



## International Trade, Regulatory and Government Affairs

DLA Piper's International Trade, Regulatory and Government Affairs team provides advice at all stages of the regulatory process. Advising on regulatory law, we focus on areas such as international trade, antitrust and competition, global governance and more.

Companies that transact business around the globe must comply with a myriad of statutes and administrative rules and regulations, many of which directly affect their ability to conduct business or expand their reach. The regulatory, government affairs and public policy environment is constantly changing—affected by politics, history, legal decisions, interest groups, precedent and news events.

### What we do

Effective compliance begins with an independent and realistic assessment of the legal, compliance, and reputational risks that could threaten your business objectives.

We represent clients before national, supra-national and sub-national governments and administrative organizations on a broad array of public policy, legislative, regulatory and administrative issues:

- In the United States, we work closely with clients to advocate their views to the White House and Executive Branch departments, Congress and independent administrative agencies.
- Similarly, our lawyers are leading practitioners before the executive, legislative and judicial institutions of the European Union.
- On a more localized level, we regularly represent clients on policy matters before national, provincial, state and local governments worldwide.
- We also regularly advocate before international organizations, including the United Nations, regional treaty organizations and multilateral development institutions.

The group takes a cross-disciplinary approach in our engagements, because the path to success frequently is not linear, but one that requires carefully coordinated efforts in different forums.

Accordingly, our lawyers and policy professionals often work across borders and practice groups in interdisciplinary teams, ensuring the most efficient and effective results for our clients. And, as clients increasingly recognize, legislative and administrative advocacy is a skill that is quite distinct from defending an enforcement action or seeking to overturn a recently promulgated rule or regulation.

### KEY CONTACTS

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### RELATED SERVICES

- Corporate
- Employment
- Finance
- Intellectual Property and Technology
- Litigation, Arbitration and Investigations
- Projects, Energy and Infrastructure
- Tax
- International Corporate Reorganizations

### RELATED SECTORS

- Financial Services

Our government advocacy team includes skillful litigators and subject matter professionals knowledgeable on a wide variety of policy issues. We have one of the largest regulatory and government affairs groups of any global law firm, with lawyers and policy professionals throughout the world. Many of the members of this group have held senior elected, appointed and staff positions in all branches of government or gained important public policy experience from work in the corporate world.

- Energy and Natural Resources
- Government Contracting
- Hospitality and Leisure
- Insurance
- Life Sciences
- Media, Sport and Entertainment
- Technology

## INSIGHTS

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### Publications

#### Preventive Medicine: Official “Antimonopoly Compliance Guidelines for Business Operators” in China

10 December 2019

On 28 November 2019, the State Administration of Market Regulation (SAMR) released for public comment draft “Anti-Monopoly Compliance Guidelines for Operators” (the “Draft Guidelines”). These non-binding guidelines recommend measures for “business operators” subject to the Antimonopoly Law (AML) to develop and implement antitrust compliance programmes. The Draft Guidelines integrate prevailing best practices for international compliance programmes, while reflecting the unique challenges of antitrust risk management in China.

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#### Israel Group News November 2019

18 November 2019

In this issue, IP considerations in augmented reality and virtual reality, plus our global activities, latest publications, coming events and more.

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#### Antitrust Matters - November 2019

18 November 2019

### ANTITRUST MATTERS SERIES

We're pleased to share with you a new Edition of our periodical global publication Antitrust Matters

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#### Hikvision and other Chinese companies added to the Entity List

10 October 2019

The list includes Chinese companies in the video surveillance, artificial intelligence, voice recognition, deep learning and other technology fields.

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#### Beginning October 11, 2019: opportunity to obtain temporary reduction or suspension of US import duties

7 October 2019

Miscellaneous Tariff Bill petitions can be submitted to the ITC until 5:15 pm EST on December 10, 2019.

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#### US Trade Representative imposes additional tariffs on EU goods following WTO decision in Airbus subsidies

## dispute

7 October 2019

This decision marks the resolution of a 15-year WTO dispute over US claims of illegal subsidies to support Airbus production.

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## Treasury Department proposes regulations comprehensively implementing FIRRMA and reforming CFIUS national security review

19 September 2019

The proposed regulations affect non-controlling investments involving critical technologies, critical infrastructure, and sensitive personal data; and transactions involving real estate near sensitive national security facilities.

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## UK Court refuses to sanction transfer of annuity portfolio - Re Prudential Assurance Company

23 August 2019

On 16 August 2019, the UK High Court declined to sanction the transfer of a portfolio of annuity policies from Prudential Company Assurance Ltd (Prudential) to Rothesay Life PLC (Rothesay) under Part VII of the Financial Services and Markets Act 2000.

