



Industrials

The industrials sector is continually evolving and crossing borders. Global economic uncertainty, political instability, and its impact on trade, climate change, digitalization, automation and disruptive business models are just a few of the many challenges businesses in the industrials sector are currently facing.

Prudent businesses in this rapidly changing sector turn to lawyers who have cross-disciplinary knowledge and on-the-ground presence in local markets, who are able to advise clients on their day-to-day and strategic concerns wherever they choose to do business. With offices in over 40 countries throughout the world, we offer a dedicated team that understands the sector, the challenges it faces and the pragmatic, cost-effective solutions that work for our clients. We are proud to support the diverse needs of our global client base, which includes many of the most successful industrial companies worldwide across our core areas:

- Aerospace and defense
- Automotive
- Chemicals
- Manufacturing

We help our clients on important issues affecting the industry, such as:

- Acquisition, asset and export finance
- Brand protection, patents, licensing and IP
- Commercial and procurement contracts and outsourcing
- Cybersecurity
- Data protection
- Digitalization and IoT
- HR, employment, employee benefits and pensions
- Litigation and arbitration
- M&A and international corporate restructurings (ICR)
- Product compliance and safety
- Real estate and real estate finance
- Regulatory advice, including on environmental, health and safety (EHS) matters
- Restructuring
- Risk, governance and compliance, including anti-bribery and corruption
- Supply chain management, including distribution/agency agreements and contracts
- Tax, including import and export, transfer pricing and sanctions

KEY CONTACTS

Richard Fens

Partner
Amsterdam
T: +31 (0)20 5419 896
richard.fens@dlapiper.com

Mark A. Waite

Partner
Houston
T: +1 713 425 8445
mark.waite@dlapiper.com

- Corporate
- Finance
- Intellectual Property and Technology
- Regulatory and Government Affairs
- Litigation, Arbitration and Investigations
- Product Liability, Mass Torts and Product Stewardship
- Projects, Energy and Infrastructure
- Real Estate

Publications

Regulatory perspectives for hydrogen in Brazil

29 September 2022

[PANORAMA](#)

Hydrogen fuels are being seen as potentially bringing enormous environmental benefits.

Global M&A Intelligence Report 2022

27 September 2022

This report provides an insight into Industrials sector M&A deal activity between the period 2019 to 2021.

The Law Commission's review of the Arbitration Act 1996 - polishing "a gold standard"?

27 September 2022

The Law Commission of England and Wales is undertaking a once in a generation review of the Arbitration Act 1996. A recently published Consultation Paper provides valuable insight into the Law Commission's initial views on areas of potential reform to the Act.

Bioeconomy Executive Order: A whole-of-government approach to advancing biotechnology and biomanufacturing

26 September 2022

The EO signals the Biden Administration's commitment to US leadership in biotechnology and biomanufacturing.

Episode 4 – enforcement of UPC decisions

23 September 2022

[UPC ON THE GO – PRACTICAL ADVICE ON THE UNIFIED PATENT COURT](#)

Frank Valentin leads the DLA Piper Intellectual Property practice in France and has significant experience in the Tech and Life Sciences sectors. In this episode, Frank continues his conversation with Cédric Meiller, a senior IP lawyer also based in our Paris office, to discuss how judgments will be enforced in the UPC.

Industrials Regulatory News and Trends

23 September 2022

[INDUSTRIALS REGULATORY NEWS AND TRENDS](#)

White House announces new federal money for biotech companies; NTSB and FAA divide responsibility for investigating space accidents.

Spies among us: State-sponsored actors want to steal your sensitive information

21 September 2022

INTELLECTUAL PROPERTY AND TECHNOLOGY NEWS

The joint statement is an implicit admission by both governments that they can no longer protect private businesses from state-sponsored intellectual property theft.

Industrials Regulatory News and Trends

12 September 2022

INDUSTRIALS REGULATORY NEWS AND TRENDS

Application season may begin soon for new semiconductor program; California takes more steps to ensure plastics recycling; EPA waives fuel regulations after industrial accident.

Episode 3 – how to choose the right court

26 August 2022

UPC ON THE GO – PRACTICAL ADVICE ON THE UNIFIED PATENT COURT

Frank Valentin leads the DLA Piper Intellectual Property practice in France and has significant experience in the Tech and Life Sciences sectors. In this episode, Frank is joined by Cédric Meiller, a senior IP lawyer who is also based in our Paris office, to discuss how to choose the right court for your dispute in the new system.

Industrials Regulatory News and Trends

25 August 2022

INDUSTRIALS REGULATORY NEWS AND TRENDS

Chemical manufacturers call for federal solutions to shipping problems, head of NHTSA departs, court upholds FCC reallocation of a key spectrum block.

Inflation Reduction Act seeks to jumpstart electric vehicle market

19 August 2022

Electric vehicle-related tax incentives in the Inflation Reduction Act and the multiple conditions that may initially limit their applicability and use.

Inside the Inflation Reduction Act

19 August 2022

A look at the business-critical aspects of this sweeping, extraordinary legislation and its implications for clean energy projects, electric vehicle development, corporate taxes, healthcare, and environmental policy.

Colombia's National Mining Authority is tracking contracts on the blockchain: What can other Latin American countries learn from this experience?

18 August 2022

[PANORAMA](#)

The Agency registers each mining concession contract as a non-fungible token, making it a unique, encrypted digital asset.

The clean energy provisions of the Inflation Reduction Act of 2022 – a historic effort to encourage the development of clean energy and reduce carbon emissions

17 August 2022

The IRA will have a dramatic impact on development and financing of clean energy projects in the US over the next ten years, not least by expanding tax credits to additional technologies and allowing project owners to directly transfer those credits.

Episode 2 – the language issue

12 August 2022

[UPC ON THE GO – PRACTICAL ADVICE ON THE UNIFIED PATENT COURT](#)

Gualtiero Dragotti, a partner in our Milan office and Co-Chair of DLA Piper's global patent group who specialises in Life Sciences, looks at the controversial topic of language in the new system.

Industrials Regulatory News and Trends

12 August 2022

[INDUSTRIALS REGULATORY NEWS AND TRENDS](#)

CHIPS Act is major boost for US semiconductor manufacturing; FCC encourages manufacturing in space; recycling, PFAS, plastics.

Judge declares reforms to Electricity Industry Law unconstitutional

11 August 2022

Key details and implications for individuals, businesses and investors in Mexico's electricity sector.

Employment law in 5: 5 developments to read for August in less than 5 minutes

9 August 2022

5 developments to read for August in less than 5 minutes.

Episode 1 – the basics

28 July 2022

[UPC ON THE GO – PRACTICAL ADVICE ON THE UNIFIED PATENT COURT](#)

Markus Gampp, head of the firm's German patent practice and Co-Chair of DLA Piper's global patent group, who has a special interest in the Tech sector, begins our podcast series by introducing the concept of the UPC and explaining why you should care about it.

Food and Beverage News and Trends

22 July 2022

FOOD AND BEVERAGE NEWS AND TRENDS

The soaring cost of fertilizer is bringing long-term changes to the global food system.

DOJ plans to make US sanctions enforcement “the new FCPA”: watch these key areas

5 July 2022

EEOC revises COVID-19 guidance: Mandatory employee testing now only permissible if “consistent with business necessity”

20 July 2022

The EEOC explained that “employers will need to assess whether current pandemic circumstances and individual workplace circumstances justify viral screening testing of employees.”

Supreme Court restricts EPA regulation of greenhouse gas emissions

19 July 2022

The decision calls into question the scope of EPA’s authority to regulate greenhouse gas emissions.

Top trends for US employers: Mid-year update

19 July 2022

We recap key developments over the last six months and look at the potential changes ahead related to the top 2022 trends we identified at the start of the year.

CBP enforcement of the new UFLPA restrictions

18 July 2022

Importers must meet a high evidentiary standard in demonstrating that goods were not made with forced labor, among other requirements.

State of the Australian M&A Market

14 July 2022

The Australian M&A market in 2021 was a wild ride. As Covid-19 restrictions (imposed both domestically and internationally) lifted, returning investor confidence, coupled with low inflation, low interest rates, and many businesses sitting on dry powder, meant that investors returned to transactions previously shelved during 2020, as well as new strategic opportunities, as valuations soared across all asset classes.

California’s new Extended Producer Responsibility Act is major addition to suite of plastic-focused laws

11 July 2022

SB 4 sets out the country's most ambitious restrictions on single-use plastics and packaging.

Trade dress protects your automobile's design

11 July 2022

INTELLECTUAL PROPERTY AND TECHNOLOGY NEWS

Trade dress may be used to protect the unique, non-functional aspects of a car.

Tax incentives in Puerto Rico

6 July 2022

PANORAMA

In this handbook, we highlight some of the tax incentives available under the PR-IC for certain targeted activities that may apply for and obtain a tax decree to enjoy these incentives.

Canada introduces 2030 Emissions Reduction Plan and Offset Credit Regulations

28 June 2022

Three legally binding framework of Canada's first national carbon offset system and a step towards addressing the federal government's emission reduction goals.

Coming soon: a national security screening mechanism for outbound investments

28 June 2022

The US would not be alone in regulating outbound investment.

Mexican Energy Regulatory Commission imposes sanction of more than US\$450 million; Mexico's Supreme Court issues precedent unfavorable to permit holders

28 June 2022

Details of the decision and implications on private investments in the Mexican electricity market.

UK unveils Plan for Space Sustainability: top points

27 June 2022

Seeking to avoid a potential space debris crisis.

Mexican labor law amendments impose restrictions on personnel subcontracting

14 June 2022

[PANORAMA](#)

In essence, the changes effectively prohibit employers in Mexico from subcontracting their personnel.

