



## Regulatory and Government Affairs

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

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

### What we do

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

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

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

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

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

### KEY CONTACTS

#### John Forrest

London

T: +44 20 7796 6891

John.Forrest@dlapiper.com

#### Bob Martens

Partner

Brussels

T: +32 (0) 2 500 1503

bob.martens@dlapiper.com

#### Edward "Smitty" Smith

Partner

Washington, DC

T: +1 202 799 4605

edward.smith@dlapiper.com

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

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

## INSIGHTS

---

### Publications

#### Biden Executive Order directs a broader national security focus on foreign investments

20 September 2022

This marks the first time since CFIUS was established in 1975 that a president has publicly issued such direction.

---

#### Food and Beverage News and Trends

19 September 2022

### FOOD AND BEVERAGE NEWS AND TRENDS

FDA will enforce new food traceability rule; Canada expands funds for northern communities; fast food workers; farmed fish; nicotine.

---

#### Federal agency reports on responsible development of digital assets are due this week

6 September 2022

An array of agency reports are due.

---

#### eSignature and ePayment News and Trends

6 September 2022

### ESIGNATURE AND EPAYMENT NEWS AND TRENDS

Federal agencies' reports on responsible development of digital assets are due to the President this week.

---

#### Food and Beverage News and Trends

2 September 2022

### FOOD AND BEVERAGE NEWS AND TRENDS

### GLOBAL SANCTIONS ALERT

White House announces first federal conference on hunger, nutrition and health since 1969; major review of FDA food programs begins; Canada moves away from open-net pen salmon farming.

---

#### Puerto Rico Act No. 41 leaves employers uncertain about labor obligations

#### Resources

- Government Contracting
- Hospitality and Leisure
- Insurance
- Life Sciences
- Media, Sport and Entertainment
- Technology
- Infrastructure, Construction and Transport

25 August 2022

---

## **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.

---

## **Brazil: Transfer of a going concern – what you need to know**

### **CROSSROADS – ICR INSIGHTS**

A transfer of a going concern (TOGC), commonly used in Brazilian asset deals and internal reorganizations such as carveouts, requires thoughtful planning. Learn what important aspects to consider with TOGCs.

By: [Alex Jorge](#) | [Rafaella Chiachio](#)

---

## **Canada: Choosing to incorporate your subsidiary in British Columbia**

### **CROSSROADS – ICR INSIGHTS**

Looking to incorporate in Canada? British Columbia is consistently at the forefront of user-friendly, modern Canadian corporate law.

By: [Benjamin Bluman](#)

---

## **Cayman Islands: Benefitting from its flexibility and tax-neutral status**

### **CROSSROADS – ICR INSIGHTS**

Migrating to the Cayman Islands offers benefits such as flexibility and tax neutral status. What to keep in mind?

By: [Sam Francis](#)

---

## **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.

---

### Food and Beverage News and Trends

18 August 2022

#### GLOBAL SANCTIONS ALERT

USDA proposes standards for organic livestock and poultry; FDA issues guidance on egg rule; Blue Bell mistrial; Black Sea Grain Initiative.

---

### Hong Kong: Should you deregister or liquidate that subsidiary?

#### CROSSROADS – ICR INSIGHTS

Learn the nuances between deregistering an entity and liquidating an entity when it's time to eliminate that subsidiary in Hong Kong.

By: [Heng Loong Cheong](#) | [Tommy Lam](#)

---

### Japan: Navigating foreign direct investment rules when you are contemplating a corporate reorganization

#### CROSSROADS – ICR INSIGHTS

When in Japan, if you are acquiring equity, changing a shareholder as part of a reorganization or taking certain other corporate actions, you need to beware of the new foreign investment rules.

---

### Switzerland: Employee transfers in an asset deal

#### CROSSROADS – ICR INSIGHTS

Learn the Swiss law exception to automatic transfers of existing employment relationships in an asset deal.

By: [Dominik Hohler](#)

---

### Switzerland: Grappling with the financial assistance rules

#### CROSSROADS – ICR INSIGHTS

Upstream or cross-stream financial assistance within a group of companies is a controversial topic in Switzerland. Dominik Hohler, Partner at Walder Wyss Ltd., provides a view of the current legal landscape.