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## US Trade Representative publishes fourth list of Chinese products subject to Section 301 tariffs

19 August 2019

Yet more Chinese products will be subject to an additional 10 percent tariff.

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## Israel Group News August 2019

7 August 2019

### [ISRAEL GROUP NEWS](#)

In this issue, our global activities, latest publications, coming events and more.

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## Issue 2: Follow Your Contract

26 July 2019

### [DIGITAL TRANSFORMATION AND OUTSOURCING CONTRACTS](#)

This is the second of a series of fortnightly issues in which we will give practical tips on how to avoid contractual issues arising out of digital transformation and outsourcing contracts.

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## Updated FATF standards include interpretative note on virtual assets

16 July 2019

The FATF updates its anti-money laundering and counter-terrorist financing standards.

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## Engaging with UK Parliamentary Select Committees

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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.

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### **Deadlines approaching fast for fourth set of Section 301 tariffs**

4 JUN 2019

Companies have the opportunity to present their views on specific products before the list is finalized but there is less than one month before the window closes.

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### **New EU Regulation safeguarding fair competition - Milestone for EU air carriers**

22 MAY 2019

On 10 May 2019, the EU regulation on safeguarding fair competition in international air transport was published in the Official Journal of the EU (Regulation (EU) 2019/712 of the European Parliament and of the Council of 17 April 2019). The Regulation aims at ensuring fair competition between EU and non-EU air carriers.

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### **Commerce issues Temporary General License for Huawei**

22 MAY 2019

The Temporary General License is a brief reprieve.

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### **Antitrust Matters - May 2019**

13 MAY 2019

#### **[ANTITRUST MATTERS SERIES](#)**

We are pleased to share with you a New Edition of our periodical global publication Antitrust Matters.

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### **Israel Group News May 2019**

9 MAY 2019

#### **[ISRAEL GROUP NEWS](#)**

In this issue, our global activities, latest publications, coming events and more.

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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.

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## **China's latest legislative step-up on Trademark Protection: Amendments to the Trademark Law effective from November 2019**

1 MAY 2019

On April 23, 2019, the 10th Session of the 13th Standing Committee of the National People's Congress approved the amendments to the PRC Trademark Law.

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## **EU Policy & Regulatory Alert - EU Publishes Artificial Intelligence Ethics Guidelines**

12 APR 2019

On 8 April 2019, the EU's High-Level Expert Group ("AI HLEG") on Artificial Intelligence ("AI") published the much-anticipated "Ethics Guidelines for Trustworthy AI", setting out a horizontal framework for the development and deployment of ethical and robust AI systems across the EU

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## **ITC Section 337 Update**

11 APR 2019

A quick look at the last 10 years.

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## **China Passes Foreign Investment Law**

11 APR 2019

On March 15, 2019, President Xi Jinping signed into law China's Foreign Investment Law (the "Law") that was passed by China's National People's Congress on the same day. The Law is to take effect from January 1, 2020.

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## **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.

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## **EU Policy & Regulatory Update: EU Adds 8 Russian Officials on Sanctions List in response to Kerch Strait and the Sea of Azov Incident**

19 MAR 2019

On 14 March 2019, the Council of the European Union adopted Council Implementing Regulation 2019/409 and Council Decision (CFSP) 2014/145 adding eight Russian officials to the list targeting those "undermining the territorial integrity, sovereignty or independence of Ukraine".

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## **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.

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### **DLA Piper in Latin America: 2018 in review**

28 FEB 2019

While challenges always lie ahead, we are excited by the region's continuing growth.

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### **Unpacking INSTEX - the new mechanism to facilitate trade with Iran**

15 FEB 2019

On 31 January 2019, the Foreign Ministers of France, Germany and the UK announced the establishment of the Instrument in Support of Trade Exchanges (INSTEX), a new Special Purpose Vehicle (SPV) designed to facilitate legitimate trade by European businesses with Iran.

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### **Israel Group News**

12 FEB 2019

#### **[ISRAEL GROUP NEWS](#)**

In this issue, the rise of the Data Protection Officer, plus news and coming events.

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### **US and Australian regulators enter into FinTech cooperation agreement**

24 JAN 2019

At the heart of the agreement is a desire to enhance mutual understanding about FinTech regulatory issues, identify market developments, promote innovation and encourage use of technology in market oversight.

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### **EU Policy & Regulatory Update: First Designations under EU's Chemical Weapons Sanctions Regime**

24 JAN 2019

On 21 January 2019, the Council of the European Union (EU) adopted Decision (CFSP) 2019/86 amending Decision (CFSP) 2018/1544 concerning restrictive measures against the proliferation and use of chemical weapons, listing nine individuals and one entity under the EU's Chemical Weapons Sanctions regime.

