



Paul Hardy

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Paul Hardy has over 25 years' experience working as a lawyer and policy adviser, including working in the European Commission in Brussels and as the senior EU Legal Adviser to the UK Houses of Parliament.

Paul joined DLA Piper from the House of Lords in April 2017 as the firm's Brexit Director. He advises businesses, public sector organisations and States on the implications of Brexit and how best to manage them, and works with our sector specialists worldwide. His professional background makes him uniquely placed to navigate clients through the complexities of the post-Brexit domestic and cross-border regulatory environment, and to understand the new opportunities and risks that will arise for clients under trade agreements.

In April 2020, Paul took over as UK Head of Government Affairs from Lord Clement-Jones CBE. He provides clients with strategic policy advice and strategies for influencing outcomes in Whitehall and Westminster, combining his and the wider government affairs team's political insights and networks with the regulatory expertise of the firm's sector specialists. The UK government affairs team is part of an inter-connected global government affairs offering within DLA Piper, with centres in Brussels and Washington DC.

Paul holds the qualification of practicing barrister, and also remains a "door tenant" at specialist EU and administrative law barristers' chambers in London, Francis Taylor Building, where he last practiced as a self-employed member of the Bar.

RELATED SERVICES

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

LANGUAGES SPOKEN

English French

LANGUAGES SPOKEN

- English
- French

CREDENTIALS

Professional Qualifications

- Barrister in England and Wales, 1992

Prior Experience

- In 2014 he was promoted to EU Legal Adviser to the House of Lords, carrying out a similar function for the seven EU Select Committees in the Lords.
- In 2009 he was appointed Counsel for European Legislation in the House of Commons, heading up the team providing EU legal advice to the House and its Select Committees.
- Over eight years in the UK Parliament Paul reviewed every piece of EU legislation and policy produced by the EU, and played a prominent role in advising Parliament on their implications. His advice on the UK's legal liability to pay into the EU budget after withdrawal was published in a high-profile Lords Select Committee report, the first time the Lords has published internal legal advice.
- From 2004 to 2008 he was a civil servant (fonctionnaire) in the European Commission, where he was a legal and policy adviser in the Directorate-General for External Relations. His role included negotiating on behalf of the Commission in Council working groups, and negotiating elements of EU trade agreements.
- From 2000 to 2003: Barrister, Chambers of Andrew Tait Q.C., Francis Taylor Building, London, specialising in administrative law and environmental law and judicial review in the High Court.
- 1992 to 1998: Barrister, Chambers of Anthony Shaw, Q.C., Red Lion Chambers, London, specialising in crime and human rights.
- Paul has also worked for the International Committee of the Red Cross, as a legal adviser on judicial reform in Bosnia, and as a trial lawyer in Rwanda.

Education

- Inns of Court School of Law (Bar Vocational Course), 1992
- University of North London, CPE (law conversion), 1991
- University of St Andrews M.A., 1989

INSIGHTS

Publications

Trading on WTO terms – what does it actually mean for your business?

24 September 2020
DLA Piper Trade Truths

It is now more important than ever to prepare your business for trading on WTO terms. In the third Trade Truths article, we outline the key principles of the WTO, what trading on WTO terms means for the goods and services sectors, and how you can best prepare your business for the end of the transition period.

DLA Piper launches Trade Truths

8 September 2020
DLA Piper Trade Truths

In our first article we discuss how trade policy is developed and implemented in the UK and EU.

Further English COVID-19 amendment regulations

15 July 2020

From 13 July 2020, the Health Protection (Coronavirus, Restrictions) (No. 2) (England) (Amendment) Regulations 2020 (the Amendment Regulations) come into effect. In this post, we consider the effects of the Amendment Regulations on businesses operating in England.

UK imposes targeted human rights-based sanctions in first autonomous move

9 July 2020

On 6 July 2020, UK Foreign Secretary Dominic Raab announced the first autonomous sanctions designations since the UK formally left the European Union on 31 January 2020.