California and New York propose banning textiles containing PFAS; California moves to impose significant reporting obligations

13 June 2022

Prudent manufacturers of consumer products will continue to monitor the changing legislative landscape.

Canada imposes new sanctions on key sectors of Russian economy

9 June 2022

[GLOBAL SANCTIONS ALERT](#)

Canada has recently adopted a new round of economic sanctions in response to Russia's actions in Ukraine. The new measures essentially aim to strike at the Russian oil, gas, mining and chemical industries, which represent an important portion of its economy and a significant source of revenues for the Russian State.

Employment law in 5: 5 developments to read for June in less than 5 minutes

8 June 2022

5 developments to read for June in less than 5 minutes.

Opportunity despite uncertainty: Innovative strategies in commodity markets

6 June 2022

Electricity experts and officials warn that states may not have enough power to meet demand in the coming months.

Puerto Rico updates guidance for the management of COVID-19 cases

19 May 2022

The new guidance is applicable to all employers in the public and private sectors.

Brazil sets forth conditions for tax settlements in goodwill disputes: multinationals take note

18 May 2022

A quick discussion of Public Notice n° 9/2022.

New wave of US sanctions on Russia targets services, broadcasting, banking, and US exports

16 May 2022

GLOBAL SANCTIONS ALERT

The US government continues to announce new measures.

Environmental justice takes a permanent place at the Department of Justice

12 May 2022

Companies with environmental interests should consider several dynamics arising from these policy developments and resource allocations.

10 considerations for companies on the path to sustainability

11 May 2022

For boards of directors and management teams as they discuss measuring, disclosing and reducing the company's climate impact.

California Attorney General subpoena – latest development in legal efforts targeting plastics

11 May 2022

The intensified regulatory focus on plastics is gaining traction across the US.

Employment law in 5: 5 developments to read for May in less than 5 minutes

5 May 2022

5 developments to read for May in less than 5 minutes.

Global M&A Intelligence Report 2022

Updated: 29 June 2022

Our annual Global M&A Intelligence Report is based on an analysis of key deal terms in almost 5,000 private M&A transactions on which we have advised since 2015.

Reforming the Single Source Regulatory Framework: a more strategic approach?

27 April 2022

A significant reform agenda relating to the single source regulatory framework has been proposed by the UK Ministry of Defence. If the proposed reforms are implemented, it will mark a continued move towards a more "strategic" role for single source procurement. The article provides a detailed analysis and summary of the key proposed reforms.

Episode 10: Can we decarbonise international shipping by 2050?

22 April 2022

THE CLIMATE TRANSITION PODCAST

In this episode, Natasha Luther-Jones speaks to Ragnar Wisløff, senior vice president of clean energy at Höegh LNG, a leading player in the use of liquefied natural gas in the maritime sector, about the role of shipping in the energy transition.

Food and Beverage News and Trends

21 April 2022

[FOOD AND BEVERAGE NEWS AND TRENDS](#)

FDA announces new approach to food allergens; oyster recall in Canada and US; bird flu update; and the price of food has never been higher.

Mexican Congress rejects electricity constitutional reform and approves bill to regulate lithium

20 April 2022

An outline of the House of Representatives' decision regarding the Electricity Reform and Mining Reform, as well as its possible implications.

Spain introduces a levy on non-reusable plastic packaging

19 April 2022

On 9 April 2022 the Official Gazette has published Law 7/2022 of 8 April concerning waste and contaminated land for a circular economy

US DOC initiates circumvention inquiries against solar cells and modules from Cambodia, Malaysia, Thailand and Vietnam

14 April 2022

Any additional duties could be applied retroactively to entries before April 1 and could be as much as or in excess of 250 percent of the price of the applicable CSPV cells and modules.

Latest sanctions block Russia's largest banks, cyber actors and more; Biden's executive order prohibits investments in Russia by US persons

8 April 2022

[GLOBAL SANCTIONS ALERT](#)

Two of Russia's largest banks, Sberbank and Alfa-Bank, which had previously been subject to narrower restrictions, have now been blocked.

EPA moves to prohibit ongoing uses of chrysotile asbestos

11 April 2022

The proposed rule would prohibit the import, manufacture, processing, distribution and commercial use of chrysotile asbestos in connection with six current uses.

US escalates sanctions targeting Russian evasion networks, tech companies and cyber actors; signals more sanctions are on the way

5 April 2022

GLOBAL SANCTIONS ALERT

These new measures supplement the extensive measures previously announced by the US government.

Detriment in respect of industrial action: Orthodoxy restored by the Court of Appeal in Mercer

31 March 2022

The Trade Union and Labour Relations (Consolidation) Act 1992 ("TULRCA") includes certain protections against dismissal, but no express protections against detriment short of dismissal, for workers taking part in industrial action.

Australian Federal Budget 2022-2023

29 March 2022

The 2022/23 Federal Budget (**Budget**) was delivered by the Australian Treasurer, the Hon. Josh Frydenberg, on 29 March, 2022 and, while viewed as a 'pre-election Budget', it delivered several important business tax and related initiatives.

New wave of US sanctions targets Russian Duma, additional elites, defense entities; BIS extends export controls to more than 100 Russian aircraft

29 March 2022

GLOBAL SANCTIONS ALERT

The latest sanctions affect all members of the Duma, Russian elites, bank executives and board members, and Russian defense firms, and BIS has extended export controls to certain Russian aircraft.

ISDA proposes Form of Amendment for nickel market disruption fallbacks: understanding the options

28 March 2022

Those who use nickel for their commodity reference price may find the Form of Amendment useful to avoid calculation uncertainty.

US lifts Section 232 tariffs on steel and aluminum from the UK effective June 1, 2022

28 March 2022

The US-UK agreement includes novel requirements that deserve special attention.

Biden Administration urges American companies to act quickly to improve cybersecurity safeguards

22 March 2022

GLOBAL SANCTIONS ALERT

The White House stresses the importance of taking key steps to thwart nation-state bad actor activities.

SEC proposes mandatory climate-related disclosure and governance rules

21 March 2022

The SEC's latest effort to advance the Biden Administration's climate agenda.

US announces new trade restrictions against Russia as well as a new round of sanctions against Russian political elites

16 March 2022

GLOBAL SANCTIONS ALERT

Many of the newly announced measures will require Congressional action.

US sanctions Russian energy sector while allowing various energy-related activities to continue

9 March 2022

GLOBAL SANCTIONS ALERT

Today's actions further restrict commercial activity and increase risks of sanctions violations by well-intentioned companies.

Canadian sanctions in response to Russian military actions against Ukraine

March 7, 2022

GLOBAL SANCTIONS ALERT

The Government of Canada has recently announced a series of new economic sanctions in response to Russia's invasion of and continued military actions against Ukraine.

US continues to escalate sanctions against Russia and Belarus

4 March 2022

GLOBAL SANCTIONS ALERT

White House announces new sanctions while putting in place extensive new export control measures against Russia and Belarus; DOJ announces Task Force KleptoCapture; OFAC closes some loopholes.

\$name

04 Mar 2022

US escalates its sanctions regime against Russia, targeting its financial system

28 February 2022

GLOBAL SANCTIONS ALERT

And additional measures are expected to be announced by the US and its allies in the coming days

US imposes further sanctions and export controls against Russia

25 February 2022

GLOBAL SANCTIONS ALERT

The White House emphasized that these newly announced sanctions and export controls will be complemented with similar measures imposed by US allies and partners.

Aiscension: an AI tool to ensure effective risk management by detecting anti-competitive practice

24 February 2022

Anti-competitive activity has been rife in companies for centuries and there are many who like to take the ostrich approach and bury their head in the sand. However, it is known that this approach to risk management is ineffective should the regulators come looking, and with fines of up to 10% of global turnover, it is a big risk to take.

New US sanctions in response to Russia's actions against Ukraine

23 February 2022

GLOBAL SANCTIONS ALERT

Additional sanctions are expected that will target Russia's financial, technology, and defense sectors.

Looking to verify your energy project to generate carbon credits? Understanding two popular verification registries

18 February 2022

A summary of VERRA and Gold Standard.

Being extorted? DOJ issues new FCPA guidance on the duress defense – but questions remain

17 February 2022

Considerations for companies operating in high-risk environments.

Mexican labor law amendments impose restrictions on personnel subcontracting

14 February 2022

The changes effectively prohibit employers in Mexico from subcontracting their personnel.

The long-awaited solar panel tariff decision is here – key points for industry stakeholders

10 February 2022

A still challenging path.

US lifts Section 232 tariffs on steel from Japan, effective April 1, 2022

10 February 2022

Beginning April 1, 2022, steel from Japan will be subject to a tariff-rate quota (TRQ), allowing a yearly set volume to enter the US tariff-free.

Canada develops GHG offset regulations

8 February 2022

The System will work in tandem with existing provincial and territorial systems to develop a consistent suite of requirements for transferability and fungibility of GHG offset credits across Canada.

California revives COVID-19 supplemental paid sick leave requirements

31 January 2022

Answers to some common questions about this anticipated requirement.

Tortious claims and climate change: Where are we now?

31 January 2022

What should be the response of tort law to climate change? That starkly put is the key issue raised by this appeal.

2021 has a lesson for 2022: Commodities sector, it's time to check your export and sanctions compliance programs

25 January 2022

Key developments in economic sanctions and export controls are materially increasing companies' compliance risk this year, particularly for the commodities sector.

US Department of Homeland Security seeks comments on implementation of Uyghur Forced Labor Prevention Act

24 January 2022

Considerations for US importers and entities with supply chains that may involve China.

New year, new challenges – Top 10 trends for US employers

19 January 2022

Preparing for the scale and pace of change across an array of fronts.