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### **Newsletter on Brexit**

12 NOV 2018

#### **[NEWS FROM INTERNATIONAL TRADE AND INVESTMENT](#)**

What does the UK's departure from the European Union mean for Denmark and Danish companies? Find out more in DLA Piper Denmark's newsletter on Brexit. In this edition, we take a closer look at the possible effects on competition law and the protection of intellectual property rights.

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## **The 116th Congress: prospects for tax policy as House shifts to Democrats**

8 NOV 2018

Key issues arising from the overall shift of the House from Republican to Democratic control.

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## **Israel Group News**

24 OCT 2018

### **ISRAEL GROUP NEWS**

In this issue, legal developments worldwide that affect this dynamic ecosystem.

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## **CFIUS pilot program mandates declarations for certain non-controlling investments in critical technologies**

17 OCT 2018

The pilot program covers critical technologies in 27 industries.

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## **Section 301 additional tariffs on imports of Chinese products: options for high tech and manufacturing companies**

3 OCT 2018

Additional tariffs of 10 percent or 25 percent have been imposed on three different lists of thousands of imports from China. Companies can request exclusion from these tariffs.

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## **Cross border trade: Contingency planning for a "no deal" Brexit**

14 SEP 2018

The UK government has published a collection of technical guidance notices to assist companies trading in or with the EU to prepare for a "no deal" Brexit scenario, whereby the UK leaves the EU on 29 March 2019 without an agreement in place to govern the future UK/EU relationship.

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## **Insurance Regulation at a Crossroads: Lessons Learned from the Last Ten Years**

5 SEP 2018

Insurance regulators are at an important juncture and have the chance to chart their course for the near to mid-term.

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## **6 trends will shape future international commercial disputes**

28 AUG 2018

The world of international litigation and arbitration tends to move slowly, but the pace of change may accelerate as these trends take hold.

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## **Congress finalizes CFIUS reform bill to broaden national security reviews of foreign investments**

25 JUL 2018

A summary of the major changes FIRRMA presents to the CFIUS review process.

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## **Antitrust Matters - July 2018**

24 JUL 2018

### **ANTITRUST MATTERS SERIES**

We are pleased to share with you a New Edition of our periodical global publication Antitrust Matters.

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## **The tide turns: If your company is doing business in the US, it may soon be required to collect state sales taxes**

24 JUL 2018

Companies selling online products and services to customers in US states may soon be required to register, collect and remit taxes in those states.

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## **Is tax reform legislative and regulatory "fine tuning" on the way?**

5 JUL 2018

Signs of growing Congressional interest in possible legislative and regulatory changes to tax reform.

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## **Anti-money laundering bulletin - Summer 2018**

3 JUL 2018

DLA Piper's Financial Services International Regulatory team welcomes you to the thirty four edition of "Exchange – International" – our international newsletter designed to keep you informed of regulatory developments in the financial services sector.

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## ***Nori Holdings Ltd v PJSC BOFC*: The status of West Tankers now and in a Post Brexit world**

26 JUN 2018

In a recent High Court decision Males J has held that there is nothing in the Recast Brussels Regulation to cast doubt on the continuing validity of the ECJ (now CJEU) decision in *Allianz Sp v West Tankers Inc*.

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## **EU Prolongs Sectoral Sanctions targeting Crimea and Sevastopol**

22 JUN 2018

On 18 June 2018, the Council of the European Union (EU) adopted Council Decision (CFSP) 2018/880, extending the restrictive measures introduced by the EU in response to the annexation of Crimea and Sevastopol by the Russian Federation in 2014. The restrictive measures targeting Crimea and Sevastopol will remain in place until at least 23 June 2019.

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## **The Legal Effect of NOM clauses**

21 MAY 2018

"No Oral Modification" clauses (or NOM clauses) are commonly used in commercial contracts in order to prevent parties from

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modifying, varying or terminating an existing contract by means other than the prescribed form (usually in writing and signed by both parties). The status of these clauses under English law has, until now, been subject to some uncertainty.

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### **EU Policy and Regulatory update: EU Legislation to Block US Extraterritorial Sanctions against Iran**

21 MAY 2018

On 18 May 2018, the European Commission has launched the process to "activate" EU Council Regulation No 2271/96 (EU Blocking Statute) and to expand the scope of the EU Blocking Statute to include the US sanctions against Iran.

