Life Sciences

As the legal matters confronting our life science clients are varied, so are the skill sets we employ. DLA Piper's life sciences team comprises lawyers with legal, scientific and medical knowledge who understand the complexity of the business and regulatory environments in which our clients operate.

The challenges facing today's biotechnology and medical device companies are greater than ever. For companies to take promising therapies from the laboratory to the market, they must protect those therapies from IP, regulatory and reputational risks. Furthermore, the last few years have seen increasing pressure from many sides: demand for greater shareholder return, loss of key revenue streams due to patent expiration or generic challenges, fierce competition in key therapeutic areas, pricing pressures from health care payors, increased government regulation beyond core safety issues, rising costs of R&D, challenges in maximizing return in emerging markets and aggressive government enforcement action.

Our life sciences sector team is one of the largest and most active of any law firm. Operating as one team across more than 30 jurisdictions, we combine subject matter experience with considerable knowledge of the sector, including the scientific, medical, regulatory, commercial and enforcement environments facing our biopharmaceutical, medical device, research and diagnostics clients.

DLA Piper's team includes award-winning lawyers practicing litigation, compliance and investigations, IP strategy and enforcement, M&A, licensing and distribution and clinical trial advice. They also support clients across all other areas needed to address risk, including government affairs, environmental law, import/export, tax, real estate and employment law. Many of our lawyers are former sector professionals, many have PhDs or other advanced degrees in the life sciences field and others are former government officials or prosecutors.

Recognizing that our clients' needs vary, we rapidly organize and customize our client service teams, whether for a large pharmaceutical company, a mid-sized medical device client or a development-stage biotech company. These teams are supported by international and local practitioners to efficiently meet the demands of the matter.

Our cutting-edge staffing, budgeting and billing systems, created specifically to assist our global life science clients, ensure that our teams deliver value in addition to great results.

Our life sciences team helps clients solve their biggest challenges every day. Examples of our experience include:

- Conducting a sensitive investigation in China
- Negotiating a complex multi-country distribution deal in Latin America
- Acting as National Counsel on a mass tort in the US

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- Antitrust and Competition
- Corporate
- Employment
- Intellectual Property and Technology
- International Tax Counsel
- Litigation, Arbitration and Investigations
- Real Estate
- Tax
- Corporate Disputes

- Helping sell or acquire a major business asset
- Advising on implementation of transparency laws or the impact of other new legislation
- Devising a risk mitigation plan for a key product
- Negotiating a large vaccine contract with a global NGO
- Counselling on a multi-jurisdictional clinical trial
- Advising on the downsizing of employees in Europe
- Supporting global business conduct and compliance functions
- Outsourcing critical R&D or IT functions
- Devising an IP strategy for a promising new therapy
- Negotiating a worldwide licensing and collaboration deal
- Protecting a blockbuster drug in patent litigation

AKTUELLES

Publikationen

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.

FDA Regulatory News and Trends

12 September 2022
FDA REGULATORY NEWS AND TRENDS

EUAs now permitted in monkeypox health emergency; FDA issues series of warning letters; user-fee reauthorization still not close.

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.

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.

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.

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.

Israel Group News July 2022

28 July 2022
ISRAEL GROUP NEWS

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

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.

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.

Coming soon: a national security screening mechanism for outbound investments

28 June 2022
The US would not be alone in regulating outbound investment.

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.

Life Sciences

29 April 2022
A brief description of key legislative changes in the health sector.

Israel Group News April 2022

28 April 2022
ISRAEL GROUP NEWS

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

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

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.

Israel Group News January 2022

24 January 2022

ISRAEL GROUP NEWS

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

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.

Supporting the health of your health system: 2022

3 January 2022

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

Global COVID-19 Vaccine Guide for Employers

22 December 2021

Updated on 21 January 2022

As the scientific response to the COVID-19 pandemic develops, many employers are considering what their approach should be to the issues around vaccination for their workforce, with a view to accelerating a return to some kind of normality. This is an area where law, guidance and best practice is likely to develop rapidly and there is no one-size-fits-all solution, particularly for multinational employers. The risks, challenges and benefits will vary depending on the profile of the workforce and nature and location of the business.