Focus on the industrials sector

18 January 2022

[UNDERSTANDING THE UK NATIONAL SECURITY & INVESTMENT REGIME PODCAST](#)

In the third episode of the series we turn our focus to specific sectors. Sarah Smith and Matt Evans are joined by DLA Piper's defence sector specialist, Maria Pereira to discuss the impact of the regime on the industrials sector, specifically in relation to the defence, military and dual-use, advanced materials and satellite and space sectors.

New antidumping and countervailing duty petition: Sodium nitrite from India and Russia – consequences for industry and downstream consumers

18 January 2022

The petitioner alleges dumping margins ranging from 60.3 percent to 75.1 percent for India and from 187.8 percent to 265.5 percent for Russia.

New antidumping and countervailing duty petition: barium chloride from India – consequences for industry and downstream consumers

18 January 2022

The petitioner alleges a dumping margin of 235.88 percent along with an unspecified total level of subsidies of at least 1 percent.

New California law adds significant restrictions for recycling claims on products and packaging: action steps

6 January 2022

The law affects any product or packaging that fails to meet a California regulator's strict recyclability criteria. Compliance is crucial.

New antidumping duty petition: lemon juice from Brazil and South Africa – consequences for industry and downstream consumers

5 January 2022

The petitioner alleges dumping margins of 555.22 percent for Brazil and 128.61 percent for South Africa.

A legal overview

4 January 2022

[UNDERSTANDING THE UK NATIONAL SECURITY & INVESTMENT REGIME PODCAST](#)

In episode 2 of our podcast series we discuss the legal context of the regime: how it will operate and the implications for businesses. In particular, the legislation - which comes into force today, 4 January - has wide reaching implications for M&A involving businesses or assets connected with the UK.

California regulations on diverting organic waste go into effect January 1: new rules affect municipalities and food sector, bring opportunities for composting and biofuel businesses

16 December 2021

As more regulations implementing SB 1383 come into effect in the coming years, the demand for permissible ways to dispose of organic waste will only increase.

Significant Expansion of the Notifiable National Security Actions Test

16 December 2021

On 2 December 2021, the Australian Federal Government enacted the Security Legislation Amendment (Critical Infrastructure) Act 2021 (Amending Act) amending the Security of Critical Infrastructure Act 2018 (SOCI Act) to protect certain infrastructure that forms part of or is viewed as critical to the essential services to which Australia relies on.

Joining the Federal Industry Agreement on Agriculture in the Russian Federation for 2021-2023

9 December 2021

On 30 November 2021, the Russian Ministry of Labour published a proposal in the Russian Gazette for employers to join the Federal Industry Agreement on Agriculture in the Russian Federation for 2021-2023 ("Agreement").

What's driving the new National Security and Investment Regime

12 December 2021

[UNDERSTANDING THE UK NATIONAL SECURITY & INVESTMENT REGIME PODCAST](#)

Episode 1 of our new Podcast series discusses what is driving the new National Security and Investment Regime. What is the political context for the new regime? Who and what is driving the pressure to strengthen investment screening both in the UK and internationally? Sarah Smith, Partner in DLA Piper's Competition practice is joined by Lord Gavin Barwell, Strategic Advisor and former Chief of Staff to Teresa May and Paul Hardy, Head of UK Government Affairs at DLA Piper to discuss the context of the new regime.

European Commission's Proposals for reform of AIFMD, UCITS Directive and the ELTIF regime

26 November 2021

Following its review of the scope and functioning of the Alternative Investment Funds Manager Directive¹ (AIFMD), the European Commission (the Commission) has concluded that the AIFMD's standards for ensuring high levels of investor protection are mostly effective, but that amendments are required which are intended to be targeted in scope, but may have far-reaching effects.

The Commission has now published new legislative amendments to AIFMD, the UCITS Directive² (UCITSD) and the ELTIF Regulation³ (ELTIF Regulation) (the Commission Proposal). The proposed amendments set out in the Commission Proposal will be introduced by way of an omnibus directive amending the AIFMD, UCITSD and the ELTIF Regulation.⁴

The Glasgow Climate Pact: What does it mean for Business?

23 November 2021

In this article, members of our Sustainability and ESG Steering Committee share their thoughts on eight key themes emerging from COP26 and what they mean for business.

Opportunities in England's eight new freeports

15 November 2021

The UK Spring Budget in 2021 illustrated the reality of the UK's economic situation as a result of the restrictions implemented during the COVID-19 pandemic. The Chancellor used the opportunity to outline the Government's plan to build the 'future economy' through an investment-led recovery plan, which included eight new freeports in England.

Global Reporting Initiative updates its Universal Standards – revisions will affect ESG reporting by numerous businesses

3 November 2021

GRI 11 outlines topics likely to be material for oil and gas organizations and lists relevant disclosures, such as air emissions, climate adaptation, and water and effluents.

US lifts Section 232 tariffs on steel and aluminum from the EU effective January 1, 2022 – continues similar negotiations with Japan

2 November 2021

The agreement will apply to US imports made on or after January 1, 2022.

The Corporate Profits Minimum Tax Proposal – key elements

28 October 2021

The proposal is likely to become part of the final reconciliation measure.

Treasury releases 2021 Sanctions Review: Its key recommendations and their implications for the private sector

28 October 2021

[GLOBAL SANCTIONS ALERT](#)

The Report puts into perspective recent Biden Administration sanctions while helping to forecast what will come.

CDR v3: Australian Treasury moves to expand access to the Consumer Data Right regime

13 October 2021

The Australian Government has introduced a number of amendments to the Consumer Data Rights Rules, which lower the barriers of entry into the CDR regime and make the regime itself easier to navigate.

Aybar v. Aybar: New York Court of Appeals finds registering to do business in the state does not mean consent to general jurisdiction

12 October 2021

Consent by registration was the sole issue before the New York Court of Appeals in this case.

Five issues to watch for at COP26 in Glasgow

12 October 2021

Hopes had already been high for COP26 even before the pandemic paused it. The pent-up potential has only heightened those expectations.

An interview with Aldersgate Funding

11 October 2021

In this podcast, DLA Piper partner Henry Quinlan interviews Jim Holding and Matthew Lo at Aldersgate Funding Limited, who shed some light on the advantages of litigation and arbitration funding; the types of claims eligible for funding; the process of funding a case; and the jurisdictional constraints on this type of financing.

DLA Piper · Aldersgate Funding on how litigation funding can help your business

OECD announces global deal on international tax reform with its Two-Pillar solution

11 October 2021

In addition, the OECD sets out a detailed implementation timeline aiming to have parts of the plan ratified in 2022 and effective as early as 2023.

New antidumping and countervailing duty petition: Oil country tubular goods from Argentina, Mexico, the Republic of Korea, and Russia – consequences for industry and downstream consumers

8 October 2021

US AD and CVD investigations can result in the imposition of substantial duties in addition to already applicable duties and tariffs.

New California law threatens to dramatically increase pain-and-suffering damages in survival actions

7 October 2021

Considerations in approaching case valuations and risk assessments in survival actions brought in California.

US Trade Representative seeks comments on possible reinstatements of previously extended exclusions to Section 301 tariffs

6 October 2021

Interested parties should consider submitting comments in support or opposition to any possible reinstatement.

Georgia Supreme Court: Consent by registration a valid way to exercise personal jurisdiction over out-of-state corporations

5 October 2021

The court deduced that a corporation authorized to do business in Georgia must be subject to general personal jurisdiction in the state.

New antidumping and countervailing duty petition: Freight rail coupler systems and components from China – consequences for the industry and downstream transportation companies

4 October 2021

The preliminary ITC injury determination must be made by November 15, 2021.

Dubai issues decree to consolidate Dubai's main arbitral institutions into one new institution

27 September 2021

The Ruler of Dubai has issued Decree No. 34 of 2021 concerning the Dubai International Arbitration Centre, which aims to abolish the DIFC-based Emirates Maritime Arbitration Centre and the DIFC Arbitration Institute.

Commodities News and Trends

20 September 2021

COMMODITIES NEWS AND TRENDS

Brazil and Argentina lead the way in biofuels; CFTC: we will support transition to a low-carbon economy; is the end in sight for the shale-driven pipeline building boom?

ESG Talks - Michiel Coenraads and Jorian Hamster about ESG litigation

21 September 2021

ESG TALKS

In episode 5 of our ESG Talks, Michiel Coenraads and Jorian Hamster from DLA Piper, experts in the field of International Disputes, talk about ESG litigation with Harm Edens.

White House announces plan to substantially expand introduction of sustainable aviation fuel

15 September 2021

Key details.

By any standard? Meeting sustainability commitments through credible carbon markets

13 September 2021

Operating in today's evolving voluntary carbon trading ecosystem.

Defending trademarks from non-use cancellations: Strategies for OEM manufacturers in China

September 2021

For many companies, China is an essential piece of their business, but they may never sell a single product to a Chinese company or

consumer. Those businesses must answer the tricky question of how to protect their brand in a country where consumers never see it.

Protecting your company from supply chain cyber attacks

September 2021

Today, virtually all companies rely on third-party technical solutions to manage their business. The downside is that incorporating new third-party technology into business operations creates new vectors for cyberattacks.

New workplace sexual harassment laws passed – (some) Respect@Work recommendations become law

8 September 2021

After months of anticipation, the Australian Federal Government's Sex Discrimination and Fair Work (Respect at Work) Amendment Act 2021 has now passed both houses of Parliament. The amendment contains important reforms to address workplace sexual harassment.