By: [Dominik Hohler](#)

---

---

## US: Tips on converting a corporate entity

### CROSSROADS – ICR INSIGHTS

What to do when one US state won't allow you to readily convert from one entity type to another.

By: [Benjamin Guez](#)

---

## Addressing potential FTC liability when your net-zero claims turn out to be false

17 August 2022

### INTELLECTUAL PROPERTY AND TECHNOLOGY NEWS

In striving to reach net zero, organizations are aiming for an even balance between the amount of GHG they produce and the amount they remove from the atmosphere.

---

## 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.

---

## 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.

---

## Food and Beverage News and Trends

5 August 2022

### FOOD AND BEVERAGE NEWS AND TRENDS

### GLOBAL SANCTIONS ALERT

FDA chief says major review of its food program is under way; Canada enacts supplemental food labelling rules; former Blue Bell CEO's criminal trial begins.

---

## Brazil's FIAGRO promotes agribusiness: key points about this new form of investment

4 August 2022

### PANORAMA

By creating the FIAGRO structure, the Brazilian government is aiming to move financing of agricultural production from public subsidies into private hands.

---

---

## ULC approves important new amendments to the Uniform Commercial Code for state adoption

2 August 2022

The Amendments are wide ranging and cover a variety of topics and issues.

---

## Inflation Reduction Act: 15 percent minimum book tax in the context of Pillar 2

1 August 2022

US Treasury and the OECD appear committed to finding a solution that could incorporate some kind of tracing mechanism for Pillar 2 purposes into GILTI.

---

## Israel Group News July 2022

28 July 2022

### ISRAEL GROUP NEWS

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

---

## Update on the new European Markets in Crypto-Assets regulation

25 July 2022

The controversial regulation aims to protect investors and preserve financial stability.

---

## Committing to measurable ESG initiatives in the Food and Beverage Sector: Doing well by doing good

6 July 2022

### ESG HANDBOOKS AND GUIDES

At least 73 percent of the world's largest companies in the food and beverage sector have a sustainable development target, but only a quarter of these are setting time-bound targets and the remaining 27 percent have no sustainability strategy, according to the World Benchmarking Alliance.

---

## Anti-money laundering: Global perspectives and updates

30 June 2022

Governments around the world are more determined now than ever to curb illicit financing in all forms.

---

## 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.

---

## **Germany: five key aspects multinationals should know about the Anti-Bribery and Anti-Corruption law**

30 June 2022

While Germany's Anti-Bribery and Corruption Law resembles its UK and US counterparts, it also poses unique risks.

---

## **Morocco: 5 hot compliance topics**

30 June 2022

In Morocco, the sanitary crisis has shaped the actions of regulators, who are paying particular attention to economic actors' compliance in five key areas.

---

## **Real estate transactions are FinCEN targets: far-reaching impact of two proposed rules**

30 June 2022

The proposed rules are a reminder of this Administration's commitment to the fight against corruption and illicit finance in the US real estate market.

---

## **The rise of global telehealth**

30 June 2022

### **[AT THE INTERSECTION OF SCIENCE AND LAW PODCAST SERIES](#)**

Partners Kristi Kung and Greg Bodulovic discuss the rise of telehealth amid the COVID-19 pandemic, as well as advancements in technology aiming to address disparate access to healthcare globally.

---

## **Understanding how Thai law looks at bribery, gift-giving and appropriate controls**

30 June 2022

Thailand's National Anti-Corruption Commission has issued guidelines for companies on internal control measures appropriate to prevent bribery; the country also regulates the giving of gifts or benefits to public officials.

---

## **The Governor of Puerto Rico signed into law new labor reform legislation – but its implementation is unclear**

29 June 2022

Act No. 41 will come into effect on July 20, 2022.

---

## **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.

---

## **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.

---

### **Supreme Court limits the use of 28 U.S.C. § 1782 discovery in international arbitration**

27 June 2022

This decision largely puts an end to a long-standing debate.

---

### **The 12th WTO Ministerial Conference outcomes**

24 June 2022

#### **DLA PIPER TRADE TRUTHS**

It has been almost five years since the eleventh Ministerial Conference due to delays associated with the COVID-19 pandemic. Expectations were low but the stakes were high.