In our newly launched global guide we set out some of the key considerations with regard to requiring or encouraging employees to be vaccinated and highlight some of the differences in risk around the world. These are complex and evolving issues and the situation should be kept under review as vaccine programmes become more widely available, economies and borders begin to open up again and more people return to the workplace.

Get ready for collective actions in Europe

6 December 2021

Our client risk report "Get ready for collective actions in Europe", summarises the key trends and risks that consumer businesses in Europe may face following the Collective Redress Directive's implementation at the end of 2022.

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 Directive[1] (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 Directive[2] (UCITSD) and the ELTIF Regulation[3] (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.

Israel Group News October 2021

25 October 2021
ISRAEL GROUP NEWS

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

Your opinion matters: Public consultation on the revision of the EU pharmaceutical legislation is now open

19 October 2021
On 28 September 2021, the European Commission officially opened the public consultation on the revision of EU's general pharmaceutical legislation which will run for 12 weeks, until 21 December 2021.

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

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Can an AI system be named the inventor? In wake of EDVA decision, questions remain

23 September 2021
AI OUTLOOK

Artificial intelligence is notable among the new technologies posing fundamental questions about the viability of the inventor's oath.

The Pharmaceutical Corner

September 2021
Teva v. Amicus is the first lawsuit to test the reach of the CREATES Act. Expect more.

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.

Learning the lessons on excessive pricing from Aspen

7 September 2021
ANTITRUST MATTERS

Back in April 2017, The *Times* ran a story detailing how a drug giant had a “secret plan” to destroy a cancer medicine unless large price rises were agreed to by national purchasing authorities. A month later, the European Commission opened an investigation into Aspen.

Israel Group News August 2021

16 August 2021
ISRAEL GROUP NEWS

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

The state of HealthTech and future opportunities

03 August 2021
TECHLAW PODCAST

Podcast 41 of our TechLaw podcast series sees David Bell, Director at Hampleton Partners, leading M&A and corporate finance consultancy for companies with technology at their core, and DLA Piper Partner, Mark O’Conor, engage in an exciting conversation on the current innovations in HealthTech, as well as a futuristic outlook on the industry. Key highlights include the benefits of software as a medical device, macro factors influencing innovation and investment opportunities. Join David and Mark at our fifth European Technology Summit on the 5th October 2021 where they will be resuming this conversation. Register at our fifth European Technology Summit on the 5th October 2021.

DLA Piper TechLaw Podcast Series · The state of HealthTech and future opportunities

Your opinion matters: Get ready for the revision of the EU general pharmaceutical legislation

6 July 2021
On 25 November 2020, the European Commission published its Pharmaceutical Strategy for Europe (Strategy). The Strategy highlights the EU's long-term objectives and priorities in the area of health and pharmaceutical and biotechnology-derived medicinal products. These priorities include concrete changes to existing EU pharmaceutical legislation.

Patent eligibility of diagnostic methods in Australia confirmed: *Ariosa Diagnostics, Inc v Sequenom, Inc* [2021] FCAFC 101

29 June 2021
For many years, the following question awaited judicial determination under Australian law: is a DNA-based diagnostic method patent eligible subject matter? The Full Court of the Federal Court of Australia has confirmed that diagnostic methods involving the practical application of “natural phenomena” can be patentable inventions in Australia.

The Pharmaceutical Corner

June 2021
We look at the underlying decision in *Immunex v. Sandoz* and the potential implications on pharma patent licensing strategies.

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.

Multi-jurisdiction guide for screening foreign investments

26 May 2021
The aim of this guide is not to substitute proper due diligence and specialized advice when conducting business, it will hopefully help the reader navigate the different FDI regimes. Particularly in this complex context and in view of the proliferation of new regimes, by explaining the key aspects of regimes including main issues to consider, thresholds and proceedings to take into consideration when investing in our globalized world.

