

AET STUDIES ON FINANCIAL MARKET DEREGULATION

REGULATING FINANCIAL MARKETS

A CRITIQUE AND SOME PROPOSALS



George J. Benston



Regulating Financial Markets A Critique And Some Proposals

George J. Benston



Regulating Financial Markets A Critique And Some Proposals:

Regulating Financial Markets George J. Benston, 1999 This study explains why financial services have for centuries been regulated to a greater extent than are most products that do not directly affect people's health or safety Hobart Paper, 1998 **The Advantage of Competitive Federalism for Securities Regulation** Roberta Romano, 2002 In this analysis of securities regulation the author demonstrates that the current approach toward U S regulation exclusive jurisdiction of the Securities and Exchange Commission is misguided and should be revamped by implementing a regime of competitive federalism Under such a system firms would select their regulator from among the states the SEC or other nations The author asserts that competitive federalism harnesses the high powered incentives of markets to the regulatory state to produce regulatory arrangements most compatible with investors preferences The author contends that the empirical evidence does not indicate that the SEC is effective in achieving its stated objectives The commission's expansions of disclosure requirements over the years have not significantly enhanced investors wealth In addition she asserts evidence from institutional equity and debt markets and cross country listing practices demonstrates that firms voluntarily disclose substantial information beyond mandatory requirements to provide the information investors demand The author concludes that under competitive federalism the aspects of the SEC's regime that are valuable to investors will be retained those that are not will be discarded and the resulting securities regime will better meet investors needs than the present one

Corporate Governance E. Banks, 2003-11-25 Corporate Governance is a text which considers the problems surrounding governance and proposes solutions to help restore investor confidence in the corporate world The book is intended for board members corporate executives regulators auditors creditors and analysts seeking a concise analysis of the governance issues facing financial and non financial corporations round the world The book is fully international in context and includes real life examples and cases to emphasize the practical nature of governance problems and solutions Mobile Payments, Consumer Policy, and the Law Nwanneka Ezechukwu, 2023-03-17 Mobile technology offers an innovative and cost effective channel for delivering a range of financial services including mobile payments In some jurisdictions mobile payments simply provide a convenient option for facilitating payment transactions In other jurisdictions mobile payments are viewed as potentially transformative because they present an opportunity to expand access to financial services However as with other innovations mobile payments raise consumer protection concerns and require robust regulatory mechanisms to address such concerns Against this backdrop the book adopts a typology of consumer policy tools which can be used to address the identified consumer concerns This typology guides the enquiry into the existing consumer protection frameworks applying to mobile payments in selected jurisdictions Canada Kenya and the United Kingdom The main objective of this endeavour is to identify best practices that national authorities seeking to leverage mobile payments and similar innovations can emulate This book will be of interest to policymakers regulators industry stakeholders students and scholars interested in the regulation of