---

### ***Dobbs v. Jackson Women's Health* : Implications for business of a post-Roe landscape**

23 June 2022

*Dobbs* raises a number of important questions for companies and entities.

---

### **Peru: Antitrust, consumer protection and data protection challenges on the way**

31 May 2022

#### **PANORAMA**

The coming months will likely see significant changes and challenges for companies operating in Peru.

---

### **Biden Administration's Greenbook signals continued focus on taxation of cryptocurrency and digital assets**

23 May 2022

The Greenbook outlines a number of tax proposals addressing trading and lending of cryptocurrency and digital assets.

---

### **Protecting your IP in Russia: Best practices, action steps**

18 May 2022

#### **INTELLECTUAL PROPERTY AND TECHNOLOGY NEWS**

US companies may take action in Russia to protect their IP rights, notwithstanding US economic and trade sanctions.

---

### **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.

---

## **eSignature and ePayment News and Trends**

11 May 2022

### **ESIGNATURE AND EPAYMENT NEWS AND TRENDS**

Embracing the movement towards digital and ESG.

---

## **Brazil and Colombia: Labor law and the remote workforce – the basics**

3 May 2022

### **PANORAMA**

Aspects to consider in the context of Brazilian and Colombian labor law regarding remote work and the expansion of outsourcing.

---

## **Israel Group News April 2022**

28 April 2022

### **ISRAEL GROUP NEWS**

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

---

## **Colombia is using AI to improve insolvency proceedings**

22 April 2022

### **PANORAMA**

Artificial intelligence creates a completely new experience for the interaction of the user with the insolvency system.

---

## **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.

---

## **US Citizenship and Immigration Services filing period now open for selected H-1B Visa registrants**

20 April 2022

Selected registrants may now file a corresponding H-1B petition between April 1 and June 30, 2022.

---

## **FDIC issues new crypto-asset guidance and notification requirements**

19 April 2022

New requirements for FDIC-supervised institutions that engage, or intend to engage, in any crypto-related activities.

---

---

## 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.

---

## Mexican Supreme Court dismisses Unconstitutionality Action against Electricity Industry Law reform

8 April 2022

Key developments and implications

---

## OECD releases draft Model Rules on Scope of Amount A under Pillar 1

5 April 2022

Comments on the draft rules are due on April 18, 2022.

---

## Implications of recent Treasury Green Book tax proposals

29 March 2022

Taken together, the Treasury Department concludes that the proposals would raise more than \$2.5 trillion over the ten-year budget cycle.

---

## 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.

---

## 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.

---

## **Ukraine crisis: updates to UK, EU and US sanctions in the second 'phase' of the international response**

1 March 2022

## GLOBAL SANCTIONS ALERT

As at 6pm GMT on Monday, 28 February 2022, and in addition to those measures outlined in the 'first phase' of the international community's response to the situation in Ukraine, the UK, EU and US has announced the following sanctions measures

---

### 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.

---

### 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.

---

### The US, EU and UK implement the 'first phase' of New Sanctions in response to Russia's recognition of the independence of the Donetsk and Luhansk regions

23 February 2022

## GLOBAL SANCTIONS ALERT

Providing you an up to date summary of the latest US, EU and UK "first phase" sanctions in response to Russia's recognition of the independence of the Donetsk and Luhansk regions.

---

### eSignature and ePayment News and Trends

31 January 2022

## ESIGNATURE AND EPAYMENT NEWS AND TRENDS

Recently enacted federal and state laws, federal and state regulatory activities, fresh judicial precedent and more.

---

### 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.

---

## Focus on the transport sector

8 February 2022

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

In this episode, Sarah Smith is joined by Richard Jenkinson and global chair of DLA Piper's Infrastructure, Construction and Transport sector, Martin Nelson-Jones. They discuss the impact of the regime on the transport sector in relation to ports and harbours, as well as airports and air traffic control.

---

## California agency assesses climate impact of four major agricultural programs

7 February 2022

The findings imply a commitment to follow-up that may have ramifications for farmers and agricultural producers who use the programs.