Israel Group News May 2021

1 May 2021
ISRAEL GROUP NEWS

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

The New Romanian Food Supplements Law - what it means for consumers and for the healthcare business

6 April 2021
A complex piece of legislation governing food supplements was published on 1 April 2021, being debated since 2012 and confirmed by the Romanian Constitutional Court ruling in 2021. Law 56/2021 will be applicable starting with 3 April 2021. More detailed implementation rules on manufacturing, sale and use are expected to be issued within 90 days.

The Pharmaceutical Corner

30 March 2021
The opinion may render functional claiming more difficult, but functional claims that follow its guidance may still have an important role to play in pharmaceutical patents.

Understanding the USPTO guidance on patenting AI technologies

30 March 2021
The USPTO guidance opens the door for applicants to obtain patent protection for their AI technologies.

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.

Life Sciences in Ireland

18 March 2021
Maura Dineen, Partner, outlines the significant scale and types of global Life Sciences organisations that make Ireland their home and how DLA Piper's globally-integrated Life Sciences team brings legal, scientific and medical know-how to deliver innovative solutions, enabled by technology.

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).

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.

Israel Group News January 2021

19 January 2021
ISRAEL GROUP NEWS

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

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

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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.

The Pharmaceutical Corner

22 December 2020
A precedential decision with potentially far-reaching impacts for future Hatch-Waxman litigation and generic-product launches.

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.

Telehealth around the world: A global guide

19 November 2020

This Global Guide provides an overview of the current state of telehealth regulations worldwide and assists readers to identify the opportunities, challenges and risks, on a country-by-country basis.

Russia Pharmaceuticals Sector Update - November 2020

9 November 2020
RUSSIA PHARMACEUTICALS SECTOR UPDATE

The Russian Ministry of Healthcare is considering a mechanism for increasing permitted maximum sale prices for essential medicines that may face a shortage because of their manufacture becoming unprofitable.

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.

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.

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.

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.

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.

Israel Group News October 2020

7 October 2020
ISRAEL GROUP NEWS

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

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.

Coronavirus Resource Center: Our global repository of insights and events

30 September 2020
A central repository for our reports and commentary on the legal and regulatory concerns arising from the pandemic.

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.

Philadelphia grows privacy capabilities with a new arrival

30 September 2020
Ronald Plesco, an internationally known information security and privacy lawyer, has joined our Philadelphia office.

The Pharmaceutical Corner

30 September 2020
In this inaugural column, we look at the implications of IPR and PGR proceedings in Hatch Waxman litigation.

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.

Intellectual Property and Technology News (United States), Issue 23, Q3 2014

10 SEP 2014
INTELLECTUAL PROPERTY AND TECHNOLOGY NEWS

Our Intellectual Property and Technology News reports on worldwide developments in IP and technology law, offering perspectives, analysis and visionary ideas.

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.

SEMINARE UND VERANSTALTUNGEN

Vergangene

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

Using AI to monitor your compliance risks

31 March 2022
Webinar

International Women's Day

10 March 2022
Webinar

Beyond Politics: The Person Behind the Policies

16 February 2022
Webinar

Embracing Digital Evolution

15 September 2021
Webinar

The societal, medical and economic consequences of the global pandemic and the lessons we can learn

22 March 2021
Webinar

EDPB recommendations for safeguarding data transfers after Schrems II

19 November 2020
Webseminare

Planning for an Uncertain World

16 November 2020

TECHLAW EVENT SERIES

Webinar

NEWS

DLA Piper verstärkt den Bereich Private Equity und M&A mit Partner Lars Jessen

21. September 2022
DLA Piper hat die Corporate Praxisgruppe zum 19. September 2022 mit Lars Jessen als neuem Partner an den Standorten Frankfurt und Hamburg verstärkt. Lars Jessen kommt von Paul Hastings, wo er zuletzt als Partner in den Bereichen Private Equity und M&A tätig war.

DLA Piper attends signing ceremony for exclusive strategic collaboration with Beijing E-town

29 August 2022
DLA Piper has attended the signing ceremony for its strategic collaboration with Beijing E-town International Biomedical Technology Co., Ltd (Beijing E-town) to jointly build a platform which will serve as a 'one-stop shop' for the biomedical and healthcare industries.

