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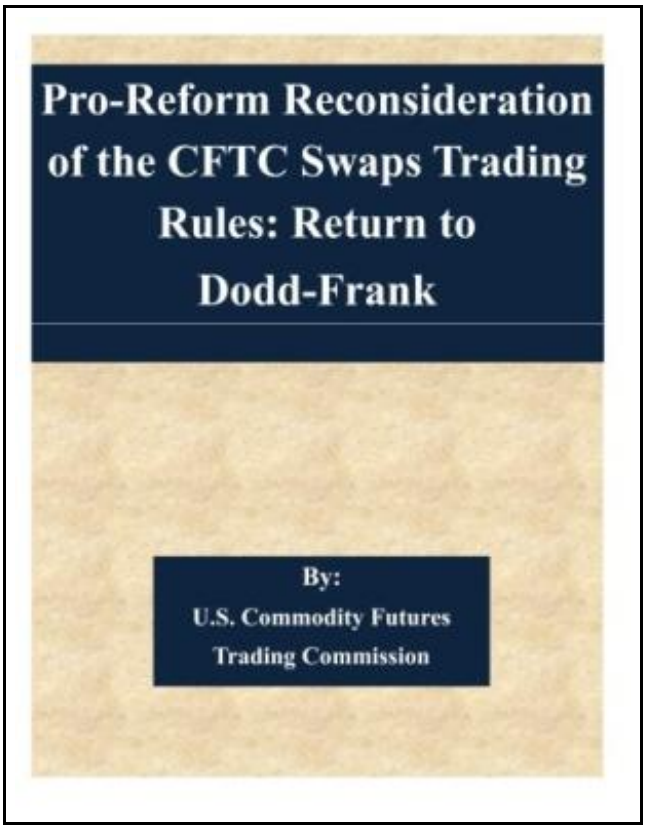

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Createspace, United States, 2015. Paperback. Book Condition: New. 279 x 216 mm. Language: English . Brand New Book ***** Print on Demand *****.This White Paper is written by Commodity Futures Trading Commission (CFTC or Commission) Commissioner J. Christopher Giancarlo, a public supporter of the swaps market reforms passed by Congress in Title VII of the Dodd-Frank Act, namely clearing swaps through central counterparties, reporting swaps to trade repositories and executing swaps transactions on regulated trading platforms. The author supports the CFTC s implementation of the first two reforms, but is critical of the CFTC s implementation of the third, as explained in this White Paper. This paper (a) analyzes flaws in the CFTC s implementation of its swaps trading regulatory framework under Title VII of the Dodd-Frank Act and (b) proposes a more effective alternative. This paper begins with a broad overview of the complex structure of the global swaps market. It then reviews the clear legislative provisions of Title VII of the Dodd-Frank Act. Next, it reviews in detail the Commission s flawed implementation of the Dodd-Frank Act s swaps trading provisions. This paper asserts that there is a fundamental mismatch between the CFTC s swaps trading regulatory framework and the distinct liquidity and trading dynamics of the global swaps market. It explains that the Commission s framework is highly over-engineered, disproportionately modeled on the U.S. futures market and biased against both human discretion and technological innovation. As such, the CFTC s framework does not accord with the letter or spirit of the Dodd-Frank Act.

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