---

## UAE introduces federal corporate income tax from June 2023

31 January 2022

Details of the contours of the UAE's regime.

---

## Focus on the technology sector

25 January 2022

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

What is the impact of the regime on the technology sector? Sarah Smith is joined by competition partner, Alexandra Kamerling, and DLA Piper's tech sector specialist, Kit Burden, to analyse which activities are likely to be caught with a focus on AI and computer hardware.

---

## 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.

---

## 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.

---

### **Puerto Rico: new protocol for the management of COVID-19 cases in the workplace**

11 January 2022

The protocol clarifies provisions of recent executive orders.

---

### **The WTO and Green Trade: Global solutions to solve a global problem**

11 January 2022

#### **DLA PIPER TRADE TRUTHS**

The WTO have announced three new environmental initiatives. The initiatives provide dedicated forums where businesses can discuss with international stakeholders and decision-makers. Allowing parties to come together to find creative legal, regulatory and public policy solutions to global environmental challenges.

---

### **DLA Piper's Sanctions Matrix – January issue**

6 January 2022

#### **GLOBAL SANCTIONS ALERT**

The Sanctions Matrix is designed to provide a "one-stop-shop" for developments in the scope and content of sanctions-related legislation. The January edition covers the recent expansion of sanctions targeting Belarus and the development of new US restrictions targeting Ethiopia.

---

### **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.

---

### **EU Directive ATAD 3 proposes new minimum substance rules against the use of shell companies**

4 January 2022

The Directive introduces reporting requirements for EU tax-resident companies – irrespective of their legal form – with certain mobile and passive income streams and inadequate operational substance.

---

### **Supporting the health of your health system: 2022**

3 January 2022

Helping you tend to healthcare system wellness throughout the business life cycle.

---

### **Following suit, European Commission publishes draft EU Directive to swiftly implement OECD 15 percent global minimum tax**

23 December 2021

The proposal delivers on the EU's pledge to ensure swift and harmonized implementation of the historic international agreement on global tax reform.

---

### **OECD issues detailed rules to implement global minimum tax: a look at the 10 chapters**

21 December 2021

The guidelines provide a detailed description of the rules that the jurisdictions under the Inclusive Framework are to implement in their local legislation.

---

### **With Civil Cyber-Fraud Initiative, government sharpens focus on cybersecurity obligations for government contractors**

13 December 2021

Deploying the False Claims Act to pursue cybersecurity-related fraud.

---

### **Dutch government moves ahead with human rights due diligence legislation**

10 December 2021

The Dutch government has started working on a national human rights due diligence legislation, to be implemented swiftly. This article considers likely key aspects of the Dutch law and how businesses can prepare.

---

### **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.

---

### **Mexican president waives authorizations, permits and license requirements for government public works**

23 November 2021

The decree declares that infrastructure projects are a matter of public interest and national security, as well as a strategic priority for national development.

---

### **BIS Interim Final Rule: Commerce cybersecurity controls were years in the making**

9 November 2021

The new rule revises and narrows proposed export controls on cybersecurity items but creates new challenges for impacted companies.

---

### **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.

---

### **Solutions to the impact of Brexit on Northern Ireland trade**

29 October 2021

#### [DLA PIPER TRADE TRUTHS](#)

The Northern Ireland Protocol (the Protocol) has been back in the headlines recently as politicians in the UK, Ireland, and EU try to ease the difficulties faced by many businesses as they move their goods between Great Britain (GB), made up of England, Wales, and Scotland; Northern Ireland (NI) and Ireland, which is an EU Member State.

---

### **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.

---

### **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.

---

## **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.

---

## **Export controls: the EU's new dual-use regime**

27 September 2021

### **[DLA PIPER TRADE TRUTHS](#)**

The EU has amended numerous aspects of the export control regime by implementing the Recast Dual Use Regulation which governs EU exports of dual-use items. We summarise the key changes and what you'll need to know about dual-use items.

---

## **House tax proposal: significant statutory changes include raising corporate rate, overhauling international taxation system**

21 September 2021

While the Senate is likely to cut back on some of the proposals, tax increases for business and individuals are expected to be enacted by Thanksgiving.