DLA Piper berät ResMed bei der Übernahme von MEDIFOX DAN

17. Juni 2022
DLA Piper hat ResMed bei der Übernahme von MEDIFOX DAN, einem führenden deutschen Anbieter von Softwarelösungen für die außerklinische Versorgung, von HgCapital, einem Private Equity-Investor im Bereich Technologie und Dienstleistungen, beraten.

DLA Piper advises Philip Morris International Inc. on USD16 billion recommended cash offer for Swedish Match

12 May 2022
DLA Piper, as International Counsel, is advising Philip Morris Holland Holdings B.V., an Affiliate of Philip Morris International Inc. (PMI), on its USD16 billion recommended public offer to the shareholders of Swedish Match AB (Swedish Match), a public limited company with shares listed on Nasdaq Stockholm.

DLA Piper advises Linus Health on its acquisition of Kinesis Health Technologies

6 April 2022

DLA Piper has advised Boston-based digital health company Linus Health on its acquisition of Kinesis Health Technologies, a Dublin-based leader in physical function assessment for older adults.

DLA Piper berät AOC als Ankeraktionär der Formycon bei Übernahme von Biosimilar-Assets

31. März 2022

DLA Piper hat Active Ownership Capital (AOC) im Zusammenhang mit der Übernahme der Biosimilar-Aktivitäten FYB201 und FYB202 durch die Formycon AG (Formycon) von der ATHOS Gruppe (ATHOS) beraten.

DLA Piper verstärkt den Bereich Litigation und International Arbitration mit Partner Dr. Marc Jacob

16. März 2022

DLA Piper verstärkt die Praxisgruppe Litigation & Regulatory zum 1. April 2022 mit Dr. Marc Jacob als neuem Partner am Frankfurter Standort. Dr. Marc Jacob kommt von Shearman & Sterling, wo er seit 2013 im Bereich Prozessführung und internationale Schiedsgerichtsbarkeit tätig war.

DLA Piper support Leafy Tunnel on Europe's first cannabis and psychedelics fund launch

31 January 2022
DLA Piper Cannabis practice has advised Leafy Tunnel on the first closing of its Guernsey-based fund, established to invest in both medicinal cannabis and psychedelic companies; the first of its type in Europe.

DLA Piper berät die Tentamus Group bei Investment in Lambda Científica und Actitum in Mexiko

6. September 2021
DLA Piper hat die Tentamus Group bei einem Investment in Lambda Científica, S.A. de C.V. (Lambda) und Actitum MDC, S. de R.L. de C.V. (Actitum), führende Analyselabore im pharmazeutischen Sektor in Mexiko, beraten.

DLA Piper advises HUTCHMED on its Hong Kong IPO

8 July 2021
DLA Piper is advising global biopharmaceutical company HUTCHMED on its Hong Kong public offering. This will be the third listing for the company, following its first on London's AIM exchange and then NASDAQ in the US.

DLA Piper advises Poland’s Copernicus on its sale to Nemera

29 October 2020
DLA Piper has advised Copernicus, regarded as one of the most valued innovative companies in the Polish health sector, and its founders on its sale to Nemera, a world leader in the design, development and manufacturing of drug delivery devices for the pharmaceutical, biotechnology and generics industries.

DLA Piper berät Active Ownership Gruppe bei PIPE-Investment in die Formycon AG

13. Oktober 2020
DLA Piper hat die Active Ownership Gruppe (AOC) bei der Zeichnung sämtlicher, im Rahmen einer Kapitalerhöhung ausgegebenen Aktien der Formycon AG beraten.

Sustainability and ESG

Sustainability and resilience are core business issues in the life sciences sector, given the sector's central role in addressing systemic global

challenges including pandemics, access to medicine, and fundamental human rights. Although the specific factors from a sustainability, environmental, social and governance (SESG) perspective in the life science industry differ from those of other industries, creating new and sustainable value in the life science space will depend upon how companies address relevant SESG risks. Boards must actively identify such SESG risks and ensure that they are efficiently mitigated in order for their companies to avoid pitfalls and ensure compliance with evolving regulation around the globe – and also to maintain their competitive position and profitability.

