



Fabien Ganivet

Partner

HEAD OF LITIGATION & REGULATORY, FRANCE

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Fabien Ganivet is Location Head of Litigation & Regulatory for DLA Piper in France.

Fabien Ganivet's practice focuses on compliance (compliance programs and risk management) and white-collar defense (criminal business law, commercial criminal law, and employment-related criminal issues).

Fabien advises and assists different types of corporates, in particular legal, ethics and compliance and human resources departments of international groups, in the implementation, assessment and strengthening of their compliance measures (codes of conduct, internal audit procedures, risk analysis, whistle-blowing, trainings...) in the context of both new French legal requirements (Sapin II Law, Duty of care and oversight) and foreign regulations (UKBA, FCPA) they may be subject to.

Providing the firm's clients with advice and litigation assistance, he represents companies and their executives in the framework of criminal or regulatory investigations and proceedings led by judicial authorities as well as French or foreign Government agencies. Overall, his experience covers white collar crime litigation (from initial investigations to potential trial), risk prevention and crisis management, with significant experience in corporate and employment-related criminal law.

- Global Governance and Compliance
- Investigations
- White Collar and Corporate Crime

French English

LANGUAGES SPOKEN

- French
- English

Professional Qualifications

- Avocat admitted to the Paris Bar, 2012

Prior Experience

Fabien started his career in the French Judiciary (Deputy Public Prosecutor in Paris and Nanterre) before assuming several responsibilities for the French State (Advisor to the President of the National Assembly, Legal Affairs Advisor to the Minister of Homeland Security and to the Minister of Defense). Having joined the private sector, he has worked within a French and an American law firms, as well as within a group ethics and compliance department of a leading global energy company. In parallel, Fabien has had different teaching activities, in particular at Sciences-Po.

Recognitions

- *Chambers Europe* – Up and Coming – Corporate Compliance & Investigations – 2021 and 2022
- *Acritas Star*™ Lawyer – Litigation and Regulatory – 2020
- “Fabien Ganivet has outstanding professional skills and, as a previous prosecutor, he is very thorough and efficient.” *Legal 500*, 2020

Education

- French National School for the Judiciary (E.N.M.), Top of class, 2001
- University of Paris I (Panthéon-Sorbonne), D.E.A. (Postgraduate degree), Law
- Graduate of the Paris Institute of Political Sciences (Sciences-Po), Public Service section
- Harvard University (Massachusetts, USA), Harvard Summer School

INSIGHTS

Publications

France strengthens its whistleblowing regime: Focus on 3 key changes

30 June 2022

The law not only transposes the EU whistleblowing directive into French law, strengthening the country's previous regime, but actually goes beyond the directive's requirements.

France - Global bribery offenses guide

11 January 2022

Four years of the Sapin II Law: Lessons learned and what's to come

5 October 2021

On the fourth anniversary of this ground-breaking anti-corruption law, a look at likely coming developments in France's regulatory environment.

- Video: "Compliance et démocratie, Business Légal Forum", 14 October 2021
- Video: "10èmes Dialogues de l'Inclusion et de la RSE", May 2021
- Blog post: "Publication des nouvelles recommandations de l'Agence française anticorruption", DLA Piper Insights, January 2021
- Article: *Revirement de jurisprudence en matière de responsabilité pénale des personnes morales dans le contexte d'une fusion-absorption (s. Cass. crim., 25 novembre 2020, n° 18-86.955)* (LJA), Les Echos Executives, Fusions & Acquisitions Magazine, March 2021

- Article: *COVID19 - Contentieux pénal des affaires : Gestion de l'épidémie de Covid-19 par l'entreprise et responsabilité pénale* (LJA), Les Echos Executives, April 2020
- Vidéo: *Justice négociée : quels impacts pour l'entreprise et le juriste* (LJA), Les Echos Executives, December 2019
- Blog post: "France - Global bribery offenses guide", December 2019
- Article: "Entreprises: les avocats sont au service de leurs clients et non les valets d'une autorité quelconque", Le Monde, December 2018
- Article: "Entre enjeux de puissance et réinvention de la souveraineté - Les autres visages du droit à l'heure de la lutte internationale contre la corruption", Revue Internationale de la Compliance et de l'Ethique des Affaires, October 2018

Events

- Conference organized by Business & Legal Forum (speaker at the round table) "Compétitivité à l'heure de la crise. ESG, Compliance, Ethique, concurrence : et si les standards de l'UE devenaient extraterritoriaux ?", October 2020
- Conference organized by DLA Piper in partnership with the AmCham (speaker) "20ème anniversaire du Baromètre AmCham-Bain", February 2020
- Conference organized by Business & Legal Forum (speaker at the round table) "Cérémonie des Plumes et Caméras de l'économie & du droit", October 2019