innovative financial services particularly from a consumer protection perspective **Corporation Nation** Robert E. Wright, 2014 Drawing on legal and economic history Robert E Wright traces the development of corporate institutions in America connecting today's financial failures to weakened internal corporate regulation **Global Bank Regulation** Heidi Mandanis Schooner, Michael W. Taylor, 2009-11-24 Global Bank Regulation Principles and Policies covers the global regulation of financial institutions It integrates theories history and policy debates thereby providing a strategic approach to understanding global policy principles and banking The book features definitions of the policy principles of capital regularization the main justifications for prudent regulation of banks the characteristics of tools used regulate firms that operate across all time zones and a discussion regarding the 2007 2009 financial crises and the generation of international standards of financial institution regulation The first four chapters of the book offer justification for the strict regulation of banks and discuss the importance of financial safety The next chapters describe in greater detail the main policy networks and standard setting bodies responsible for policy development They also provide information about bank licensing requirements leading jurisdictions and bank ownership and affiliations The last three chapters of the book present a thorough examination of bank capital regulation which is one of the most important areas in international banking The text aims to provide information to all economics students as well as non experts and experts interested in the history policy development and theory of international banking regulation Defines the over arching policy principles of capital regulation Explores main justifications for the prudent regulation of banks Discusses the 2007 2009 financial crisis and the next generation of international standards of financial institution regulation Examines tools for ensuring the adequate supervision of a firm that operates across all time zones **The Governance of Macroprudential Policy** Tracy C Maguze, 2024-01-11 This book critically examines the theoretical foundations and legal framework for macroprudential policy its tools and governance in the UK the US and the EU It goes deeper into a normative discussion of the legitimacy of macroprudential policy in these jurisdictions where the mandate for maintaining financial stability has been delegated to independent authorities The Global Financial Crisis of 2007 2008 reopened debates regarding legitimacy of the independent regulatory state given its democratic deficit The response to a perceived legitimacy gap has been to increase political oversight in financial policymaking and regulation The book posits that the real problem is not a lack of democracy but rather a lack of social justice Across the globe there is growing dissatisfaction with a financial system and regulatory process that appear depersonalised and perpetuate inequalities Citizens are calling for more socially just systems of governance and the future success of financial policymakers and regulators will hinge on this Given the marked distributional effects that have been noted in some macroprudential policy tools the book questions whether macroprudential policy should be solely based on highly rationalised and strongly quantitative reasons By proposing that macroprudential policymakers should have a social justice mandate alongside their financial stability mandate as well as legal mechanisms for operationalising the added

authority the book contributes to the growing discourse on the role of social justice in public policy

International Trade in Services and Domestic Regulations Panagiotis Delimatsis, 2007-12-27 This book examines the regulation of services within the WTO It examines the problem of reconciling a liberal system of trade in services with national governments ability to protect social values through service regulation The book analyses the existing legal framework and assesses the potential of ongoing trade negotiations

Reforming Britain's Economic and Financial Policy H. Treasury, 2001-12-02 In recent years the UK s macroeconomic policy framework has undergone a period of radical reform so as to deliver the economic stability necessary to achieve high levels of growth and employment This book provides a comprehensive account of these reforms which constitute a new and innovative approach to policy making Radical changes to the monetary policy framework the fiscal policy framework the regime for public spending and financial regulation are presented Together they represent a coherent strategy to deliver economic stability and benefits to the wider economy As well as providing an unprecedented insight into UK Government economic policy the book takes the reader through the intellectual foundations of policy reform and the translation of these to applied policy making Reforming Britain s Economic and Financial Policy contains a foreword by the Chancellor Gordon Brown

Routledge Handbook of Major Events in Economic History Randall Parker, Robert Whaples, 2013-02-11 The Handbook of Major Events in Economic History aims to introduce readers to the important macroeconomic events of the past two hundred years The chapters endeavour to explain what went on and why during the most significant economic epochs of the nineteenth twentieth and early twenty first centuries and how where we are today fits in this historical timeline Its short chapters reflect the most up to date research and are written by well known economists who are authorities on their subjects The Handbook of Major Events in Economic History was written with the intent of presenting the professional consensus in explaining the economics driving these historical events

The New Financial Architecture Benton E. Gup, 2000-09-30 Bank failures crises global banking megamergers changes in technology the effect of these world events is to weaken existing methods of regulating bank safety and soundness and even to make some methods ineffective Federal regulators are evaluating new ways to solve them Dr Gup and his panel of academics and regulatory professionals explore these problems and the difficulties in implementing solutions They point out that global banking megamergers and changes in technology are drastically altering the way financial services are delivered They also argue that existing methods of bank regulation formulated in the United States and elsewhere as early as the 19th century are not able to cope with these changes The search now underway for new methods that are global in scope Inevitably they will involve cross border supervision and international cooperation Covering a wide range of topics from the rationale of banking regulation to optimal banking regulation in the new world environments this book examines the innovative tools needed to cope with these problems Greater reliance on market discipline the use of internal controls based on statistical models such as Value at Risk and subordinated debt are discussed This timely probing analysis of one of the hottest topics in