On the basis of our experience in the sector, we believe the following sustainability-related themes to be the core SESG issues that will continue to affect life science businesses:

- **Access and affordability:** Addressing unmet healthcare needs, increasing access to affordable essential medicines and strengthening health systems around the world are all fundamental to social and economic progress. The coronavirus disease 2019 (COVID-19) has further highlighted the importance of the life sciences sector in addressing these challenges. Against this background, international life science business will need to engage in discussions about and develop strategies addressing these issues across the world, particularly with regard to improving the situation in lesser developed countries.
- **Supply chain compliance:** Many governments and regulators around the world are implementing tighter rules on supply chain compliance. To retain their license to operate, life sciences companies must adhere to an evolving set of global laws and regulations. Furthermore, transparency requirements, as well as responsibility and liability for global suppliers are increasing. This ongoing regulatory shift, and the increased likelihood of litigation which goes with it, will have a significant impact on the global life sciences industry. This is because supply chains are often particularly lengthy and complex and influenced by many different internal and external factors that are hard to monitor and control.
- **Product safety and quality:** Fake or substandard medicines lead to hundreds of thousands of deaths each year. Drug safety, along with protecting health consumers from counterfeit medicines and drug diversion, are integral to ensuring public health and maintaining trust and confidence in the life sciences sector. Consequently, life science companies will need to put increasing focus on ensuring product safety as well as maintaining secure distribution channels to patients.
- **Business ethics:** There is increasing stakeholder attention, including from regulators and policymakers and also from providers of capital, on transparency and ethics in business dealings with healthcare providers and medical practitioners for the sale and use of products, as well as in relation to lobbying and advocacy activities. The way in which businesses respond to these expectations can have a direct impact upon their reputation, their cost of capital and ultimately upon their license to operate.
- **Transparency and access in clinical trials:** Stakeholders increasingly expect transparency in clinical trials and wider access to trial data for scientific exchange and research. There is a bright spotlight on participant safety and privacy. Businesses are demanding more effective information sharing to enable informed decision-making and consent, along with post-trial access to results. Technology and collaborative partnerships with patient and health worker groups enable wider representative demographic populations to participate in clinical trials.
- **Sustainable sourcing, product lifecycles and a circular economy:** Markets demand greater visibility across product lifecycles, businesses make commitments to net-zero decarbonisation and business model innovation is driven by circular economy concepts. Underpinned by an increasingly complex transnational regulatory landscape, these developments are changing the way raw materials are sourced; how products are designed, manufactured, packaged, sold, reused or recycled; how waste and hazardous material is treated; and how wider environmental and social impacts relating to issues like emissions, plastics, water use, biodiversity loss, labour conditions and community impacts are managed.
- **Net-zero decarbonisation and optimisation of processes:** In striving to decarbonise the economy, businesses are implementing commitments to Science Based Targets, increasing energy efficiency and reducing carbon output, decreasing dependency on fossil fuels and increasing the use of renewables. The implementation of these initiatives is creating operational efficiencies, optimising the drug manufacturing, packaging and distribution process and reducing costs across the sector.

To discuss the implications of these issues for your business, please contact our ESG leaders.

DLA PIPER

Life Sciences

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DLA Piper's team includes award-winning lawyers practicing litigation, compliance and investigations, IP strategy and enforcement, M&A, licensing and distribution and clinical trial advice. They also support clients across all other areas needed to address risk, including government affairs, environmental law, import/export, tax, real estate and employment law. Many of our lawyers are former sector professionals, many have PhDs or other advanced degrees in the life sciences field and others are former government officials or prosecutors.

Recognizing that our clients' needs vary, we rapidly organize and customize our client service teams, whether for a large pharmaceutical company, a mid-sized medical device client or a development-stage biotech company. These teams are supported by international and local practitioners to efficiently meet the demands of the matter.

Our cutting-edge staffing, budgeting and billing systems, created specifically to assist our global life science clients, ensure that our teams deliver value in addition to great results.