The new English COVID-19 emergency regulations

8 July 2020

The Health Protection (Coronavirus, Restrictions) (No.2) (England) Regulations 2020 (the "Second Restrictions Regulations") came into force on 4 July 2020. These Second Restrictions Regulations mean, in essence, that most of England has returned to the pre-23 March 2020 position.

The Leicester Coronavirus restrictions: COVID-19 emergency regulations

8 July 2020

On 29 June 2020, the government imposed a local lockdown in Leicester after a surge in COVID-19 cases in the area. The Leicester Restrictions Regulations are of wider importance because they set an example of how the government will give effect to local lockdowns in England as and when they become necessary.

Further relaxation of English coronavirus restrictions

16 June 2020

The UK government has enacted emergency legislation to address the effects of the coronavirus pandemic. In England, regulations were laid and came into force from 26 March 2020 onwards under the Public Health (Control of Disease) Act 1984. On 12 June 2020, the UK government published the most recent (the fourth) set of amendment regulations.

Boardroom Brexit - 15 June 2020

15 June 2020

Boardroom Brexit

Boardroom Brexit - Britain rules out extension (15 June 2020).

Loosening the lockdown: 1 June 2020 amendments to the English COVID-19 emergency regulations

1 June 2020

The UK government and the UK devolved administrations have enacted emergency legislation to address the effects of the coronavirus pandemic. On 31 May 2020, the UK government laid the most recent and, in some respects, the most significant, set of amendment regulations. The changes came into force at 11:30am BST on 1 June 2020.

Publication of the UK global tariff

22 May 2020

On 19 May 2020, the UK Government published the details of its new UK Global Tariff (UKGT), which will replace the EU's Common External Tariff following the end of the Brexit Transition Period (currently scheduled to last until 31 December 2020).

Further amendments to English COVID-19 emergency regulations

13 May 2020

On 13 May 2020, the UK government amended its emergency legislation for COVID-19 to relax some of the lockdown restrictions in England. This article explains what the changes are and what they mean.

Amendments to English COVID-19 emergency regulations

23 April 2020

On 22 April 2020 the UK government amended its emergency coronavirus COVID-19 legislation to provide clarity on the scope of the lockdown measures still in force in England.

Coronavirus Act 2020 enacted in UK

26 March 2020

On Wednesday 25 March 2020, the UK's COVID-19 emergency legislation – the Coronavirus Act 2020 – received Royal Assent. This article provides a summary of the Act in its final form.

DLA Piper summarises the key measures of the Coronavirus Bill

20 March 2020

On Thursday 19 March 2020, the UK Government published the 'Coronavirus Bill' with the intention of fast-tracking the legislation through Parliament with Royal Assent anticipated by the end of the month.

Boardroom Brexit: Exit Day

31 January 2020

Boardroom Brexit

Welcome to our latest issue of Boardroom Brexit, marking the UK's departure from the EU tonight, guiding you through the key timelines in the negotiations and recommending action you should consider taking.

Ten key points you need to understand about the Brexit negotiations

23 December 2019

Boardroom Brexit

The UK will leave the European Union (EU) at 11.00 pm on Friday 31 January 2020. The UK Government's 80-seat majority in the House of Commons ("the Commons") means the Withdrawal Agreement Bill ("the Bill"), the legislation necessary to make the Withdrawal Agreement legally effective in the UK, will pass. The days of the Commons being able to overturn Government legislation are now over. The House of Lords will not vote the Bill down because of the parliamentary convention that it does not vote down legislation promised in a manifesto.

Business & Human Rights: Towards a Common Agenda for EU Action – Key takeaways for businesses

5 December 2019

Businesses and investors have been given a clear signal as to the direction of travel of the new European Parliament and Commission on business and human rights at a conference on 2 December 2019, co-organized by Shift and the Finnish Presidency of the Council of the EU.

Boardroom Brexit: Stay prepared for no-deal

4 November 2019

Boardroom Brexit

Welcome to our latest issue of Boardroom Brexit, covering most recent developments..