Framing patents as essential facilities in Chinese antitrust: *Ningbo Ketian Magnet Co., Ltd. v. Hitachi Metals*

7 September 2021

ANTITRUST MATTERS

A Chinese court recently ruled in *Ningbo Ketian Magnet Co., Ltd. v. Hitachi Metals, Ltd.* that a patent-holder's refusal to license patents for producing rare-earth magnets to competitors constituted an abuse of dominance in violation of China's Antimonopoly Law (AML).

ESG Talks - Willem Janssen and Janet Meesters on climate change and procurement

6 September 2021

ESG TALKS

In episode 4 of ESG Talks, Janet Meesters of DLA Piper and Willem Janssen of Utrecht University, led by Harm Edens, talk about the challenges in going through sustainable procurement on the way to and in a better world, and the positive role that legal advisors and scientists can play in it.

Subject to the EAR: When is a non-US product free from the EAR?

25 August 2021

When does a non-US-made product incorporating US-origin components or technology escape the technical jurisdiction of the EAR? This article outlines the exemptions possible, and explains the application of the second incorporation rule.

When are non-US products incorporating US products free from US jurisdiction?

25 August 2021

DLA PIPER TRADE TRUTHS

This summary article provides key points to consider as well exemptions possible if your non-US manufactured products are subject to US reexport authorization requirements.

Top 10 trends for US employers – Mid-year update

24 August 2021

We recap key developments over the last six months and look at the potential changes ahead related to the top 2021 trends we identified at the start of the year.

LatAm: Tax authorities address negative effects of the pandemic on national coffers

12 August 2021

The tax authorities' revenue-generating approaches vary from incentives to additional taxation.

Global Microchip Shortage – Supporting the Automotive Sector

4 August 2021

The global shortage of semiconductor chips continues to wreak havoc on supply chains and manufacturing operations around the world, bringing the production of some of the biggest brands to a standstill and disrupting hundreds of industries.

Hybrid working

2 August 2021

While the mass global migration to home working started as a necessary but temporary lockdown measure, the COVID-19 pandemic continues to prevent a return to "normal".

New proposed regulations aim to standardize non-preferential origin determinations for imports from Canada and Mexico

19 July 2021

Companies have the opportunity to present written comments on all aspects of the Proposed Rule by August 5, 2021.

Mexico: Understanding SAT's "benchmark" disclosure of effective income tax rates

14 July 2021

The effective tax rates are not binding, but it is expected that the SAT will use the rates as a reference to identify taxpayers for audits.

New antidumping duty petition: Acrylonitrile-butadiene rubber from France, Mexico and the Republic of Korea – consequences for exporters and US importers

8 July 2021

Key details and implications.

New antidumping and countervailing duty petition: Urea ammonium nitrate solutions from Russia and Trinidad and Tobago – consequences for exporters and US importers

7 July 2021

The petitioners additionally allege that the governments of Russia and Trinidad and Tobago are providing unfair subsidies to their countries' producers and exporters of urea ammonium nitrate to the US.

Ransomware preparedness: NYDFS announces additional expectations of regulated entities' cybersecurity programs

7 July 2021

As regulatees address their vulnerabilities to ransomware, NYDFS raises its expectations.

Understanding California's South Coast AQMD Warehouse Indirect Source Rule – key points for warehouse owners, operators and tenants

30 June 2021

Implementing the rule may prove challenging to owners, operators and tenants of warehouse facilities.

Global M&A Intelligence Report 2021

23 June 2021

Our annual Global M&A Intelligence Report is based on an analysis of key deal terms in over 3,200 private M&A transactions on which we advised since 2015.

Global corporate benchmarking group seeks inputs on corporate human rights standards

22 June 2021

Comments are requested by June 25, 2021.

Pension Schemes Act 2021: Increased Defined Benefit (DB) Pension Regulation

15 June 2021

New pensions legislation tightens the regime supporting DB schemes. The Pension Schemes Act 2021 covers various items, in particular:

- New Regulator 'moral hazard' powers
- New criminal offences for pension abuses
- Information gathering
- Transaction 'Declarations of Intent'

This article provides an overview of these issues.

A long hot summer: Five steps for energy commodities traders in a time of heightened scrutiny

14 June 2021

Rising temperatures may exacerbate current market volatility, which in turn may lead to heightened regulatory scrutiny.

Whatever your sector, ransomware attacks are changing how to think about platform security risk: Action steps

14 June 2021

In an increasingly digitized economy, creating awareness of platform security risks is critical.

ESG Talks - Mark Vester and Léon Korsten on the transition to a circular economy for plastics

7 June 2021

ESG TALKS

Episode three of ESG Talks is now live! In this episode, Mark Vester of SABIC and Léon Korsten discuss the transition to a circular economy and the role that the chemical sector plays in it, particularly for plastics.

Episode 18: Increased scrutiny over connected car and automobile industry data from Chinese regulators, including push towards data localisation

4 June 2021

NAVIGATING CHINA: THE DIGITAL JOURNEY

The Chinese cybersecurity authorities have published new draft rules clarifying data and cyber compliance obligations for the automobile industry, including a push towards most personal information and important data being kept in China.

Commodities News and Trends

3 June 2021

COMMODITIES NEWS AND TRENDS

Fossil fuel industry and ESG; energy aspects of Biden infrastructure plan; floating storage can rule the seas or give you a sea of trouble.

Minimising risk when changing suppliers in the automotive industry

3 June 2021

Changing suppliers is a fact of life in the automotive industry. There are many reasons why this occurs, but often it is driven by competitive pressures and a need to source parts at a greater scale, higher quality, or at a lower cost point. It may also be part of a strategy to diversify risk by having multiple suppliers.

Biden's FY 2022 budget and Treasury Green Book – additional details on international tax proposals

2 June 2021

Fleshing out revenue proposals in the White House's American Jobs Plan and American Families Plan.

EU AI Regulation Handbook

28 May 2021

On 21 April 2021, the European Commission published its long-awaited proposal for a Regulation on Artificial Intelligence (AI Regulation or Regulation). The AI Regulation will have broad reaching implications for the entire supply chain of AI Systems and the lifecycle of how these systems are designed, built, and run.

FDA solicits public comment on adding list of device materials to certain medical device labels

26 May 2021

The proposed change would apply to all medical devices that may be in contact with a patient long term.

NHTSA moves to repeal regulatory preemption of state auto emissions regulation, advancing Biden plans to dramatically reduce US greenhouse gas emissions

19 May 2021

The move is a substantial step away from Trump Administration policies on GHG emissions.

Australian Federal Budget 2021-2022

11 May 2021

Australia's COVID-19 'comeback' 2021-22 Federal Budget (**Budget**) was delivered by the Australian Treasurer, the Hon Josh Frydenberg, on 11 May 2021 and provides, amongst other things, several important business tax and related initiatives.

The Russia sanctions and their impacts on commodities companies: Action steps for companies engaged in transactions with Russian gas and energy companies

11 May 2021

Implications of key provisions in President Biden's Executive Order.

EPA moves to phase out powerful GHG refrigerants under bipartisan mandate

7 May 2021

EPA estimates the HFC phasedown will yield cumulative climate-related economic benefits of \$283.9 billion from 2022 through 2050.

Some things are best kept secret: Protecting your brand through trade secrets

5 May 2021

In addition to trademark and copyright, trade secret protection is an essential component of brand protection in China, but one which is

frequently overlooked.

Data and Data Protection – Why the automotive industry needs to take notice

4 May 2021

Cars – and the processes used to create them – now generate more data than ever before. This brings huge possibilities for the automotive sector, allowing manufacturers to utilise data for a vast array of purposes, not least to improve manufacturing processes and vehicle performance, reduce costs and enhance customer experiences.

California mulls new standards for post-consumer plastic in thermoforms – proposed penalties may be severe

28 April 2021

Producers would be required to show they are including higher thresholds of post-consumer recycled plastic in thermoform plastic containers manufactured to contain fresh foods.

Democrats reintroduce Climate Risk Disclosure Act

27 April 2021

The bill aims to help companies and investors assess their exposure to climate-change risk and to push companies to address their contributions to climate change.

Reinforcing Respect at Work: Impending legislative reforms to address and prevent workplace sexual harassment

23 April 2021

Following months of intense public attention and debate regarding workplace sexual assault and sexual harassment, including within the highest echelons of the Australian government and legal system, the Australian Government has now released its long-awaited response to the landmark Respect@Work report delivered by the Australian Human Rights Commission to the Government in March 2020.

US Supreme Court clarifies scope of specific personal jurisdiction over corporations: *Ford Motor Co. v. Montana Eighth Judicial District*

12 April 2021

The decision resolves confusion in the lower courts.

Managing Mexican mandatory disclosure rules

8 April 2021

A review of new obligations for taxpayers and advisors under Mexico's mandatory disclosure rules.

Preliminary injunction granted in Cal Chamber lawsuit concerning acrylamide Prop 65 warning

1 April 2021

California's Eastern District federal court found that Prop 65's acrylamide warning requirement was likely unconstitutional and

preliminarily enjoined new lawsuits alleging failure to warn for acrylamide exposure in food and beverages.

We can keep things casual: New casual employee laws enacted in Australia

1 April 2021

The Australian government's long awaited clarifying amendments to the *Fair Work Act 2009* (Cth) have now been passed in their reduced form.

As flagged, the new statutory provisions make a number of changes to the engagement of casual employees: statutory definition of 'casual employee'; casual conversion entitlement; casual Employment Information Statement (CEIS); ability to offset casual loadings.

Supreme Court Corner

30 March 2021

Numerous amici in *American Axle* urge the Supreme Court to take the case; update on *USPTO v. Booking.com*.