Our life sciences team helps clients solve their biggest challenges every day. Examples of our experience include:

- Conducting a sensitive investigation in China
- Negotiating a complex multi-country distribution deal in Latin America
- Acting as National Counsel on a mass tort in the US
- Helping sell or acquire a major business asset
- Advising on implementation of transparency laws or the impact of other new legislation
- Devising a risk mitigation plan for a key product
- Negotiating a large vaccine contract with a global NGO
- Counselling on a multi-jurisdictional clinical trial
- Advising on the downsizing of employees in Europe
- Supporting global business conduct and compliance functions
- Outsourcing critical R&D or IT functions
- Devising an IP strategy for a promising new therapy
- Negotiating a worldwide licensing and collaboration deal
- Protecting a blockbuster drug in patent litigation

AKTUELLES

Publikationen

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.

FDA Regulatory News and Trends

12 September 2022
FDA REGULATORY NEWS AND TRENDS

EUAs now permitted in monkeypox health emergency; FDA issues series of warning letters; user-fee reauthorization still not close.

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.

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.

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.

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.

Israel Group News July 2022

28 July 2022
ISRAEL GROUP NEWS

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

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.

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.

Coming soon: a national security screening mechanism for outbound investments

28 June 2022
The US would not be alone in regulating outbound investment.

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.

Life Sciences

29 April 2022
A brief description of key legislative changes in the health sector.

Israel Group News April 2022

28 April 2022
ISRAEL GROUP NEWS

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

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

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.

Israel Group News January 2022

24 January 2022
ISRAEL GROUP NEWS

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

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.

Supporting the health of your health system: 2022

3 January 2022
Helping you tend to healthcare system wellness throughout the business life cycle.

Global COVID-19 Vaccine Guide for Employers

22 December 2021

Updated on 21 January 2022

As the scientific response to the COVID-19 pandemic develops, many employers are considering what their approach should be to the issues around vaccination for their workforce, with a view to accelerating a return to some kind of normality. This is an area where law, guidance and best practice is likely to develop rapidly and there is no one-size-fits-all solution, particularly for multinational employers. The risks, challenges and benefits will vary depending on the profile of the workforce and nature and location of the business.

In our newly launched global guide we set out some of the key considerations with regard to requiring or encouraging employees to be vaccinated and highlight some of the differences in risk around the world. These are complex and evolving issues and the situation should be kept under review as vaccine programmes become more widely available, economies and borders begin to open up again and more people return to the workplace.

Get ready for collective actions in Europe

6 December 2021

Our client risk report "Get ready for collective actions in Europe", summarises the key trends and risks that consumer businesses in Europe may face following the Collective Redress Directive's implementation at the end of 2022.

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 Directive[1] (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 Directive[2] (UCITSD) and the ELTIF Regulation[3] (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.

Israel Group News October 2021

25 October 2021
ISRAEL GROUP NEWS

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

Your opinion matters: Public consultation on the revision of the EU pharmaceutical legislation is now open

19 October 2021
On 28 September 2021, the European Commission officially opened the public consultation on the revision of EU's general pharmaceutical legislation which will run for 12 weeks, until 21 December 2021.

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

Can an AI system be named the inventor? In wake of EDVA decision, questions remain

23 September 2021
AI OUTLOOK

Artificial intelligence is notable among the new technologies posing fundamental questions about the viability of the inventor's oath.

The Pharmaceutical Corner

September 2021
Teva v. Amicus is the first lawsuit to test the reach of the CREATES Act. Expect more.

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.

Learning the lessons on excessive pricing from Aspen

7 September 2021
ANTITRUST MATTERS

Back in April 2017, The *Times* ran a story detailing how a drug giant had a "secret plan" to destroy a cancer medicine unless large price rises were agreed to by national purchasing authorities. A month later, the European Commission opened an investigation into Aspen.