bank regulation today is an important resource for professionals and their academic colleagues in the fields of banking finance investment and world trade International Regulatory Rivalry in Open Economies: The Impact of Deregulation on the US and UK Financial Markets Doha M. Abdelhamid,2024-11-01 This title was first published in 2003 This text aims to fill a gap in the literature for a text on the theory and practice of international regulatory competition in the open financial markets of the US and UK **The Financial Crisis and the Regulation of Finance** Christopher J. Green, Eric J. Pentecost, Thomas G. Weyman-Jones, 2011-01-01 The Financial Crisis and the Regulation of Finance includes a comprehensive overview of the crisis and reviews the theory and practice of regulation in the UK and worldwide The contributors all international experts on financial markets and regulation provide perspectives and analysis on macro prudential regulation the regulation of financial firms and the role of shareholders and disclosure This rigorous book will be of great interest to all those with an interest in banking and finance including academics professionals bankers regulators advisors and civil servants Students on banking and finance courses will also find this clear and compact resource invaluable *The Routledge Companion to Fair Value and Financial Reporting* Peter Walton, 2012-08-21 Comprising contributions from a unique mixture of academics standard setters and practitioners and edited by an internationally recognized expert this book on a controversial and intensely debated topic is the only definitive reference source available on the topics of fair value and financial reporting Drawing chapters from a diverse range of contributors on different aspects of the subject together into one volume it examines the use of fair value in international financial reporting standards and the US standard SFAS 157 Fair Value Measurement setting out the case for and against looks at fair value from a number of different theoretical perspectives including possible future uses alternative measurement paradigms and how it compares with other valuation models explores fair value accounting in practice including audit financial instruments impairments an investment banking perspective approaches to fair value in Japan and the USA and Enron's use of fair value An outstanding resource this volume is an indispensable reference that is deserving of a place on the bookshelves of both libraries and all those working in studying or researching the areas of international accounting financial accounting and reporting *The Changing Landscape of Global Financial Governance and the Role of Soft Law* Friedl Weiss, Armin Kammel, 2015-05-26 The Changing Landscape of Global Financial Governance and the Role of Soft Law provides interdisciplinary perspectives on the changing landscape of global financial governance by exploring the impact and role of soft law directly or as a precursor of hard law pertaining to financial governance Since the shaping of financial governance impacts national regional and global levels of regulation different views and arguments contribute to the ongoing discussions about financial regulation Against this background this book brings together perspectives of economists and lawyers who have not rallied to one or the other popular call for more regulation as a panacea for the prevention of future global financial crises calls which have all but drowned out more nuanced scientific debates Instead their analysis of aspects of remedial regulatory policy prescriptions

already made or proposed demonstrates that carefully designed soft law can be deployed as a valuable method or tool of mediation between the unrestrained autonomy of dysfunctional markets and overzealously crafted hard law

Conflicts of Interest in the Financial Services Industry Andrew Crockett, 2003 The fifth report in this series focuses on conflicts of interest that arise when a firm combines multiple lines of business creating multiple interests Conflicts between research and underwriting in investment banking and between auditing and consulting in accounting firms are investigated as are the problems that arise from rating agencies providing consulting services and from universal banks combining commercial and investment banking In the recent stock market collapse confidence in the financial industry was shaken by numerous scandals Beginning with Enron in 2001 scandals brought about the demise of prominent financial figures damaged the reputation of premiere firms and destroyed the global accounting giant Arthur Andersen Central to this crisis was the exploitation of conflicts of interest Research analysts at investment banks were found to be distorting information at the behest of underwriting departments eager to promote new issues Auditors appeared to sanction misleading accounting in order to gain business for the consulting side of their firms Policy response in the United States was quick Large fines were levied and regulators compelled the separation of financial security function constraining financial conglomerates But are these new regulations and safeguards adequate protection What costs do they impose on the industry This fifth title in the ICMP CEPR series of Geneva Reports on the World Economy examines the problem of conflicts of interest in the financial system Conflicts of interest lead to a decrease in information that makes it harder for the system to provide savers with the accurate essential information that induces them to provide credit to borrowers This study focuses on conflicts of interest that arise when a firm combines multiple lines of business creating multiple interests Conflicts between research and underwriting in investment banking and between auditing and consulting in accounting firms are investigated as are the problems that arise from rating agencies providing consulting services and from universal banks combining commercial and investment banking Determining the appropriate remedy for a conflict is a challenge because the elimination of conflicts may also eliminate benefits from economies of scope This study examines five generic remedies market discipline regulation for increased transparency supervisory oversight separation of financial activities by function and socialization of the collection and distribution of information The authors apply this framework to assess critically the Sarbanes Oxley Act and the Global Settlement between American regulators and investment banks