No-deal Brexit: Impact on dispute resolution

1 September 2019

While a range of outcomes, including a departure under the terms of the current Withdrawal Agreement, remains possible, it is important for businesses to plan for a no-deal Brexit, in which the UK leaves the EU without a withdrawal agreement or other deal. Here we look at the potential impact of a no-deal Brexit on dispute resolution.

No-deal Brexit: Impact on supply chains and international trade

1 September 2019

While a range of outcomes, including [a departure under the terms of the current Withdrawal Agreement](#), remains possible, it is important for businesses to plan for a no-deal Brexit, in which the UK leaves the EU without a withdrawal agreement or other deal. Here we look at the potential impact of a no-deal Brexit on businesses engaged in international trade and supply chains

Boardroom Brexit 2 August

2 August 2019

Boardroom Brexit

Welcome to the latest issue of Boardroom Brexit, covering developments since the election of Boris Johnson as leader of the Conservative party and, as a consequence, his replacement of Theresa May as the UK's new prime minister.

Predictions of a No-Deal Brexit are rising...but for the Life Sciences Sector, will “science prevail” over the Brexit “doom and gloom”?

9 July 2019

This article assumes a no-deal Brexit (Hard Brexit) and highlights the key UK Government, MHRA and EMA guidance, proposed legal changes and practical consequences of a Hard Brexit on medicines, medical devices, clinical trials, manufacturing and supply.

Engaging with UK Parliamentary Select Committees

21 June 2019

Giving evidence to a Parliamentary Select Committee can be a daunting experience. Select Committee hearings are high-profile events which can attract significant media attention. Evidence sessions expose witnesses to cross-examination by MPs or Peers, which at times can be hostile.

Brexit webinar

31 MAY 2019

Boardroom Brexit

A discussion around how the results of the European Parliament elections could affect UK business and Brussels. With CBI's Callum Biggins, and DLA Piper's Paul Hardy, Lord Tim Clement-Jones, and Anthony Callaert.

UK and EU no-deal planning

21 MAY 2019

Boardroom Brexit

In this client alert we:

- Explain why the risk of a no-deal Brexit is increasing; and
 - Provide links to the relevant UK and EU no-deal guidance your business will need to understand should the UK leave the EU without a deal.
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Preparing for new customs procedures post-Brexit: Focus on UK and EU EORI numbers

8 MAY 2019

As companies prepare for a range of potential Brexit outcomes, including a no-deal scenario, among the key considerations for businesses engaged in international trade will be the potential introduction of additional customs procedures for UK-EU trade following the UK's departure from the EU customs union.

Engaging with the UK's post-Brexit trade negotiations

26 APR 2019

As the UK Government continues to consider the UK's post-Brexit bilateral trade and investment relationships, it has been clear of its need to fully understand business and civil society's offensive and defensive interests. An increased focus on stakeholder engagement is now crucial to developing informed and representative negotiating positions with third countries.

Boardroom Brexit 12 April

12 APR 2019
Boardroom Brexit

Welcome to our latest issue of Boardroom Brexit, covering developments during the week commencing 8 April 2019.

Boardroom Brexit: UK seeks further extension as EU warns of rising no-deal risk

5 APR 2019
Boardroom Brexit

On Monday, 1 April, the House of Commons (the Commons) voted on four possible arrangements (whittled down from the eight voted on last Friday) in an attempt to break the Brexit logjam.

Boardroom Brexit: Customs union closest option to winning MPs' approval as PM's deal fails again

1 APR 2019
Boardroom Brexit

Welcome to our latest issue of Boardroom Brexit, covering developments during the period 25 - 29 March 2019. This week, we strayed from our usual Friday distribution to ensure we captured and reported on the outcome of last Friday's House of Commons vote.

EU Policy & Regulatory Update - European Parliament Adopts EU Copyright Reform

28 MAR 2019

Following two and a half years of negotiations and unprecedented public attention, the European Parliament adopted the controversial EU copyright reform in its plenary session on 26 March 2019.