---

## **Cybersecurity obligations for government contractors – focus on them before the government focuses on you**

22 September 2021

Liability under the False Claims Act can be financially debilitating, particularly for small and mid-size contractors.

---

## **Further postponement of post-Brexit border checks in Great Britain**

16 September 2021

### **[DLA PIPER TRADE TRUTHS](#)**

On 14 September 2021, Lord David Frost, the Brexit Minister, announced an additional delay to the introduction of stage 2 and 3 of the post-Brexit Border Operating Model. This article outlines the details of that delay and what it means for businesses.

---

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

15 September 2021

Key details.

---

## **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.

---

### **DLA Piper's Sanctions Matrix – September issue**

7 September 2021

The September issue of DLA Piper's Sanction Matrix offers latest developments on key sanctions-related legislation. This issue highlights extensions of measures targeting Belarus, the softening of sanctions targeting Egypt and Tunisia and the imposition of the UK's Global Anti-Corruption Sanctions Regime.

---

### **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.

---

### **What the Biden Cybersecurity Executive Order means for technology vendors and service providers in the federal ecosystem**

June 2021

Steps technology vendors should consider as they prepare.

---

### **When will Washington regulate artificial intelligence?**

June 2021

Seeking to ensure a leading global role for the US in AI development and implementation is a prime motivator for American policymakers.

---

### **Biden Administration tax compliance plan targets cryptocurrency assets**

21 June 2021

The plan would give the IRS greater authority and resources to collect information on Americans' financial assets and transactions, including cryptocurrency transactions.

---

### **With the goal of countering China's tech ascendancy, the US Senate approves the US Innovation and Competition Act**

16 June 2021

## AI OUTLOOK

The comprehensive technology policy and funding legislation strives to fund incentives for semiconductor chips production, along with aggressive diplomatic, national security and trade measures to ensure American leadership.

---

### Biden Administration "Green Book" tax proposals would affect private investment funds if enacted

9 June 2021

The Green Book incorporates changes from the American Jobs Plan and American Families Plan.

---

### 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.

---

### Luxembourg law of 20 May 2021 enters into force amending Luxembourg laws in the financial sector

2 June 2021

On 21 May 2021, the Law of 20 May 2021 (Law) was published on *Mémorial A* amending, among others, the law of 5 April 1993 on the financial sector, as amended (LFS).

---

### 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.

---

### Establishment of new freeports in England

29 April 2021

## DLA PIPER TRADE TRUTHS

England announced the location of eight new freeports with the hope they will act as national hubs for global trade and investment across the UK; promote regeneration and job creation as part of the Government's commitment to "levelling up"; and provide hotbeds for innovation.

---

### US government announces sweeping sanctions against Russia

16 April 2021

## GLOBAL SANCTIONS ALERT

The newly imposed sanctions represent a significant escalation and addition to the sanctions architecture put in place by the Obama and Trump Administrations.

---

---

## Postponement of post-Brexit border checks in Great Britain

23 March 2021

### [DLA PIPER TRADE TRUTHS](#)

The UK Government introduced a Border Operating Model for a phased introduction of full customs and regulatory checks on imports from the EU into Great Britain. It gives supply-chain managers six months more to ensure affected EU imports are ready for the new SPS checks which will be put in place from October.

---

## 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.

---

## 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.

---

## EU-UK Trade and Cooperation Agreement: Rules of Origin

8 February 2021

### [DLA PIPER TRADE TRUTHS](#)

In this week's article we explore some of the challenges that the Rules of Origin in the Trade and Cooperation Agreement are presenting businesses, and the potential mitigation measures available.

---

## 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.

---

## What happens when trade goes wrong? Understanding trade remedies and what they mean for you

7 January 2021

### [DLA PIPER TRADE TRUTHS](#)

Trade remedies have previously been assessed and implemented by the EU on behalf of the UK under the multilateral WTO framework. From 1 January 2021, the UK has implemented an independent trade remedies framework; the aim being to defend UK business interests from potentially injurious market distortion.

---

## Boardroom Brexit: The view from Europe on the trade deal

31 December 2020

## **BOARDROOM BREXIT**

The mood in Europe is upbeat – if a little apprehensive on how things are going to work in practice. All in all, it is fair to say that Brussels is extremely happy to have concluded the TCA.