International Bibliography of Economics 1998 Compiled by the British Library of Political and Economic Science, 1999-12-16 Renowned for its international coverage and rigorous selection procedures this series provides the most comprehensive and scholarly bibliographic service available in the social sciences Arranged by topic and indexed by author subject and place name each bibliography lists and annotates the most important works published in its field during the year of 1997 including hard to locate journal articles Each volume also includes a complete list of the periodicals consulted

Reforming Corporate Retail Investor Protection Diane

Bugeja,2019-12-12 The spate of mis selling episodes that have plagued the financial services industries in recent years has caused widespread detriment to investors Notwithstanding numerous regulatory interventions curtailing the incidence of poor investment advice remains a challenge for regulators particularly because these measures are taken in a fire fighting fashion without adequate consideration being given to the root causes of mis selling Against this backdrop this book focuses on the sale of complex investment products to corporate retail investors by drawing upon the widespread mis selling of interest rate hedging products IRHP in the UK and beyond It brings to the fore the relatively understudied field concerning the different degrees of investor protection mechanisms applicable to individual retail investors as opposed to corporate retail investors by taking stock of past regulatory reforms and forthcoming regulatory initiatives as well as more importantly the conclusions reached by the judiciary in IRHP mis selling claims The conclusions are particularly interesting corporate retail investors are in a vulnerable position when compared to individual retail investors The former are exposed to a heightened risk of mis selling meaning that regulatory intervention should be targeted accordingly The recommendations made as a result of these findings are further supported by insights emerging from behavioural law and economic theories This book is aimed at researchers lawyers and students with an interest in the financial regulation field who are keen to explore potential regulatory reforms to the investment services regime that address the root causes of mis selling and restore a level playing field amongst all retail investors **Dalhuisen on Transnational and Comparative Commercial,**

Financial and Trade Law Volume 6 Jan H Dalhuisen,2022-06-16 a wide ranging historically and comparatively very deep and comprehensive commentary but which is also very contemporary and forward looking on many or most of the issues relevant in modern transnational commercial contract and financial transactions International and Comparative Law Quarterly Volume 6 of this new edition deals with financial regulation of banks and banking activities and products It critically reviews micro prudential regulation the need for macro prudential supervision and an independent macro prudential supervisor the role of resolution authorities the operation of the shadow banking system and the extraterritorial reach and international recognition of financial regulation The volume considers in particular the fallout from the 2008 financial crisis and the subsequent regulatory responses in the US and Europe The complete set in this magisterial work is made up of 6 volumes Used independently each volume allows the reader to delve into a particular topic Alternatively all volumes can be read together for a comprehensive overview of transnational comparative commercial financial and trade law

Unveiling the Energy of Verbal Beauty: An Emotional Sojourn through **Regulating Financial Markets A Critique And Some Proposals**

In a world inundated with displays and the cacophony of fast conversation, the profound power and emotional resonance of verbal artistry usually disappear into obscurity, eclipsed by the continuous onslaught of noise and distractions. Yet, nestled within the musical pages of **Regulating Financial Markets A Critique And Some Proposals**, a captivating function of fictional elegance that impulses with organic feelings, lies an unforgettable trip waiting to be embarked upon. Penned with a virtuoso wordsmith, that exciting opus instructions readers on a mental odyssey, gently exposing the latent possible and profound affect embedded within the intricate internet of language. Within the heart-wrenching expanse of this evocative analysis, we will embark upon an introspective exploration of the book is main subjects, dissect their fascinating publishing type, and immerse ourselves in the indelible impact it leaves upon the depths of readers souls.

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