Boardroom Brexit: New timeline after EU grants conditional extension

22 MAR 2019
Boardroom Brexit

The third vote on the draft Withdrawal Agreement didn't take place this week. John Bercow, Speaker of the House of Commons (the Commons), announced that the deal couldn't come before the Commons this parliamentary session in similar, or substantially similar, terms as before. According to parliamentary convention dating back to 1604, the government couldn't hold repeated votes in the Commons, in the same parliamentary session, on a motion that is the "same in substance."

Boardroom Brexit: What next after a dramatic week in UK politics?

15 MAR 2019
Boardroom Brexit

MPs voted by a majority of 210 in favour of the government's motion extending the negotiation deadline until 30 June 2019, if the withdrawal agreement is approved by next Wednesday (20 March 2019).

No-deal Brexit: UK Government publishes temporary trade tariff

14 MAR 2019

This week the UK Parliament voted against leaving the EU without a Withdrawal Agreement and a Framework for the Future Relationship on 29 March 2019 - i.e. a no-deal Brexit.

Brexit Podcast: No confidence vote and next steps

22 JAN 2019

Following a tumultuous week in the House of Commons and with the 29 March deadline fast approaching, DLA Piper's Brexit Committee Chair Richard Bonnar and Brexit Director Paul Hardy review recent developments and summarise next steps ...

What does Brexit mean for the hospitality industry?

21 DEC 2018

UK hospitality and leisure companies rely on easy access to a pool of workers from the EU-27, particularly on casual zero-hours contracts. This access may be restricted by new immigration rules after Brexit (and after a transition period).

What next as the UK Supreme Court rules on validity of Scottish EU Continuity Bill?

18 DEC 2018

On 13 December 2018 the UK Supreme Court issued its judgment on the UK Government's challenge to the validity of the Scottish Parliament's Brexit Bill. The Court decided that, except for one section, the Bill was valid when it was passed. However, as a result of the timing of the legal challenge and the subsequent changes made to the European Union (Withdrawal) Act by the UK Parliament prior to it passing, additional parts of the Bill cannot now take effect.

Negotiating a more inclusive trade policy post-Brexit

17 DEC 2018

The EU plays an important role in promoting gender equality among its members states and internationally through a number of initiatives, including its external trade policy. As the UK prepares to leave the EU, it should focus on designing a truly inclusive trade agenda that puts gender equality at the centre of its trade relations with third countries. Meaningful efforts to address gender and wider social and economic inequalities, including through the UK's future free trade agreements (FTAs), will require support from and engagement with businesses, both in the UK and third countries.

European Court of Justice rules that the UK can unilaterally revoke its EU withdrawal notice

11 DEC 2018

On 10 December 2018, the Court of Justice of the European Union decided that the UK can unilaterally revoke its Article 50 notice to withdraw from the EU.

Boardroom Brexit - the Withdrawal Agreement

21 NOV 2018
Boardroom Brexit

In this edition we summarise the key takeaways you need to understand. In the next edition, we look at the framework for the future relationship, which is being negotiated in Brussels this week.

Scrutiny of secondary legislation made under the EU (withdrawal) Act - What role for business?

9 OCT 2018

The UK Government estimates that some eight hundred pieces of secondary legislation will be required to amend existing UK legislation so that there is a functioning statute book after Brexit. The powers to make these amendments lie under the European Union (Withdrawal) Act 2018 (the Act).

- "Parliament, Legislation and Accountability", *Hart*, 2016

Events

Previous

Brexit – What's happening next?