---

### **Boardroom Brexit: The view from the UK on the trade deal**

31 December 2020

## **BOARDROOM BREXIT**

The UK-EU Trade and Cooperation Agreement (TCA) came as a much-needed, hurriedly wrapped Christmas present for the UK Prime Minister.

---

### **Boardroom Brexit: What the deal means for Level Playing Field rules**

31 December 2020

## **BOARDROOM BREXIT**

Given the zero-tariff and zero-quota nature of the TCA, the EU's initial request was to push for strict level playing field rules. The TCA provides for a more flexible mechanism that does not oblige the UK to align with EU legislation but prevents both sides from using their regulatory autonomy to grant unfair subsidies to businesses or distort competition.

---

### **Boardroom Brexit: What the deal means for dispute resolution**

31 December 2020

## **BOARDROOM BREXIT**

This was one of the most contentious areas in the negotiations as both sides wanted assurances that the other party would honour the commitments contained in the TCA in the future.

---

### **Boardroom Brexit: What the deal means for energy and climate change**

31 December 2020

## **BOARDROOM BREXIT**

The TCA regulates the trade in electricity and gas between the EU and the UK over interconnectors, provides for cooperation in respect of security of supply, the integration of renewables into their respective markets and cooperation to develop hybrid projects that combine interconnectors and offshore wind farms in the North Sea (thus opening up the potential for a North Sea grid), as well as ensuring open and fair competition and stipulating general safety standards.

---

### **Boardroom Brexit: What the deal means for fishing**

31 December 2020

## **BOARDROOM BREXIT**

Fisheries punched way above its economic weight in these negotiations, and a compromise was only agreed at the last minute. Many will argue that the quality of the negotiation suffered as a result.

---

## Boardroom Brexit: What the deal means for funding and procurement

31 December 2020

### [BOARDROOM BREXIT](#)

The TCA provides last-minute clarity for UK companies and organisations that participate in EU funded projects, or receive funding and investment through EU programmes, such as Horizon Europe.

---

## Boardroom Brexit: What the deal means for intellectual property

31 December 2020

### [BOARDROOM BREXIT](#)

The TCA is not radical in terms of its immediate impact on holders of IP rights in the UK or the EU. It does not, for example, affect the post-2020 status of EU trade marks in the UK.

---

## Boardroom Brexit: What the deal means for mobility

31 December 2020

### [BOARDROOM BREXIT](#)

From 1 January 2021, freedom of movement between the United Kingdom and European Union will end. There are, however, some provisions in the TCA regarding the temporary movement of those carrying out business-related activities between the UK and EU.

---

## Boardroom Brexit: What the deal means for personal data and digital trade

31 December 2020

### [BOARDROOM BREXIT](#)

The TCA allows personal data to transfer from the EU-UK, for a period of up to six months from 1 January 2021. This 'bridging' period is designed to allow the EU time needed to adopt a formal adequacy decision which will allow the continuing flow of personal data to the UK.

---

## Boardroom Brexit: What the deal means for state aid and competition

31 December 2020

### [BOARDROOM BREXIT](#)

EU state aid law applies to assistance from state resources that is selective in its application and that has a potential effect on trade between EU member states and competition.

---

## Boardroom Brexit: What the deal means for the UK and EU ratification and implementation process

31 December 2020

### [BOARDROOM BREXIT](#)

The steps before the EU/UK Trade and Cooperation Agreement becomes law

---

## 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

---

## Boardroom Brexit: What the deal means for trade in services

31 December 2020

### BOARDROOM BREXIT

The TCA has substantial sectoral coverage, including professional and business services (e.g. legal, auditing, architectural services), delivery and telecommunication services, computer-related and digital services, financial services, research and development services, most transport services and environmental services.

