A graduate in Law and International Relations of the Université catholique de Louvain, in 1983 he joined the International Department of the NBB. From 1990 to 1995 he was appointed Financial Counsellor at the Permanent Representation of Belgium to the European Union. He then participated in the negotiations of the Maastricht Treaty, and chaired several groups of the Council in charge of Economic and Monetary Union (EMU) secondary legislation and financial services directives. Thereafter, in 1999 he was appointed Head of the International Department of the NBB before being assigned to his current position. He is the author of several publications in the field of financial services and EMU. He was formerly a member of the Working Group of Legal Experts of the European Monetary Institute.

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René Smits is currently Chief Legal Counsel of the Dutch Competition Authority (Nederlandse Mededingingsautoriteit - NMa), in The Hague. A graduate in Law and Sociology of the Vrije Universiteit, Amsterdam, he joined De Nederlandsche Bank where he served in various positions in the legal and prudential supervision departments before being appointed in 1989 Head of the Legal Department and General Counsel. Since 2000 he has been Jean Monnet Professor of the Law of Economic and Monetary Union (EMU) at the Universiteit van Amsterdam. He was Professor on the Law of EMU at The Hague Academy of International Law (2002), and is Visiting Professor on EMU Law at the University of London. He was appointed the Director of the Legal Department of the NMa in 2001, and to his current position in 2004. He is the author of a benchmark book entitled “The European Central Bank – Institutional Aspects” (1997, 2000 reprint) and of various publications on Community Monetary Law. He is a member of the International Monetary Law Committee of the International Law Association. He was formerly a member of the Working Group of Legal Experts of the European Monetary Institute and also of the Legal Committee (LEGCO) of the ESCB.

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Robert Sparve is a former General Counsel of Sveriges Riksbank. After graduating from Stockholm University, he had district court practice and worked for an international law office in Stockholm before joining the Legal Department of Sveriges Riksbank in 1973. He has been its General Counsel since 1991. Robert Sparve is a former member of the Working Group of Legal Experts of the European Monetary Institute and of the Legal Committee of the ESCB. He worked for the Legal Department of the International Monetary Fund (IMF) in Washington in 2002 and 2003, and retired from his position at Sveriges Riksbank in 2003. Robert Sparve has published several articles on central bank legal issues in IMF publications.

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Chiara Zilioli is Deputy General Counsel of the European Central Bank (ECB) and a member of the Legal Committee (LEGCO) of the ESCB. Before joining the ECB, she participated in the preparation for Economic and Monetary Union, first as a member of the Legal Service of the Council of the EU, and then as Senior Lawyer and a member of the Working Group of Legal Experts of the European Monetary Institute. A graduate of Parma University, she holds a Master's Degree from Bologna University, an LL.M. from Harvard Law School, and a Ph.D. from the European University Institute. She has also been visiting professor at the European University Institute in Florence, and is a lecturer on The Law of Central Banks at the Institute for Law and Finance of the J.W. Goethe Universität in Frankfurt. She is the author of two books and various articles on Community law and on international law, including publications on the ECB, its law and its accountability.

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