SEC interim final amendments signal stricter regulation on Chinese and other emerging market companies

29 March 2021

Under the new requirements, certain companies must establish that they are not owned or controlled by a foreign government entity and must disclose any foreign government influence.

iDS Talks podcast: Furlough Fraud

29 March 2021

With billions of pounds potentially at stake, the UK government has invested £100 million in the investigation of furlough fraud. Listen to Laura Ford of DLA Piper and Tim LaTulippe of iDiscovery Solutions discuss how technology and structured data can demonstrate that claims made under the coronavirus support schemes were well founded.

United States imposes significant new export controls and sanctions on Russia and China

23 March 2021

Reflecting a further hardening of US foreign policy and national security policy positions with those two countries.

Casual changes to Australian Government's IR Omnibus Bill

19 March 2021

Following contentious public scrutiny and prolonged debate, the Australian Senate yesterday passed a pared-back version of the ambitious *Fair Work Amendment (Supporting Australia's Jobs and Economic Recovery) Bill 2020* which proposed a raft of changes to be introduced to the *Fair Work Act 2009* (Cth).

California Air Resources Board proposes cuts to VOC limits in consumer products

17 March 2021

Proposed amendments to consumer products regulations would affect retailers and manufacturers of aerosol air fresheners, hair care products, fragrances and insecticides.

Antidumping and countervailing duty petition against imports of certain Chinese mobile access equipment and subassemblies: Consequences for exporters and US importers

16 March 2021

Foreign producers, exporters and importers may consider having a strategy for addressing AD and CVD investigations, including possible participation.

US national security review of the semiconductor manufacturing supply chain presents critical opportunities for industry

15 March 2021

The review supports the CHIPS for America Act.

CFTC final position rule limits enter into effect March 15

10 March 2021

The Final Rules aim to "prevent excessive speculation" and thus implement one of the remaining key provisions of Dodd-Frank.

Commodities News and Trends

10 March 2021

[COMMODITIES NEWS AND TRENDS](#)

Oil and gas companies commit to transparency on methane emissions reporting; CFTC adopts final position rule limits; consequences of volatile markets.

Country-specific guidance on the transfer pricing implications of the COVID-19 pandemic

4 March 2021

Businesses may wish to consider the guidance from several countries on the appropriate transfer pricing treatment for governmental subsidies related to the COVID-19 pandemic.

California Prop 65: OEHHA proposes changing popular short-form warning

3 February 2021

Businesses selling products in California that utilize short-form Proposition 65 warnings may have to be re-label yet again or risk enforcement actions.

Corruption Perceptions Index 2020 - a regional perspective

11 February 2021

Last week Transparency International launched the 2020 edition of its Corruption Perceptions Index (CPI), which ranks 180 countries and territories by their perceived levels of public sector corruption, according to experts and business people, using a scale of zero to 100 (100 being very clean and zero being highly corrupt).

Year in review and 2021 preview – Top 10 trends for US employers

2 February 2021

We identify the top 10 trends impacting US businesses as we close out 2020 and enter 2021.

Expanding your Australian based manufacturing - what you should be thinking about

28 January 2021

As there is a renewed emphasis on Australia-based manufacturing to reduce Australia's reliance on imported products and to stimulate the economy, we see opportunities for business. We can assist clients looking to move into, or expand, their Australian manufacturing with all aspects of the process.

No firing for lighting up? Cannabis in the workplace

28 January 2021

Appropriately addressing cannabis usage in the workplace while navigating anti-discrimination protections for workers.

The Qualified Maquiladora Approach Agreement has been renewed: Implications for multinationals' transfer pricing

26 January 2021

US-based multinationals using the maquiladora structure to manufacture goods in Mexico are taking note.

China's Blocking Rules: New trade-compliance dilemmas for third-country companies

25 January 2021

The Blocking Rules respond to the increased use of "secondary" economic sanctions and export controls by the US.

Biden Administration's ambitious climate agenda starts now

22 January 2021

President Biden has kicked off his whole-of-government approach to address climate change.

Subscription Services in Manufacturing

22 January 2021

Manufacturing businesses, like many others, are facing the challenges and disruptions caused by COVID-19 and are likely to be compounded by the emergence of new challenges, such as the UK-EU trading relationship and post-Brexit regulations.

Understanding the OECD's guidance on the transfer pricing implications of the COVID-19 pandemic

5 January 2021

A practical look at the new OECD guidance.

Boardroom Brexit: What the deal means for business

31 December 2020

BOARDROOM BREXIT

Welcome to this last edition of Boardroom Brexit, marking the end of the negotiations and the agreement of a new trade deal, the UK-EU Trade and Cooperation Agreement (TCA). In this edition, we summarise the impact of the deal on all aspects of business operations in one place – please use the hyperlinks below to help you navigate the report.

Boardroom Brexit: What the deal means for trade in goods

31 December 2020

BOARDROOM BREXIT

What will the Trade and Cooperation Agreement mean for tariffs and quotas, rules of origin, technical barriers to trade, customs and product standards

Major reforms to Australia's Foreign Investment and Critical Infrastructure Frameworks

22 December 2020

The Australian Federal Government has now enacted amendments to Australia's foreign investment regime targeted at ensuring Australia's foreign investment framework keeps pace with emerging national security risks and global developments.

The amendments come into effect on 1 January 2021 and, importantly, coincide with the reinstatement of the monetary notification screening thresholds under Australia's foreign investment regime which were reduced to zero in March this year as a result of the economic uncertainties associated with the COVID-19 pandemic.

The EEOC breaks its silence on the COVID-19 vaccine

22 December 2020

Some of the most important questions answered by the EEOC's guidance.

The new economic aid to hard-hit small businesses, nonprofits, and venues...what is in it for businesses?

22 December 2020

From US\$284 billion in PPP loans to tax deductions and tax credits for sick leave; stimulus funds will help make the winter not so chilly for many businesses.

Commodities News and Trends

16 December 2020

COMMODITIES NEWS AND TRENDS

In the inaugural issue, three states collaborate on offshore wind project; record-setting year for CFTC enforcement; climate change lawsuit reaches Supreme Court - plus latest legal and regulatory developments in commodities trading.

Climate activism: Status check and opportunities for public companies

14 December 2020

The systemic risk of climate change is being discussed and managed in board rooms around the world.

Cyberfrauds and Cyberattacks: Remote Working Posing Increased Risks and How to Stay Protected

14 December 2020

Cybercriminals are becoming more sophisticated in the ways they facilitate cyberfrauds, with the increasing use of personalised messages on instant messaging platforms such as WeChat or WhatsApp and socially engineered phishing emails to deceive recipients to transfer funds, disclose sensitive information or click on malicious links.

The road to recovery industrial relations bill

11 December 2020

The Australian Government's highly anticipated industrial relations reform legislation, the *Fair Work Amendment (Supporting Australia's Jobs and Economic Recovery) Bill 2020* has been introduced in Parliament, following a lengthy roundtable process which involved input from employer organisations and unions. The Bill, which aims to improve the operation and usability of Australia's industrial relations system. In this update we discuss the significant changes being made if passed in its current form.

US DOT issues groundbreaking proposals for regulation of automated driving systems, seeks input

11 December 2020

The rulemaking initiates an important new chapter in autonomous vehicle development and commercialization in the US.

REACH 2.0 – New EU Chemicals Strategy for Sustainability

10 December 2020

Chemicals are omnipresent in our everyday life and play a fundamental role as building blocks in technologies, materials and products. However, chemicals with hazardous components can also cause damage to human and animal health and the environment.

New regional stay-at-home orders in California

9 December 2020

Employers are strongly encouraged to evaluate their compliance with current orders as of December 9, 2020, and prepare for additional

restrictions.

Nasdaq proposes board diversity listing standards

8 December 2020

The proposal is the first of its kind among US exchanges and, if approved by the SEC, would mark an important step toward mandated diversity requirements for the boards of US-listed public companies.

Practical Compliance

8 December 2020

[PRACTICAL COMPLIANCE](#)

Q4 2020: Spotlight on real estate COVID-19 compliance.

California adopts emergency COVID-19 standards

1 December 2020

The emergency standards affect most companies with California-based employees.

The journey to Netzero requires sustainable measures

1 December 2020

Both the Dutch Carbon Tax and the Euro Carbon Border Adjustment were subject in the Netherlands-Korea Green Business Seminar. It became crystal clear that both industry and the financial sector subscribe to the need and urgency of the development towards Netzero in 2050.

Brexit: Choice of Law, Jurisdiction, Enforcement, and Service

27 November 2020

This article looks at the impact of reaching the end of the Brexit transition period (at 11pm on 31 December 2020) on governing law, jurisdiction, enforcement, and service in contracts between UK entities and EU member state entities.

Calidad v Seiko – the High Court has spoken: the doctrine of patent exhaustion applies in Australia

17 November 2020

On 12 November 2020 the High Court of Australia handed down the much anticipated decision in *Calidad Pty Ltd v Seiko Epson Corporation* [2020] HCA 41. In a majority decision, the High Court confirmed that all rights of the patentee (use, sell, dispose of, repair etc) except the right to make the patented article are exhausted at the time of sale, in respect of a product which embodies that patent.

Creating voluntary carbon markets: IIF recommendations and consultation – suggestions due by December 10

17 November 2020

The Taskforce's recommendations are based on core carbon principles to help establish standardized benchmark contracts for listing on exchanges and using existing infrastructure.

Schrems II: The next chapter – EDPB issues recommendations on supplementary measures for transfers of personal data to the US, European essential guarantees for surveillance measures

13 November 2020

The measures could have significant impacts on international data transfers, particularly those between Europe and the US, which drive over a trillion dollars in trade every year.