9 September 2020
Webinar

Brexit and sustainable energy

25 September 2019
London

Today's challenges for lawyers in the payments sector

12 JUN 2019
London

Brexit Breakfast and Lunch

14 MAR 2019
Brexit Breakfast and Lunch

Brexit Breakfast and Lunch

14 MAR 2019
Brexit Breakfast and Lunch
Manchester

- Speaker, Netherlands British Chamber of Commerce event, “Impact of Brexit on Manufacturing”, Manchester, 23 November 2017
- Chairman, EU Withdrawal Bill Summit, Guildhall, 21 November 2017
- Moderator, “Investing in the UK”, Horasis China Meeting, Sheffield, 5-6 November 2017
- Keynote speech on the Supreme Court’s decision in Miller, Legal Research Foundation of New Zealand, Auckland, 10 July 2017
- Keynote speech on Brexit, European Business Council for Africa and Mediterranean Annual Dinner, London, 29 June 2017
- Speaker, Alliance for Intellectual Property breakfast event on Brexit, London 29 June 2017
- Panellist, Chartered Institute for Securities & Investment Brexit Debate, London, 27 June 2017
- Keynote speech on Brexit, South African Chamber of Commerce, London, 6 June 2017
- Keynote speech on Brexit, Asset Based Finance Association annual conference 2017

NEWS

DLA Piper hosts leading business and diplomacy conference

14 MAR 2019
DLA Piper’s London office has hosted the Annual Conference of the International Diplomatic and Business Exchange (IBDE).

- NZ businesses need to prepare for Brexit changes, *Radio New Zealand*, 13 July 2017
- Businesses sit on their hands as Brexit deadline approaches, *Financial Times*, 28 June 2017
- Businesses can’t afford to leave UK before Brexit, says lawyer, *The Times*, 23 October 2017

OVERVIEW – BUSINESS AND HUMAN RIGHTS

Overview

Paul Hardy is an Employed Barrister working in Litigation & Regulatory group. He specialises in Government Affairs, Trade and Regulatory work. He leads the firm’s Brexit advisory service.

Paul has over 25 years’ experience as a lawyer and policy adviser including first-hand experience of working for international organisations and the UK Parliament.

He remains a member of the specialist EU and administrative law barristers’ chambers, Francis Taylor Building, London.

Experience

- 1992 to 1998: Barrister, Chambers of Anthony Shaw, Q.C., Red Lion Chambers, London, specialising in crime and human rights.
- 1998 to 1999: Employed by Belgian NGO, Advocates sans Frontières, to represent defendants in domestic war crimes trials in Rwanda.
- 1999 to 2000: Rule of Law Officer, Office of the High Representative, Bosnia Herzegovina. Responsible for drafting and implementing judicial reform legislation in the Serbian entity.
- From 2000 to 2003: Barrister, Chambers of Andrew Tait Q.C., Francis Taylor Building, London, specialising in administrative law and environmental law and judicial review in the High Court.
- From 2003 to 2004: senior legal adviser, International Committee of the Red Cross, Geneva. Advising common law States on the transposition of international law conventions into domestic law. Drafting implementing legislation. Manager of team of five regional advisers.
- From 2004 to 2008: civil servant (fonctionnaire) in the European Commission, where he worked in the foreign policy and human rights directorates.
- In 2009 to 2014: Counsel for European Legislation, House of Commons, heading up a team providing EU legal advice to the House and its Select Committees.
- From 2014 to 2017: EU Legal Adviser to the House of Lords, carrying out a similar function for the seven EU Select Committees in the Lords.
- From 2017 to present: Brexit Director/Legal Director, DLA Piper. Advising businesses, public sector organisations and States on the trade and regulatory implications of Brexit, and how best to manage them. Particular expertise on supply-chain mitigation.

Notable Human Rights Experience

- Currently instructed in an application before the European Court of Human Rights claiming a breach of the European Convention on Human Rights in the election of hereditary peers to the House of Lords. He is being led by Lord Pannick QC.
- As an official in the European Commission:
 - Participant in the EU negotiating team in the creation of the UN Human Rights Council in Geneva
 - Representing the EU in UN human rights discussions in the UN General Assembly EU representative to the Assembly of States Parties at the International Criminal Court (management and legislative oversight)
 - Managing an EU-funded human rights investigation into extra-judicial killing in the Philippines
- At Francis Taylor Building: junior counsel in the first case under the Human Rights Act 1998 to reach the House of Lords, Alconbury.