

JORGE A F GODINHO

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EXECUTIVE SUMMARY OF ACADEMIC CV

I. Research interests and major publications

My research interests cover *three* broad areas:

1) The first comprises what I have coined as *financial strategies of crime control*: the crime of money laundering; the crime of financing of terrorism; confiscation of proceeds of crime, including so-called ‘expanded’ forms of confiscation; detection mechanisms (including namely customer due diligence, record-keeping and reporting of suspicious transactions); asset freezes initiated by the United Nations’ Security Council acting under Chapter VII of the UN Charter.

This area involves: international criminal law and procedure; European criminal law; comparative criminal law and procedure; international legal assistance in criminal matters; issues of fundamental rights; criminology; regulation and supervision of financial institutions and gaming operators.

This is the area upon which I have built the two major milestones of my academic career: the PhD dissertation (defended in 2006 at the European University Institute) and the LLM dissertation (defended in 1999 at the University of Macau).

Major publications and current research in this field:

- *Patrimonial strategies of crime control. An enquiry into the general evolution and human rights implications of international and European criminal law initiatives regarding the financing of terrorism, money laundering, confiscation, asset freezing, and associated detection mechanisms*, European University Institute, 2006 (PhD thesis, to be published by Springer Verlag in updated and revised form in 2008).
- Translation from English to Portuguese of ANTONIO CASSESE, *International Criminal law*, Oxford University Press, 2003. In preparation; to be published in 2009 by the Calouste Gulbenkian Foundation, Lisbon, Portugal.
- ‘The recent evolution of patrimonial strategies of crime control in the Macau SAR’, in Jorge Godinho (ed.), *The legal system of Macau and its European roots* (forthcoming).
- ‘Do crime de riqueza injustificada’ [The crime of illicit enrichment], in *Boletim da Faculdade de Direito da Universidade de Macau*, no. 23, 2007 (forthcoming; draft version available on SSRN).
- ‘Civil confiscation of proceeds of crime: a view from Macau’, in Simon Young (ed.), *Civil forfeiture of criminal property: Legal measures for targeting the proceeds of crime*, Cheltenham, UK: Edward Elgar (forthcoming).

- ‘Brandos costumes? O confisco penal com base na inversão do ónus da prova (Lei n.º 5/2002, de 11 de Janeiro, artigos 1.º e 7.º a 12.º)’ [Benign customs? Criminal confiscation on the basis of a reversal of the burden of proof], in *Liber Discipulorum para Jorge de Figueiredo Dias*, Coimbra Editora, Coimbra, 2003, pp. 1315 ff.
- ‘The surrender agreements between the US and the ICTY and ICTR: A critical view’, in *Journal of International Criminal Justice* (editor-in-chief: Antonio Cassese), vol. 1, no. 2, 2003, pp. 502 ff.
- ‘Sanctions against States versus the enforcement of criminal law against individuals: a note on UN Security Council Resolutions freezing the assets of alleged terrorists’, in *Boletim da Faculdade de Direito da Universidade de Macau*, year VII, issue 15, 2003, pp. 145 ff.
- *Do crime de «branqueamento» de capitais. Introdução e tipicidade* [The crime of money laundering. Introduction and elements of crime], Almedina, Coimbra, 2001, (278 pages; ISBN 9724014541; LLM thesis)

2) Gaming law

I have been developing this area since I returned to Macau in 2004. I have initiated the teaching of gaming law at the University of Macau and set the curriculum of the discipline. Work on this field has already led to some publications, and to a membership of the board of editors of the Gaming Law Review.

Major publications and current research in this field:

- Currently preparing a comprehensive book about Macau casino gaming law (together with Luís Pessanha, lecturer at the University of Macau)
- Supervisor of three master theses in the field of gaming law.
- ‘The regulation of gaming and betting contracts in the 1999 Macau Civil Code’, in *Gaming Law Review*, vol. 11, no. 3, 2007, 572 ff.
- ‘Credit for gaming in Macau’, in *Gaming Law Review*, vol. 10, no. 4, 2006, 363 ff.

3) Macau law in general, focusing on business and regulatory matters, contract law, commercial law, and fundamental concepts of the Macau legal system.

Major publications and current work in this field:

- *Landmark decisions of the Macau Court of Final Appeal. A commentary* (edited volume in preparation, to be published in 2009).
- *The legal system of Macau and its European roots*, University of Macau (edited volume just completed, now being prepared for publication).
- *Macau business law and legal system*, LexisNexis, Hong Kong, 2007.
- *Macau Commercial Code 1999* (1268 articles + introductory law): Portuguese to English translation. Imprensa Oficial de Macau, Macau, November 2003 (first reprint February 2004; second reprint June 2007)

II. Overview of academic milestones

- 1989 — Bachelor degree at the Faculty of Law of the University of Lisbon, the largest and oldest in the Portuguese capital city.
- 1999 — Master degree at the Faculty of Law of the University of Macau, the largest and oldest in the Macau SAR, which is strongly linked to the University of Coimbra, Portugal, founded in 1290.
- 2006 — PhD at the Law Department of the European University Institute, an international research institution created by an international treaty concluded by the Member States of the then European Economic Community in 1972, and later acceded by all other new Member States.

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