---

## Boardroom Brexit: What the deal means for transport

31 December 2020

### BOARDROOM BREXIT

There will be continued market access rights for UK and EU road haulage operators, while under the TCA, UK and EU air carriers will continue to enjoy flyover rights and operating rights on routes between the UK and EU. However, UK carriers will not be able to operate cabotage routes in the EU (and vice versa)

---

## 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.

---

## China's First Measures Under New Export Control Law Target Encryption Products

7 December 2020

China's new Export Control Law took effect on December 1, 2020. The next day, the Ministry of Commerce, together with the State Cryptography Administration and the General Administration of Customs, released a circular that includes the first list of products and technologies focusing on commercial encryption products and technologies.

---

## SEC 2021 and beyond: What to expect

7 December 2020

Some likely areas of SEC focus, from both the regulatory and enforcement perspectives, in 2021 and beyond.

---

## Continuity or Change? Procurement Rules after Brexit

12 November 2020

## DLA PIPER TRADE TRUTHS

This weeks edition of DLA Piper Trade Turths, we look at how the UK's accession to the WTO's plurilateral procurement agreement is likely to change the UK's procurement regime at the end of the Transition Period.

---

### **New antidumping duty petition filed against imports of polyester textured yarn from Indonesia, Malaysia, Thailand, and Vietnam: Consequences for exporters and US importers**

2 November 2020

Additional duties can be imposed if the DOC determines that imported goods are dumped and the ITC determines that the domestic industry is materially injured or threatened with such injuries.

---

### **A "Global Britain" – the UK's changing role at the World Trade Organisation**

29 October 2020

## DLA PIPER TRADE TRUTHS

This edition of Trade Truths looks at how Brexit will change the UK's relationship with the WTO and sheds light on the election of the new WTO Director-General, and what this means for the UK's post-Brexit future.

---

### **Americas Arbitration Roundup**

26 October 2020

In this first edition of *Americas Arbitration Roundup*, our thought leaders across the region provide updates on recent key developments in international arbitration in the Americas.

---

### **Canada: Third-party litigation funding, enforcement of arbitral awards, admissibility of fresh evidence during court review**

26 October 2020

Three recent decisions.

---

### **Chile: Drafting arbitration clauses in international contracts – practical aspects**

26 October 2020

International arbitration has expanded considerably in recent years in Chile.

---

### **USMCA investor-state dispute settlement provisions: Key differences for Mexico**

26 October 2020

For ISDS claims, only after the local litigation requirement is fulfilled or 30 months have elapsed may certain substantive claims be brought against a state.

---



## China signs off on PRC Biosecurity Law: What this means for industry players in China

21 October 2020

The Biosecurity Law establishes a comprehensive framework replacing the current somewhat piecemeal legislation.

---

## State aid: Levelling the playing field or moving the goalposts?

21 October 2020

### DLA PIPER TRADE TRUTHS

The European Commission unveiled plans on 17 June 2020 to take a tougher line on subsidised foreign companies in the EU market. Under this proposal, the Commission seeks to “safeguard critical EU companies” in strategic industries such as pharma and agri-food so that they do not fall victim to “hostile takeovers conducted by large dominant player”.

---

## Germany’s New Foreign Direct Investments (FDI) Act took effect on 11 October 2020

19 October 2020

In addition to the intended amendments to the Foreign Trade and Payments Act Germany’s Federal Government on 20 May 2020 has decided on a bill that broadens the scope and the scrutiny with regard to foreign investments.

---

## Rules of Origin - what you need to know

9 October 2020

### DLA PIPER TRADE TRUTHS

With less than two months before the end of the Brexit Transition Period, importers and exporters of goods between the UK and both the EU, and the rest of the world, are preparing for the impact of significant changes to UK and EU trading arrangements upon their businesses and operations. Recent articles in the DLA Piper Trade Truths series have examined the realities of trading on so-called ‘World Trade Organisation (WTO) terms’, should there be no deal at the end of the Transition Period, including the impact on customs procedures and tariffs on goods, together with the UK’s post-Brexit trading landscape.

---

## Argentina: In a unanimous decision over the appointment of three judges, the Supreme Court asserts its powers and its independence

5 October 2020

A clear indication of the Argentine judiciary’s willingness to exercise its constitutional prerogatives and to confront the executive and the legislative branches when necessary to preserve its independence.