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### **Surprise: Report places Australia second for corporate fraud in Asia Pac**

11 MAY 2018

The Association of Certified Fraud Examiners (**ACFE**) recently released the 2018 edition of its Report to the Nations (**the Report**) on corporate fraud. The Report is a global study of occupational fraud, looking at over 2,600 cases and data from over 100 countries. It contains a wealth of information that will be of interest to anyone working in the compliance or risk space in any sized company - across all sectors.

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### **US to re-impose sanctions on Iran as it withdraws from the Joint Comprehensive Plan of Action**

9 MAY 2018

President Trump has signed a presidential memorandum directing his Administration to immediately begin the process of re-imposing sanctions related to the Joint Comprehensive Plan of Action, targeting critical parts of Iran's economy, among them its energy, petrochemical and financial sectors.

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### **EU Impact - Issue 4**

30 APR 2018

Edition 4 of our monthly update on the latest EU policy and regulatory developments.

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### **EU Impact - Issue 3**

5 APR 2018

Edition 3 of our monthly update on the latest EU policy and regulatory developments.

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### **Banking Disputes Review - April 2018**

4 APR 2018

#### **BANKING DISPUTES QUARTERLY**

Welcome to the latest edition of our Banking Disputes Review, a collection of recent articles on cases and legal developments of interest to those working in the Financial Services Sector.

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### **Section 232 trade action - steel, aluminum tariffs: trade war? Mechanisms for possible relief for certain companies and countries**

9 MAR 2018

Two mechanisms could provide some relief for affected companies.

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### **Protección de inversiones en Latinoamérica: México da un paso adelante, y Venezuela sigue retrocediendo**

7 MAR 2018

El acceso a mecanismos neutrales de resolución de disputas ha sido durante mucho tiempo un elemento clave del régimen de protección de inversiones de cualquier país.

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### **Brexit update: Draft Withdrawal Agreement**

2 MAR 2018

The EU commission published its Draft Withdrawal Agreement on Brexit Wednesday 28 February 2018. The Draft Agreement is based on the joint report from the negotiations in December and presents 168 articles concentrating in particular on the issue of the Northern Ireland border, the methodology for the UK's financial settlement, and the rights of UK citizens living in the EU and vice versa.

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### **Insurance Sector Trends: Forecast for 2018 and 2017 Year End Review**

5 FEB 2018

For the insurance industry, 2017 was a volatile and challenging time – and 2018 will be a dramatic year as geopolitical and economic developments continue to impact the industry.

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### **Restructuring Global Insight - Secured creditors, new pre-insolvency restructuring regime, and more**

21 DEC 2017

#### **[RESTRUCTURING - GLOBAL INSIGHT SERIES](#)**

Welcome to the 22nd edition of DLA Piper's Restructuring Global Insight and the final one of 2017.

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### **United Nations Forum on Business and Human Rights - lessons for business lawyers and their clients**

20 DEC 2017

This year, the United Nations Forum on Business and Human Rights brought together businesses, governments and civil society to develop thinking and share best practice in this emerging area of law and practice. For businesses, a number of key themes continue to develop pushing respect for human rights and responsible business conduct further up the corporate agenda.

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### **US companies: EU data regulation means new oversight**

2 DEC 2015

Many US companies are about to experience new regulatory oversight.

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### **Japan exempts virtual currencies from consumption tax**

31 MAR 2017

Comparable treatment can be found in Europe, where EU member states exempt virtual currencies from taxation as a result of a CJEU ruling.

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### **European Commission tackles financing risks linked to virtual currencies**

13 SEP 2016

The proposal seeks to bring greater transparency to the virtual currency market in the European Union by imposing customer due diligence requirements on certain market participants, now considered “obligated entities.”

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### **Slavery in the supply chain: new corporate reporting obligations for companies**

9 DEC 2015

#### **HEALTH, SAFETY AND ENVIRONMENTAL MATTERS SERIES**

The UK's Modern Slavery Act 2015 is in force, imposing on companies new reporting requirements and new enforcement powers, including the creation of an Independent Anti-Slavery Commissioner.

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### **Distributing patent rights between affiliates: guidelines to support enforcement rights around the world**

16 NOV 2015

Considering a few issues at the outset when rights are distributed between Parent and Affiliate (or between multiple affiliates) may avoid difficulties in the future when a company wants to enforce patent rights.

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### **US courts affirm expansive discovery under 28 U.S.C. § 1782**

29 SEP 2015

There is increasingly clear consensus among US courts giving § 1782 expansive reach.

