



Dr Gunne W. Bähr LL.M.

Partner

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Dr Gunne Bähr focuses on insurance and reinsurance laws, insurance corporate and regulatory law. His client list includes domestic and international insurance and reinsurance companies, brokers and industrial policyholders whom he assists in insurance and reinsurance matters, as well as in lawsuits and arbitration procedures.

A further focus of his work is on product development and policy wordings (industrial and consumer business), as well as mediation law.

LANGUAGES SPOKEN

- English
- German

EXPERIENCE

Gunne advises and represents clients in complex liability and coverage proceedings, for example regarding directors and officers, and other financial lines insurances such as errors and omissions, professional indemnity and FI, but also with respect to product liability and other industrial insurances. He has handled widely noted D&O cases for insurers as monitoring and coverage counsel, but also represents clients in court and arbitration proceedings. Besides that, Gunne has also represented reinsurers in arbitration proceedings concerning disputes about reinsurance issues and was involved in the settling of disputes between them.

He has also provided services in respect to international insurance programmes and a number of distribution cooperations in the insurance sector, as well as with respect to group insurance structures and questions regarding internet distribution.

Over the years, Gunne has developed particular interest in insurance supervisory law and the German Financial Services Supervisory Authority (BaFin). He advises on insurance regulatory and corporate matters, inter alia, on M&A projects within the

RELATED SERVICES

- Litigation, Arbitration and Investigations
- International Trade, Regulatory and Government Affairs

RELATED SECTORS

- Insurance

LANGUAGES SPOKEN

English German

insurance sector and authorisation procedures.

Furthermore, he advises on issues regarding business organisation and compliance, also with respect to the Solvency II Directive. He has represented numerous (re)insurance companies and their officers and directors in insurance litigation and regulatory matters regarding the BaFin.

Key experience

- Advising insurers from EU/EEA countries on the introduction of products on the basis of the freedom to provide services (Austria, Luxembourg, Liechtenstein, The Netherlands, United Kingdom et al)
- Advising an international insurance group on alternative risk transfer (ART)
- Advising a Swiss reinsurer on the acquisition of a reinsurer in Germany
- Advising an insurance company on the purchase of insurance and reinsurances in Germany (Due Diligence and drafting of contracts, also in run-off situations)
- Advising a branch of an EEA insurer on brokerage law and distribution issues
- Advising a British insurance company on the distinction between direct services and services through a branch office and on the so-called 'provisions of general good'
- Advising a Korean insurance company on the foundation of an insurance agency in Germany

CREDENTIALS

Professional Qualifications

- Rechtsanwalt admitted with Rechtsanwaltskammer Cologne

Prior Experience

Prior to joining the Cologne office of DLA Piper in 2005, Gunne Baehr worked for a major German law firm (2001-2005) and as a research assistant at the Institute of Insurance Law in Hamburg (1996-1999).

Recognitions

- *JUVE Handbook 2020/2021*: Leading name for insurance supervisory law and frequently recommended for insurance law: product advice, litigation and corporate advice to insurers; "experienced supervisory law advisor", competitor; 2019/2020: "high level of expertise, pleasant collaboration", competitor; "good at international claims", "calm, considerate, but spirited", clients
- *Legal 500 Germany 2021*: Leading individual and recommended for insurance: advice to insurers, recommended for insurance: dispute resolution as well as compliance; "Gunne Bähr is an internationally respected lawyer whose knowledge is recognized beyond the country's borders."
- *Chambers Europe Germany 2020*: Recommended in "Band 1" for insurance and recommended for insurance: transactional; "excellent reputation as one of the most prolific supervisory specialists in the German insurance sphere"
- *Handelsblatt* in cooperation with *Best Lawyers 2021*: Recommended for insurance law

Education

- University of Hamburg, First and Second State Examination, Ph.D.
- Westfälische Wilhelms-Universität in Muenster, LL.M.

Memberships

- German Lawyers' Association
- German Association of Insurance Law, Berlin
- Association of Insurance Law, Hamburg

- Chair of the working group 'State Supervision' of the Association Internationale de Droit des Assurances (AIDA)
- ARIAS e.V.

Lecturer

Gunne lectures on international insurance programmes and insurance supervisory law at the Universities of Hamburg and Münster.

INSIGHTS

Gunne Baehr is the author of numerous insurance law publications in legal journals. He is the editor of the *Versicherungsaufsichtsgesetz* commentary, published in a 5th edition (2012) and is the editor/co-author of the *Handbook of German Insurance Regulatory Law (Handbuch des Versicherungsaufsichtsrechts)*, published in 2011.

Publications

Brexit for the insurance sector – Cross border business between the EU and the UK

1 March 2021

Regulatory regimes for firms which can no longer passport rights after Brexit and communications from insurance supervisory authorities. A guide for insurers and insurance intermediaries.

Germany

1 March 2021

On 31 December 2020 (the last day before the end of the Brexit transition period) the Federal Financial Supervisory Authority (BaFin) published a general ruling on conducting and settling cross-border business of UK insurance companies and pensions providers post-Brexit (General Ruling).

Brexit for the insurance sector: No-deal regimes in the UK and Europe

17 September 2019

Insurance Horizons

This guide has been prepared by DLA Piper's insurance regulation team to provide a high level overview of post-Brexit regimes that are being implemented in key EU markets, and in the UK. It is intended to help insurers and intermediaries with their planning in the run up to a possible no-deal Brexit.

NEWS

DLA Piper advises Kölner Pensionskasse and Caritas Pensionskasse on their reorganization

21 January 2021

DLA Piper hat die Kölner Pensionskasse und die Pensionskasse der Caritas aufsichtsrechtlich gegenüber der Bundesanstalt für Finanzdienstleistungsaufsicht (BaFin), bei der Gestaltung und Umsetzung des Sanierungskonzepts sowie bei dem damit verbundenen formellen Gang in den Status der Liquidation beraten.

DLA Piper advises Lufthansa Technik AG on the sale of its majority stake in Lufthansa Bombardier Aviation Services

7 January 2021

DLA Piper has advised Lufthansa Technik AG on the sale of its majority stake in Lufthansa Bombardier Aviation Services GmbH to the Canadian business jet manufacturer Bombardier. Lufthansa Technik AG previously held 51 percent of the joint venture and Bombardier 29 percent. A further 20 percent were held by co-shareholder ExecuJet, which also sold its shares to Bombardier.
