

## Financial Markets Law Committee (“FMLC”)

### FinTech Scoping Forum

Date: Tuesday 26 January 2020

Time: 9.00am to 10.30am

Virtual meeting



#### Attendees:

John Taylor (Moderator)	Queen Mary University of London
Antony Beaves	Bank of England
Anne Bodley	HSBC Bank plc
John Casanova	Sidley Austin LLP
Dorothy Delahunt	Delahunt and Associates
Jonathan Gilmour	Travers Smith LLP
Richard Hay	Linklaters LLP
Sian Jones	xReg Consulting
Mark Kalderon	Freshfields Bruckhaus Deringer LLP
Suhail Khawaja	Wilmington Trust
Ernest Lima	xReg Consulting
Philippa List	Dechert LLP
Angus McLean	Simmons & Simmons LLP
Laura Nixon	Clifford Chance LLP
Matthew Nyman	
Deborah Sabalot	Deborah A. Sabalot Regulatory Consulting
John Salmon	Hogan Lovells International LLP
Michael Sholem	Cadwalader, Wickersham & Taft LLP
Julia Smithers Excell	White & Case LLP
Ferdisha Snagg	Cleary Gottlieb Steen & Hamilton LLP
Ian Stevens	CMS Cameron McKenna Nabarro Olswang LLP
Kathleen Tyson	Granularity Ltd
Heenal Vasu	Allen & Overy LLP
Venessa Parekh	FMLC Secretariat
Chhavi Sinha	FMLC Secretariat

**Registered Charity Number: 1164902.**

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Katja Trela-Larsen

FMLC Secretariat

### **Guest Speakers:**

Matthew Barry

The Law Commission

Teresa Trepak

The Law Commission

### **Regrets:**

Lewis Lee

CLS Bank International

Bradley Rice

Ashurst LLP

### **Agenda**

1. Introductions
2. FMLC Scoping Forums (Venessa Parekh)
3. The Law Commission's Call for Evidence on Smart Contracts<sup>1</sup> (Matthew Barry and Teresa Trepak)
4. Consultation and Call for Evidence: U.K. regulatory approach to cryptoassets and stablecoins<sup>2</sup> (John Taylor)
5. Plenary Discussion (John Taylor)
  - 5.1. ESMA Consultation Paper on MiFID II/MiFIR review report on Algorithmic Trading<sup>3</sup>
  - 5.2. Bias in algorithmic decision-making<sup>4</sup>

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<sup>1</sup> The Law Commission, Call for Evidence on Smart Contracts (17 December 2020), available at: <https://www.lawcom.gov.uk/project/smart-contracts/>.

<sup>2</sup> HM Treasury, U.K. regulatory approach to cryptoassets and stablecoins: consultation and call for evidence (7 January 2021), available at: <https://www.gov.uk/government/consultations/uk-regulatory-approach-to-cryptoassets-and-stablecoins-consultation-and-call-for-evidence>.

<sup>3</sup> ESMA, Consultation Paper MiFID II/MiFIR review report on Algorithmic Trading (18 December 2020), available at: <https://www.esma.europa.eu/press-news/consultations/consultation-paper-mifid-iimifir-review-report-algorithmic-trading>.

6. Any other business

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<sup>4</sup> See briefing note attached. See also: CDEI, Review into bias in algorithmic decision-making (27 November 2020), available at: <https://www.gov.uk/government/publications/cdei-publishes-review-into-bias-in-algorithmic-decision-making/main-report-cdei-review-into-bias-in-algorithmic-decision-making#fn:165>.