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### **Mexico's new National Anticorruption System: 7 key points**

20 JUL 2015

Constitutional reform regarding the creation of the National Anticorruption System

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### **International tax and withholding considerations for US companies and their directors**

19 MAY 2015

Multinationals commonly elect boards with international representation; it is also common to convene board meetings outside the US. US companies that do either – or both – of these things must be mindful of any resulting US or foreign tax implications

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## **Mixed feelings: China censures bitcoin while Hong Kong embraces it**

4 JUL 2014

Last December, bitcoin prices plummeted by nearly half, after Chinese authorities banned all financial institutions and payment processor companies in China from engaging in bitcoin-related business, denominating prices in bitcoins, and providing bitcoin trading, settlement, clearing or other linked financial products and services.

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## **A new test for Mexico's structural changes: antitrust reform – key points in one chart**

16 JUN 2014

This entirely new framework should be carefully analyzed by investors in structuring their Mexico-related M&A transactions and managing their existing operations

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## ***The Cybersecurity Framework: Administration, Congress move to incentivize private-sector cooperation, strengthen federal acquisition process***

12 SEP 2013

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## **Congress, Administration move forward to secure critical US infrastructure**

11 JUL 2013

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## **US commits \$7B to ambitious Power Africa initiative**

2 JUL 2013

A new initiative aiming to double access to power in sub-Saharan Africa

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## **Information security obligations for Australian businesses under the Privacy Act: A reminder from the OAIC**

14 MAY 2013

At the launch of this year's Privacy Awareness Week on 29 April 2013, the OAIC released its new Guide to Information Security: 'Reasonable steps to protect personal information' ("**Guide**"). The Guide aims to assist Australian businesses and those carrying on business in Australia to interpret the continuing requirement under the Privacy Act (both under the current and the amended law) to "take reasonable steps" to protect the personal information they hold.

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## **Cybersecurity and US federal public procurements: what contractors need to know**

11 MAR 2013

Practical considerations for US federal contractors

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## **EU releases cybersecurity strategy**

15 FEB 2013

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## What companies need to know about the Obama Administration's Cybersecurity Order

14 FEB 2013

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## Food safety from farm to fork: FDA publishes proposed rules aiming to ensure the safety and security of the food supply

24 JAN 2013

The proposed rules lay the foundation of the prevention-based, modern food safety system envisioned in the FSMA and have wide-ranging effects on many industries, including every link in the global food supply chain.

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## Law à la Mode

1 MAY 2012

[LAW À LA MODE SERIES](#)

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## UK: The real risk of cyber attack

1 AUG 2011

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## Events

### Previous

#### Settling an enforcement action

June 2019

Webinar

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#### Canada & Israel: Weeding Out the New Regulatory, Legal and Public Market Landscapes

16 OCT 2018

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#### Brexit guidelines webinar: The view from Brussels and London

23 MAR 2018

Webinar

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## NEWS

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### Frank Ryan discusses the trade war with Yahoo Finance

9 Sep 2019

**Highlight:** “Where we are right now is in a political phase in this debate, and... we need to get to a practical phase,” says @DLA\_Piper’s Frank Ryan on the trade war. “The sooner we get stability for major multinationals in China regarding IP protection, the better off we’ll be.” [pic.twitter.com/u0y kzF8m89](https://pic.twitter.com/u0y kzF8m89)

— Yahoo Finance (@YahooFinance) September 9, 2019

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### DLA Piper announces partnership promotions for 2019

1 APR 2019

DLA Piper is proud to announce that 77 lawyers have been promoted to its partnership. The promotions are effective as of April 1, 2019 in the United States and May 1, 2019 for EMEA and Asia Pacific. The promotions were made across many of the firm's practice areas in 43 different offices throughout 20 countries.

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### 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).

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### DLA Piper represents the Securities and Exchange Board of India (SEBI) to recoup funds from one of the world's largest Ponzi schemes

16 AUG 2018

DLA Piper has successfully acted with Counsel (Thomas Bradley QC, Michael Hodge QC and Julia O'Connor) for the Securities and Exchange Board of India (SEBI) in the second of two proceedings before the Federal Court of Australia.

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### DLA Piper announces partnership promotions for 2018

3 APR 2018

DLA Piper is proud to announce that 62 lawyers have been promoted to its partnership. The promotions are effective as of 1 April 2018 in the United States and 1 May 2018 for EMEA and Asia Pacific. The promotions were made across many of the firm's practice areas in 42 different offices throughout 20 countries.

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### DLA Piper advises Timor-Leste on historic maritime treaty

6 MAR 2018

DLA Piper has been advising the Government of Timor-Leste, for more than four years, on its historic maritime treaty with the Australian Government, signed today at the United Nations Headquarters in New York, following the successful outcome of a compulsory conciliation process.

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