Contracting for the climate: The Climate Contract Playbook is a trove of climate clauses

11 November 2020

Contracts have become an essential vehicle for companies seek to mitigate their environmental risks and limit their carbon footprints.

Sale of a product exhausts patent rights

12 November 2020

On 12 November 2020, High Court of Australia handed down the much anticipated decision in the *Calidad v Seiko* dispute.

This landmark decision overturns over 100 years of law and puts Australia in line with the US, where there is well established law on patent exhaustion.

Coronavirus: Directors' duties and making decisions in a crisis

2 November 2020

Directors need to carefully consider how to address the risks of the ongoing COVID-19 pandemic within their business, given its impact on the global economy. As many companies are continuing to face significant, and increasing, cash flow pressure, directors should carefully consider their actions in the context of the legal framework.

HK Case Alert - Duties of a contractor as proprietor and employer to ensure safe system of work at construction sites

28 October 2020

In the recent Hong Kong Court of Appeal judgment of *HKSAR v Gammon Construction Limited* (HCMA 97/2019) [2020] HKCA 752, the Court has endorsed the stringent statutory duty imposed on the proprietor of a construction site to ensure the safety of a construction site.

Replacing NAFTA: What the USMCA means for the future of North American trade and investment – a Q&A

26 October 2020

Contributors from the US, Mexico and Canada discuss several key considerations.

China Enforces Tax Collection on Employees Working for Chinese-invested Enterprises Overseas

16 October 2020

With the recent IIT reform in 2019, and the introduction of a number of implementation rules (particularly the tax policy on overseas income), it appears the China tax authorities are taking a harder stance on how overseas income derived by China tax residents will be taxed in China, starting with Chinese expatriates working for Chinese state-owned enterprises.

Hong Kong Employment Law Update

16 October 2020

In this article, our Hong Kong Employment team provides an update on the Government's efforts to enforce clawback and penalties in respect of the first tranche of the Employment Support Scheme and statutory maternity leave increasing to 14 weeks from 11 December 2020.

COVID-19 – Galvanising your business against supply chain and customer insolvency risk

7 October 2020

The risk of unforeseen counterparty customer or supplier financial distress and failure amidst the on-going challenges for businesses from COVID-19 means that pre-emptive legal and operational protections against the risk of heavy financial loss or business disruption from customer/supplier failure are more valuable than ever.

Australian Federal Budget 2020-21

6 October 2020

The Australian Treasurer, the Hon Josh Frydenberg, delivered the 2020/21 Federal Budget on 6 October, 2020 and as widely anticipated, the key focuses were on firstly, bringing forward to 1 July, 2020 the effective date of previously legislated personal income tax cuts and secondly, expanding significant economic stimulus initiatives.

Mass layoffs and collective redundancies guide

6 October 2020

As COVID-19 continues to impact the global economy in unprecedented ways, companies that have had to scale back or shut down operations are bracing for what the next few months will bring, and what this means for their workforces. In this guide, we examine key considerations for employers looking to make permanent reductions in force across APAC.

Recent Breakthroughs for Foreign Arbitration Institutions in China

5 October 2020

On 7 September 2020, the State Council has further published the "Work Plan for Deepening Comprehensive Pilot and New Round of Opening-Up of Services Sectors in Beijing and Building Comprehensive Demonstrative Area of Opening-Up of State Service Sectors" further allowing foreign arbitration institutions to provide arbitration services in Beijing.

PFAS: in California, regulators put cleanup levels on hold, but announce major data hunt

7 MAR 2019

This data hunt will affect thousands of facilities, drinking water systems and private drinking water well owners.

Law à la Mode: Word of the industry's mouth; Enforcement of IP rights through Ukrainian customs register; E-commerce in Poland; The development of artificial intelligence in the fashion industry; and more

26 NOV 2018

[LAW À LA MODE](#)

The US editorial team is delighted to bring you the 27th edition of *Law à la Mode*, the legal magazine produced by DLA Piper's Retail Sector Group for clients and contacts of the firm worldwide.

Law à la Mode: Social Media Influencers & Effective Disclosures, IP and E-Commerce: Your basic checklist, Longchamp's Handbag Copyright Saga, IP Protection of Fashion Shows in Italy and more

21 MAY 2018

[LAW À LA MODE](#)

The UK editorial team is delighted to bring you this special edition of *Law à la Mode*, produced by DLA Piper's Retail Sector group for distribution to clients and contacts of the firm worldwide and marking the 140th Annual Meeting of INTA in Seattle.

Law à la Mode: Social Media Influencers & Effective Disclosures, IP and E-Commerce: Your basic checklist, Longchamp's Handbag Copyright Saga, IP Protection of Fashion Shows in Italy and more

21 MAY 2018

[LAW À LA MODE](#)

The UK editorial team is delighted to bring you this special edition of *Law à la Mode*, produced by DLA Piper's Retail Sector group for distribution to clients and contacts of the firm worldwide and marking the 140th Annual Meeting of INTA in Seattle.

Law à la Mode: Virtual Reality and Augmented Reality; Insta-worthy or Insta-infringement; E-commerce in Poland; Harnessing hidden advertising; and more

20 DEC 2017

[LAW À LA MODE](#)

The Asia Pacific editorial team is delighted to bring you the 24th edition of *Law à la Mode*, the quarterly legal magazine published by DLA Piper's Retail Sector group for clients and contacts of the firm worldwide.

Opportunity for temporary duty suspension or reduction - submit petitions for Miscellaneous Tariff Bills to ITC by 12/12/16

1 NOV 2016

Interim rules governing the petition process and a web portal – the MTB Petition System – to facilitate submission of duty suspension requests.

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.

EVENTS

Upcoming

Employment challenges in the manufacturing industry

October 18, 2022 | 2:00 pm – 3:00 pm ET

INDUSTRIAL SECTOR CLE SPEAKER SERIES

Webinar

Previous

Alternative and sustainable materials – legal challenges now and around the corner, for industrial producers and the downstream chain

September 14, 2022

INDUSTRIAL SECTOR CLE SPEAKER SERIES

Webinar

Farnborough International Airshow 2022

20 July 2022

The history and the future of the Commonwealth

14 June 2022

Webinar

Increasing Anticorruption Enforcement Risk for Commodities Trading Firms

25 May 2022

COMMODITIES WEBINAR SERIES

Webinar

UPC: What should in-house teams be doing now?

9 May 2022
10:00 AM - 11:00 AM ET
3:00 PM - 4:00 PM BST

Industrials - Latest sanctions and export controls on Russia and China:

4 May 2022
Webinar

Enterprise crypto: A discussion of trading crypto from structure, data, regulation to tax

14 April 2022 | 11:00 AM EDT
[COMMODITIES WEBINAR SERIES](#)

Webinar

Sanctions and export controls targeting Russia

6 April 2022
[COMMODITIES WEBINAR SERIES](#)

Webinar

Using AI to monitor your compliance risks

31 March 2022
Webinar

The 2022 French Presidential Election: The Race To The Élysée and Beyond

28 March 2022
6:00 PM - 7:00 PM BST
Webinar

Industrials Focus: Managing impostor syndrome to maximise your potential

23 March 2022
Webinar

Are your energy investments safe? A changing landscape of investor-state disputes in Europe

15 March 2022 | 11:00 am - 12:00 pm EDT

Webinar

International Women's Day

10 March 2022

Webinar

What's next for the Mexican energy sector? Getting ready to defend your rights

24 February 2022 | 12:00 pm - 1:00 pm EST

[COMMODITIES WEBINAR SERIES](#)

Webinar

Completing the circular economy, from the dump to the pump: a discussion of California legislation to recycle organic waste

17 February 2022 | 11:00 am - 12:00 pm EST

[COMMODITIES WEBINAR SERIES](#)

Webinar

Beyond Politics: The Person Behind the Policies

16 February 2022

Webinar

AI Regulation

15 December 2021

[EMBRACING DIGITAL EVOLUTION IN THE INDUSTRIALS SECTOR](#)

Webinar

The Times: Looking back at 2021 and forward to 2022

8 December 2021

Data Driven Business Transformation

8 December 2021

[EMBRACING DIGITAL EVOLUTION IN THE INDUSTRIALS SECTOR](#)

Webinar

What's happening in oil and gas? ESG, commodity prices, investor reallocation and beyond

18 November 2021 | 12:00 - 1:00 EDT

[COMMODITIES WEBINAR SERIES](#)

Webinar

Ransomware and missing wire payments: Managing cyber threats in the commodities sector

28 October 2021 | 12:00 pm - 1:00 pm EDT

[COMMODITIES WEBINAR SERIES](#)

Webinar

COP26 - The Rt Hon Ed Miliband MP in conversation with Baroness Bryony Worthington

11 October 2021

Webinar

Interviews on Key Trade Compliance Issues

22 September 2021

[UK SECTOR FORTNIGHT](#)

Webinar

What are the realities of regulating Artificial Intelligence

21 September 2021

[UK SECTOR FORTNIGHT](#)

Webinar

DLA Piper's women in sport initiative: sponsorship and major events

21 September 2021

[UK SECTOR FORTNIGHT](#)

Webinar

Global Britain, the journey so far

16 September 2021

[UK SECTOR FORTNIGHT](#)

Webinar

Measuring sustainability in hotel assets

16 September 2021

[UK SECTOR FORTNIGHT](#)

Webinar

The Future of UK Infrastructure

15 September 2021

[UK SECTOR FORTNIGHT](#)

Webinar

Embracing Digital Evolution

15 September 2021

Webinar

H.E. João Vale de Almeida, EU Ambassador to the UK, in conversation with Matt Frei

13 September 2021

[UK SECTOR FORTNIGHT](#)

Webinar

The Kalifa Review of UK Fintech: Implementation and beyond

6 September 2021

[UK SECTOR FORTNIGHT](#)

Webinar

Extension of Foreign Direct Investment Control Regime: Update

9 June 2021

Webinar

Biden's Climate Summit - what changes can we expect and how could those impact COP26?

