



UNDERSTANDING NATIONAL SECURITY CONCERNS IN LIGHT OF FDI SCREENING

CONFERENCE PROGRAMME

27th October 2022 (Day 1)

Scuderie di Palazzo Altieri,

Via di S. Stefano del Cacco, 1, 00186, Rome



Opening Address (9 AM):

- **Dr. Neena Malhotra**, *Ambassador of India to Italy (Guest of Honour)*
- **Prof. Maria Amata Garito**, *Rector Università Telematica Internazionale UNINETTUNO*

Keynote Address (9:20 AM):

- **Prof. Dr. Andrea Sacco Ginevri** (*Full Professor*)

Kick-off Expert Panel Discussion (9:30 – 10:30 AM):

FDI SCREENING: HOW MUCH OF IT IS A “NATIONAL SECURITY” CONCERN?

Moderator: **Prof. Dr. Giulio Napolitano** (*Full Professor*)

Panelists:

- **Prof. Dr. Filippo Annunziata**
- **Prof. Dr. Fabio Bassan**
- **Dr. Roland M. Stein**
- **Mr. Jens Hillebrand Pohl**

Coffee Break (10:30 – 10:45 AM)





Panel 1 (10:45 AM - 12:30 PM):

Chair: Prof. Dr. Steffen Hindelang (*Full Professor*)

- **Overview, Perspectives and Future Trends of Italian FDI Regime**
Dr. Federico Riganti, *Assistant Professor (RtdB) in Diritto dell'Economia presso Unito*
Avv. Lorenzo Locci, *Ph.D. Scholar, Università Guglielmo Marconi of Rome*
Avv. Linda Lorenzon, *ADVANT Nctm (Italy)*
- **Potential and Limits of FDI authorities' powers**
Avv. Andrea Gemmi, *Milan (Italy)*
- **Interpretations of "public order or security" in German FDI Screening Practice**
Mr. David Krappitz, *Policy Officer, Foreign Investment Screening Unit, Federal Ministry for Economic Affairs and Climate Action (Germany)*
- **National Security Concerns with Regard to the Transportation Sector in Germany**
Dr. Roland M. Stein, *Founding Partner, BLOMSTEIN (Germany)*

Lunch Break (12:30 PM – 2:00 PM)

Panel 2 (2:15 PM – 3:45 PM):

Chair: Prof. Dr. Daniele Gallo (*Full Professor*)

- **Genesis and Evolution of "National Security" in the context of FDI: A comparative outlook of the Indo-European saga**
Mr. Argha Kumar Jena, *LL.M. (Berlin), Ph.D. Scholar, Università Telematica Internazionale UNINETTUNO (Italy)*
- **National Security, Energy Concerns and Investment Screening Mechanisms: Recent Developments**
Prof. Dr. Maria Rosaria Mauro, *Full Professor of International Law at the University of Molise (Italy)*
- **National Security and Quest for Technological Leadership**
Mr. Jonas Fechter, *Ph.D. Scholar, University of Münster (Germany)*
- **The Law of Unintended Consequences: The Perils of Chinese FDI in Europe, China's Military-Civil Fusion and the Implications for Europe's Security**
Ms. Judith Huismans, *Head of Research, DATENNA*
Mr. Gareth Heywood, *Head of Government Relations, DATENNA (The Netherlands)*

Coffee Break (3:45 PM to 4 PM)





Keynote address (4:00 PM to 4:20 PM):

Prof. Dr. Bernardo Argiolas

Presidency of the Council of Ministers

Head of the office for preliminary activities for the exercise of the Italian golden powers

European cooperation, study and analysis of investments in strategic sectors

Panel 3 (4:20 PM – 5:45 PM):

Chair: Prof. Dr. Andrea Sacco Ginevri (*Full Professor*)

Market Leaders Panel Discussion:

FDI SCREENING AND ITS IMPACT ON M&A TRANSACTIONS

- **Avv. Filippo Troisi**
- **Prof. Dr. Andrea Zoppini**
- **Prof. Dr. Raffaele Oriani**
- **Dr. Michele Croci**
- **Dr. Roberto Purcaro**

Q&A and debate (onwards)





28th October 2022 (Day 2)

*Casa per Ferie Santa Lucia Filippini,
Largo di Santa Lucia Filippini, 20, 00186 Rome*



Panel 1 (9.00 AM – 10:30 AM):

Chair: Prof. Dr. Ferruccio Maria Sbarbaro (*Associate Professor*)

- **When the Dragon Comes Home to Roost: Chinese Investments, Investment Screening, and EU Membership State BITs**
Prof. Dr. Szilárd Gáspár-Szilágyi, *Assistant Professor/Lecturer in EU and International Economic Law University of Birmingham, School of Law (England)*
- **What We Talk about When We Talk about National Security: Economic Security Considerations in FDI Screening**
Ms. Yao Yuan, LL.M. (*Leiden*), *Ph.D. Scholar, Leiden Law School (The Netherlands)*
- **“Criticality” as National Security in Investment Screening Mechanism (ISMs)**
Dr. Manu Misra, *Post-Doctoral Fellow, Fundação Getúlio Vargas School of Law, São Paulo (Brazil)*
- **National security in investment screening: Any lessons learnt from the trade controls experience?**
Avv. Alessandra Moroni, *Managing Associate, Sidley Austin LLP (Belgium)*

Coffee and Networking Break (10:30 AM – 11:00 AM)

Panel 2 (11.00 AM – 12:00 PM):

Chair: Prof. Dr. Valerio Lemma (*Full Professor*)

- **The Austrian Investment Control Act (ICA): Overview, Specificities, Decision-making and Practicalities**
Ms. Célia Marie Chausse, *Deputy Head of Unit V/9 Investment Screening, Federal Ministry for Labour and Economy (Austria)*
- **Negotiating Security Undertakings: Prenup Agreements for a Ménage à Trois**
Mr. Dominik Eisenhut, *Teamlead UAS and FCAS Legal, Airbus Defence and Space, Munich (Germany)*
- **The New Competencies of the Polish Competition Authority in FDI Screening**
Prof. Dr. Anne-Marie Weber, LL.M. (*Berkeley*), *Assistant Professor - Faculty of Law and Administration, University of Warsaw (Poland)*
Weronika Herbet-Homenda, LL.M. (*Warsaw*), *Ph.D. Scholar, University of Warsaw, Faculty of Law and Administration (Poland)*

Closing Remarks (12.00 PM – 12:30 PM): Prof. Dr. Steffen Hindelang (*Full Professor*)

Farewell Lunch (12:45 PM onwards)