---

## Beyond the EU-UK Negotiations: Planning for trade with the rest of the world after Brexit

30 September 2020

### DLA PIPER TRADE TRUTHS

Whilst clients are rightly focused on the current status of negotiations between the UK and EU, some 12 weeks before the end of the Transition Period, it is easy to lose sight of the impact of Brexit on the UK’s trading relationship with the rest of the world and the commercial consequences of this for businesses.

---

## **New CFIUS regulations change mandatory filing requirements and increase the importance of US export controls**

30 September 2020

The new rule modifies the criteria that trigger a mandatory filing with CFIUS, potentially subjecting more transactions to mandatory CFIUS review.

---

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

2 DEC 2015

Many US companies are about to experience new regulatory oversight.

---

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

31 MAR 2017

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

---

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

13 SEP 2016

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

---

## **Is it a new day for Jones Act enforcement? Maybe. A practical look at coastwise concerns**

9 AUG 2016

The decision underscores the significance of each party's right to participate in the arbitration process and arguably expands the scope of existing arbitration jurisprudence.

---

## **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.

---

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

16 NOV 2015

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

---

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

29 SEP 2015

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

---

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

20 JUL 2015

Constitutional reform regarding the creation of the National Anticorruption System

---

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

19 MAY 2015

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

---

## **Law à la Mode - INTA special edition: Dubai's d3; combating counterfeit goods online; our top 10 tips on IP protection for fashion items; and more**

4 MAY 2015

### [LAW À LA MODE](#)

DLA Piper's Fashion, Retail and Design group is pleased to bring you this special edition of Law à la Mode, marking the 137th INTA Annual Meeting in San Diego.

---

## **Law à la Mode: Falling foul of China's trademark system; Retailers need to prepare for the new EU Data Protection Regulation; and New developments in the framework of the copyright protection of handbags**

2 FEB 2015

### [LAW À LA MODE](#)

A quarterly e-magazine from our Fashion, Retail and Design Group with the latest industry news, comment and legal updates. This edition has been edited by our Italian colleagues.

---

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

16 JUN 2014

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

---

---

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

12 SEP 2013

---

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

11 JUL 2013

---

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

2 JUL 2013

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

---

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

14 MAY 2013

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

---

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

11 MAR 2013

Practical considerations for US federal contractors

---

**EU releases cybersecurity strategy**

15 FEB 2013

---

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

14 FEB 2013

---

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

24 JAN 2013

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

---

## **UK: The real risk of cyber attack**

1 AUG 2011

---

## **Supreme court frees corporations to directly influence elections**

22 JAN 2010

The decision opens the door to a potentially dramatic influx of corporate money into federal, state and local elections

---

## **Events**

### **Previous**

## **Digital regulation in the EU/UK: Navigating new rules on data transfers, AI and data protection**

September 5, 2022

---

## **Liquidation, acquisition and restructuring of China operations (Session 7)**

June 22, 2022 | 12:00 - 1:00 pm ET

Webinar

---

## **Embracing Digital Evolution**

15 September 2021

Webinar

---

## **Navigating the Biden Administration Transition: Evolving Geopolitical Implications for Europe and the Middle East**

18 March 2021 | 8:00 - 9:00 EDT

Webinar

---

## **Part 3: The 2020 general election results – implications of tax and economic policy for business**

12 January 2021 | 2:00 - 3:00 ET

Webinar

---

## The US Election and the Race for a Vaccine: A Roundtable Discussion with Gregory Zuckerman

21 December 2020  
Webinar

---

## Sustainability and ESG: A case study on Timberland's strategic alliance in Haiti

28 September 2020  
Sustainability and ESG: A case study on Timberland's strategic alliance in Haiti  
Webinar

---

## Sustainability and ESG: A case study on Timberland's strategic alliance in Haiti

28 September 2020  
Sustainability and ESG: A case study on Timberland's strategic alliance in Haiti  
Webinar

---

## NEWS

---

### DLA Piper announces new firm, practice and office leadership

18 July 2022

DLA Piper is pleased to announce a number of leadership changes across the firm.

---

### DLA Piper lawyers, practices and sectors ranked in latest edition of *The Legal 500 Latin America*

25 October 2021

DLA Piper today announced that the firm received 46 individual lawyer rankings and 68 firm rankings in The Legal 500 Latin America 2022 guide.

---