27 April 2021

Webinar

Looking back to 2020 and forward to 2021

15 December 2020
Webinar

Doctrine of patent exhaustion in Australia: Lessons from the US

8 December 2020
Webinar

Michael Gove: Building back better after COVID-19 and Brexit

24 November 2020
Webinar

EDPB recommendations for safeguarding data transfers after Schrems II

19 November 2020
Webinar

NEWS

DLA Piper has advised Torqx Capital Partners, a private equity fund, on its exit from Intreso Group BV

8 July 2022

DLA Piper has advised Torqx Capital Partners, a private equity fund, on its exit from Intreso Group BV, a European leader in specialized logistics, to Draslovka Holding A.S., a manufacturer of specialist chemicals. Previously, DLA Piper had advised Intreso Group on its buy-and-build strategy with acquisitions in The Netherlands and Slovenia.

DLA Piper Canada advises emerging companies across multiple sectors in their strategic growth

July 7, 2022

DLA Piper Canada's Startups, Emerging Companies and Technology group has advised a number of up-and-coming companies on transactions intended to assist with their continued growth.

DLA Piper secures victory for the Republic of Guinea in multi-billion euro dispute with BSGR

26 May 2022

DLA Piper has obtained a significant win for the Republic of Guinea in its multi-billion euro investment arbitration against BSGR. The arbitration concerned development rights over the world's largest iron deposit, Simandou.

DLA Piper supports BASF's Global Outside Counsel Diversity, Equity and Inclusion (DEI) Program

4 May 2022

DLA Piper as a global panel firm of BASF supports the company's Global Outside Counsel Diversity, Equity and Inclusion (DEI)

Program, which has recently been expanded to also include global and regional firms in additional regions of Asia Pacific, Europe/Middle East/Africa, and South America.

DLA Piper advises BASF on financing for its stake in offshore wind farm Hollandse Kust Zuid

28 April 2022

DLA Piper has advised BASF on the financing of the construction of offshore wind farm Hollandse Kust Zuid (HKZ), which will be provided by a club of international lenders.

DLA Piper advises BASF on partnership with Vattenfall in offshore wind farm sector

26 April 2022

DLA Piper has advised BASF on a partnership with Vattenfall in respect of an offshore wind farm project. BASF and Vattenfall will jointly participate in the tender process for the Hollandse Kust West (HKW) offshore wind farm.

DLA Piper advised TRATON on the update of its EUR12 billion EMTN Program

13 April 2022

DLA Piper has advised TRATON SE on the update of its EUR12 billion EMTN Program including TRATON SE as German issuer and guarantor, TRATON Finance Luxembourg S.A. as Luxembourg issuer and TRATON Treasury AB as newly added Swedish issuer of debt securities.

DLA Piper advises apoprojekt on the acquisition of Planungsgruppe Schneider & Partner

18 February 2022

DLA Piper has advised apoprojekt GmbH on the acquisition of Planungsgruppe Schneider & Partner Beratende Ingenieure mbH. The locations in Kamp-Lintfort and Düsseldorf were taken over on 1st January 2022.

DLA Piper advises Heidelberger Druckmaschinen on the planned development of a modern HEI-TECH industrial park with VGP

20 December 2021

DLA Piper advises Heidelberger Druckmaschinen AG (Heidelberg) on the planned development of a modern HEI-TECH industrial park at its Wiesloch/Walldorf site. For this purpose, Heidelberg has been able to gain a strong partner in VGP, a European provider of high-quality industrial and commercial real estate.

DLA Piper advises the TRATON GROUP on joint venture agreement for European high-performance charging network

16 December 2021

DLA Piper has advised the TRATON GROUP on the formation of a joint venture (JV) with the other leading commercial vehicle manufacturers Volvo Group and Daimler Truck to install and operate a high-performance public charging network for battery electric, heavy-duty long-haul trucks and coaches across Europe.

DLA Piper advises Elbe-Stahlwerke Feralpi on corporate financing

15 December 2021

DLA Piper has advised the German ESF Elbe-Stahlwerke Feralpi GmbH (ESF) on a term loan and revolving facilities agreement provided by UniCredit Bank AG and BNP Paribas as arrangers and lenders.

DLA Piper advises BASF on selling 25.2% of the offshore wind farm Hollandse Kust Zuid to Allianz

7 December 2021

DLA Piper has advised BASF on selling 25.2% of the offshore windfarm Hollandse Kust Zuid (HKZ) in the Netherlands to Allianz.

DLA Piper advises Heidelberger Druckmaschinen on acquisition of charging station technology from EnBW

7 December 2021

DLA Piper has advised Heidelberger Druckmaschinen AG (Heidelberg) on the acquisition of the charging station technology of Karlsruhe based energy company EnBW.

DLA Piper advises Heidelberger Druckmaschinen on expansion of its subscription business in collaboration with Munich Re

8 November 2021

DLA Piper has advised Heidelberger Druckmaschinen AG (Heidelberg) by entering into a strategic partnership with the Munich Re insurance group to further increase the volume of business with its digital usage-based subscription model.

DLA Piper advises shareholders of FinTech-startup FastBill on sale to FreshBooks

7 October 2021

DLA Piper has advised the shareholders of FastBill, one of Germany's leading cloud accounting and invoicing software solutions, on the sale of FastBill to FreshBooks, a leading cloud accounting software provider from Canada.

DLA Piper strengthens its practice with former BASF General Counsel and Chief Compliance Officer Dr Wolfgang Haas

4 October 2021

DLA Piper has strengthened its team with Dr Wolfgang Haas joining as Of Counsel as of 1 October 2021. Dr Wolfgang Haas is the former General Counsel and Chief Compliance Officer of BASF SE (BASF), where he most recently headed the Legal, Compliance, Tax and Insurance departments.

DLA Piper advises Montana Aerospace on acquisition of ASCO Industries

10 September 2021

DLA Piper has advised Montana Aerospace AG, a manufacturer of complex lightweight components and structures for the aerospace industry listed on the SIX Swiss Exchange, and its operating subsidiaries on the acquisition of ASCO Industries.

DLA Piper advises Heidelberger Druckmaschinen on the sale of software subsidiary DOCUFY to Elvaston Capital Management

31 August 2021

DLA Piper has advised Heidelberger Druckmaschinen AG (Heidelberg) on the sale of software provider DOCUFY GmbH, Bamberg, to Elvaston Capital Management, Berlin.

DLA Piper advises founding shareholders on their sale of FloPlast and Cork Plastics by competitive auction

30 July 2021

DLA Piper advised the founding shareholders on their sale of FloPlast Limited (UK) and the Cork Plastics Group (Ireland) following a competitive auction process.

DLA Piper advises Storskogen on first acquisition in Germany

8 July 2021

DLA Piper has advised Storskogen Deutschland GmbH on the acquisition of a majority stake in Roleff GmbH & Co. KG, a company specialised in industrial maintenance services, mechanical steel processing and automation solutions, as part of a succession plan.

DLA Piper advises MKS Instruments on USD6.5bn acquisition of Carlyle-backed Atotech

2 July 2021

DLA Piper has advised MKS Instruments, Inc., a global provider of technologies that enable advanced processes and improve productivity, on its acquisition of Atotech Limited, a leading process chemicals technology company and a market leader in advanced electroplating solutions, backed by buyout firm Carlyle Group Inc.

DLA Piper advises Tillotson on the acquisition of the ignition technology division of the PVL Group from insolvency

29 June 2021

DLA Piper has advised Tillotson on the acquisition of the business operations of the ignition technology division of the PVL Group from insolvency administrator Volker Böhm of Schultze & Braun.

DLA Piper advises BASF on the acquisition of 49,5% stake in offshore wind farm Hollandse Kust Zuid from Vattenfall

24 June 2021

DLA Piper has advised BASF on the acquisition of 49,5% percent of Vattenfall's offshore wind farm Hollandse Kust Zuid in The Netherlands. The purchase price amounts to EUR0,3 billion and takes into account the achieved status of the project.

DLA Piper advises Heidelberger Druckmaschinen on the relocation of its UK customer headquarters

16 June 2021

DLA Piper has advised Heidelberger Druckmaschinen AG ("Heidelberg") on the relocation of its customer headquarters in the UK.

DLA Piper represents U. S. Steel Košice in high profile case

9 June 2021

DLA Piper has successfully represented U. S. Steel Košice, the largest integrated steel producer in Central Europe, in a high profile case decided by the Constitutional Court of the Slovak Republic.

DLA Piper advises Bilfinger SE on a divestment of Bilfinger Rohrleitungsbau

2 June 2021

DLA Piper has advised the listed company Bilfinger SE on the strategic sale of Bilfinger Rohrleitungsbau. In a share deal, 100% of the shares in Bilfinger Rohrleitungsbau GmbH have been acquired by ERBUD Holding Deutschland GmbH.

DLA Piper advises Tarmac on its agreement with Forth Ports to create the UK's largest construction materials terminal at Tilbury2

21 May 2021

DLA Piper has advised Tarmac in relation to its agreement with Forth Ports for the creation of the UK's largest construction materials terminal at the new T2 facility at the Port of Tilbury in Essex, England.

DLA Piper advises Montana Aerospace AG on its IPO on the SIX Swiss Exchange

13 May 2021

DLA Piper has advised Montana Aerospace AG, a manufacturer of complex lightweight components and structures for the aerospace industry, on its successful initial public offering and listing on the SIX Swiss Exchange.

DLA Piper advises Cohu, Inc. on divestment of atg Luther & Maelzer to Mycronic

12 May 2021

DLA Piper has advised Cohu, Inc., a global leader in back-end semiconductor equipment and services, on the divestment of atg Luther & Maelzer GmbH (atg) to Mycronic AB (Mycronic), a Swedish high-tech company engaged in the development, manufacture and marketing of production equipment.

DLA Piper advises Berry Global on sale of leading automotive supplier

27 April 2021

Global law firm DLA Piper has advised Berry Global on the sale of Promens Zlín, to leading CEE private equity fund ARX and the Promens Zlín management.

DLA Piper advises TAIF on merger of its petrochemical business with Sibur

27 April 2021

DLA Piper has advised TAIF, a Russian oil and gas company, on the merger of its petrochemical business with Sibur, the largest integrated petrochemical company in Russia. The enlarged company will become one of the world's top five producer of polyolefin and rubber products.

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24 Mar 2021

DLA Piper advises TRUMPF Group on the global acquisition of Lantek

19 March 2021

DLA Piper has advised multinational Germany-headquartered TRUMPF Group on the acquisition of the global business of Lantek Sheet Metal Solutions.

DLA Piper announces new sector leadership

10 March 2021

DLA Piper is pleased to announce several recent changes to the firm's sector leadership.

DLA Piper advises Russian transformer equipment manufacturer Elektrozavod Group on its RUB30.5b sale to Sistema and Sberbank's joint venture

26 February 2021

DLA Piper has advised Elektrozavod Group, a Russian manufacturer of transformer equipment, on the RUB30.5 billion sale of 94.01% stake in JSC Elektrozavod and 100% in LLC Elektrokombinat to a joint venture between Sistema, a Russian diversified holding company, and Sberbank Investments, an investment arm of Russia's largest bank.

DLA Piper advises KRAHN Chemie on acquisition of majority stakes in six companies from Jollis AB & Partners

18 February 2021

DLA Piper has advised Hamburg-based KRAHN Chemie Group, which is part of the globally operating Otto Krahn Group, on the acquisition of majority stakes in six companies from Jollis AB & Partners. In order to bundle the new activities, KRAHN Nordics AB was founded, in which KRAHN Chemie holds the majority under participation of some of the previous owners of the acquired companies.

DLA Piper advises Heidelberger Druckmaschinen AG on the sale of the Print Media Academy in Heidelberg

2 February 2021

DLA Piper hat die Heidelberger Druckmaschinen AG („Heidelberg“) im Rahmen ihrer geplanten Standort- und Strukturoptimierungen beim Verkauf der Print Media Academy (PMA) in Heidelberg an eine luxemburgische Investmentgesellschaft beraten.

DLA Piper advises Wintershall Dea tax wise on successful 1.5 billion Euro subordinated notes transaction

27 January 2021

DLA Piper has advised Wintershall Dea GmbH, Europe's leading independent natural gas and oil company, on tax law aspects of the

successful issue of its first subordinated notes in two tranches in the total amount of EUR1.5 billion.

DLA Piper bolsters corporate and commercial capability in South Africa with the appointment of André Visser

15 January 2021

DLA Piper has appointed André Visser as a director of its corporate practice in Johannesburg. André has over 24 years of corporate and commercial experience advising local and international clients across a range of sectors including technology, consumer goods, agriculture, financial services and real estate.

DLA Piper advises BASF in the sale of its Kankakee, Illinois, manufacturing site and certain associated business divisions to One Rock Capital Partners

22 December 2020

DLA Piper represented BASF Corporation in the sale of its manufacturing site in Kankakee, Illinois, and the associated businesses of vegetable-oil-based raw material sterols and natural vitamin E, anionic surfactants and esters produced there to an affiliate of One Rock Capital Partners, LLC, a US-based private equity firm.

DLA Piper advises BASF on a cooperation agreement with Eramet

18 December 2020

DLA Piper has advised DAX company BASF on the signing of an agreement with Eramet to jointly assess the development of a state-of-the-art nickel and cobalt hydrometallurgical refining complex to supply the growing electric vehicle market.

DLA Piper advises Senvion GmbH on the sale of Senvion India

15 December 2020

DLA Piper has advised Senvion GmbH (Senvion), a wind turbine manufacturer in self-administration led by restructuring experts Dr Thorsten Bieg and Prof Dr Gerrit Hölzle (both GÖRG), on the sale of 100% of its business operations in India (Senvion India) to Global Renewable Energy Development Holding Company Limited.

DLA Piper advises Heidelberger Druckmaschinen AG on the sale of its Belgian production site for printing chemicals to DC DruckChemie GmbH

14 December 2020

DLA Piper has advised Heidelberger Druckmaschinen AG ("Heidelberg") on the sale of its Belgian production site for printing chemicals to DC DruckChemie GmbH (DC Druck-Chemie), a subsidiary of Langley Holdings PL, UK, as part of its planned focusing on core activities and portfolio adjustments.

DLA Piper advises Heidelberger Druckmaschinen AG on formation of production joint venture with Masterwork

8 December 2020

DLA Piper has advised Heidelberger Druckmaschinen AG ("Heidelberg") on the formation of a production joint venture with its long-standing partner and strategic anchor shareholder Masterwork Group Co. ("Masterwork"). With this joint venture, Heidelberg aims to further strengthen its leading competitive position in the growth market of China.

DLA Piper advises PORR on the sale of shares in Stal-Service in Poland

5 November 2020

DLA Piper has advised PORR, one of the leading construction companies in Europe, on the sale of all its shares in Stal-Service to Celsa Huta Ostrowiec, steel plant in Poland of almost 200 years of experience in steel products manufacturing.

DLA Piper doradcą PORR przy sprzedaży udziałów w Stal-Service w Polsce

5 listopada 2020

Kancelaria DLA Piper doradzała PORR, jednej z wiodących firm budowlanych w Europie, przy sprzedaży wszystkich posiadanych udziałów w spółce Stal-Service na rzecz Celsa Huta Ostrowiec, huty w Polsce z prawie 200-letnim doświadczeniem w produkcji wyrobów stalowych.

DLA Piper advises on sale of FLABEG to CORDET

2 October 2020

DLA Piper has advised the insolvency administrator of the automotive supplier FLABEG, lawyer Volker Böhm of Schultze & Braun, on the sale of the group with headquarters in Germany and international sites (France, Hungary, China, Brazil, USA) to international investment company CORDET.

Sustainability and ESG

Businesses in the industrials sector face diverse and complex sustainability and ESG challenges, depending on where they are in their sustainability journey. While the sector has been quick to adapt to technological changes, it is now being tested by more sweeping changes in the transition to sustainability – affecting the business model, strategy and operations.

The focus of the manufacturing, automotive and chemicals industries has been on environmental issues, such as energy and waste management, reducing greenhouse gas emissions and improving efficiency of design and resource use throughout the product life cycle. Companies in aerospace and defense have been predominantly grappling with social and governance issues, such as demonstrating their commitment to human rights, anti-corruption, business integrity and transparency.

The following key sustainability themes cut across the industrials sector:

- **Towards a circular economy:** Businesses in industrials have been reassessing materials sourcing, energy use and waste management in line with circular economy principles. Some companies have gained revenues, market leverage and consumer support from making improvements to product design and life-cycle management which increase sustainable sourcing and material reuse while striving for a zero-waste supply chain. The automotive industry, for example, has responded to consumer demand for open business models and closed-loop value chains, with some car companies upcycling used materials to reduce total emissions.
- **Towards a low-carbon economy:** The industrials sector also has a leading role to play in driving the transition to a net-zero future. The overall environmental impact and carbon footprint of the sector remains significant, considering the high consumption of energy and resources and hazardous waste management involved in business operations. Some reductions in greenhouse gas emissions have been achieved through operational efficiencies, including energy efficiency, waste reduction and the increasing use of renewable energy sources. While some companies have remodeled their business strategy and brand on environmental sustainability principles, it can be more challenging for others depending on their products, operations and hurdles that may limit immediate transition. Companies not focused on identifying transition opportunities risk regulatory action, consumer backlash, investor withdrawals and/or litigation – as potential for loss of value as well.

- **Improving product quality and safety:** For companies in the chemicals business, a customer-centric approach has been essential for focusing on public trust following concerns with product quality and safety, marketing practices and concerns of potential anti-competitive behavior. The manufacturing and automotive industries have also had to address rising consumer expectations on demonstrating product quality and safety, in addition to meeting regulatory compliance standards.
 - **Improving employees' health and safety:** There are growing demands from employees for industrial companies to assure occupational health and safety, given the nature of the work and risk of critical safety incidents if safety processes and procedures are not thorough and followed. The most successful companies have proactively put in place internal procedures to ensure workplace health and safety beyond what is required by law, thereby minimizing potential for injury claims and reputational risks.
 - **Developing internal procedures to prevent crises:** Companies in the defense industry are particularly exposed to human rights abuse allegations and other ethical issues. However, such controversies have decreased in recent years as several companies have established internal systems to prevent complicity in human rights violations, especially in relation to arms proliferation in conflict areas. The most successful of these include human rights due diligence processes which go beyond the minimum required by government licensing regimes.
 - **Improving transparency and reporting:** Across the industrial sector, there is a shift towards mandatory sustainability and climate-related reporting and disclosure obligations, such as on carbon emissions and energy use. More broadly, transparency is an important issue for the aerospace and defense sector, considering the sensitive nature of the business and vulnerability to corruption risks. In this subsector, a small but growing proportion of companies have taken a proactive approach to increasing transparency and integrity measures and preventing corruption.
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To discuss the implications of these issues for your business, please contact our ESG leaders.