Israel Group News August 2021

16 August 2021

ISRAEL GROUP NEWS

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

The state of HealthTech and future opportunities

03 August 2021

TECHLAW PODCAST

Podcast 41 of our TechLaw podcast series sees David Bell, Director at Hampleton Partners, leading M&A and corporate finance consultancy for companies with technology at their core, and DLA Piper Partner, Mark O'Conor, engage in an exciting conversation on the current innovations in HealthTech, as well as a futuristic outlook on the industry. Key highlights include the benefits of software as a medical device, macro factors influencing innovation and investment opportunities. Join David and Mark at our fifth European Technology Summit on the 5th October 2021 where they will be resuming this conversation. Register at our fifth European Technology Summit on the 5th October 2021.

DLA Piper TechLaw Podcast Series · The state of HealthTech and future opportunities

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Your opinion matters: Get ready for the revision of the EU general pharmaceutical legislation

6 July 2021

On 25 November 2020, the European Commission published its Pharmaceutical Strategy for Europe (Strategy). The Strategy highlights the EU's long-term objectives and priorities in the area of health and pharmaceutical and biotechnology-derived medicinal products. These priorities include concrete changes to existing EU pharmaceutical legislation.

Patent eligibility of diagnostic methods in Australia confirmed: *Ariosa Diagnostics, Inc v Sequenom, Inc* [2021] FCAFC 101

29 June 2021

For many years, the following question awaited judicial determination under Australian law: is a DNA-based diagnostic method patent eligible subject matter? The Full Court of the Federal Court of Australia has confirmed that diagnostic methods involving the practical application of "natural phenomena" can be patentable inventions in Australia.

The Pharmaceutical Corner

June 2021

We look at the underlying decision in *Immunex v. Sandoz* and the potential implications on pharma patent licensing strategies.

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.

Multi-jurisdiction guide for screening foreign investments

26 May 2021

The aim of this guide is not to substitute proper due diligence and specialized advice when conducting business, it will hopefully help the reader navigate the different FDI regimes. Particularly in this complex context and in view of the proliferation of new regimes, by explaining

the key aspects of regimes including main issues to consider, thresholds and proceedings to take into consideration when investing in our globalized world.

Israel Group News May 2021

1 May 2021

ISRAEL GROUP NEWS

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

The New Romanian Food Supplements Law - what it means for consumers and for the healthcare business

6 April 2021

A complex piece of legislation governing food supplements was published on 1 April 2021, being debated since 2012 and confirmed by the Romanian Constitutional Court ruling in 2021. Law 56/2021 will be applicable starting with 3 April 2021. More detailed implementation rules on manufacturing, sale and use are expected to be issued within 90 days.

The Pharmaceutical Corner

30 March 2021

The opinion may render functional claiming more difficult, but functional claims that follow its guidance may still have an important role to play in pharmaceutical patents.

Understanding the USPTO guidance on patenting AI technologies

30 March 2021

The USPTO guidance opens the door for applicants to obtain patent protection for their AI technologies.

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.

Life Sciences in Ireland

18 March 2021

Maura Dineen, Partner, outlines the significant scale and types of global Life Sciences organisations that make Ireland their home and how DLA Piper's globally-integrated Life Sciences team brings legal, scientific and medical know-how to deliver innovative solutions, enabled by technology.

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).

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.

Israel Group News January 2021

19 January 2021
ISRAEL GROUP NEWS

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

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

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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.

The Pharmaceutical Corner

22 December 2020
A precedential decision with potentially far-reaching impacts for future Hatch-Waxman litigation and generic-product launches.

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.

Telehealth around the world: A global guide

19 November 2020

This Global Guide provides an overview of the current state of telehealth regulations worldwide and assists readers to identify the opportunities, challenges and risks, on a country-by-country basis.

Russia Pharmaceuticals Sector Update - November 2020

9 November 2020

RUSSIA PHARMACEUTICALS SECTOR UPDATE

The Russian Ministry of Healthcare is considering a mechanism for increasing permitted maximum sale prices for essential medicines that may face a shortage because of their manufacture becoming unprofitable.

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.

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.

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.

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.

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.

Israel Group News October 2020

7 October 2020
ISRAEL GROUP NEWS

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

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.

Coronavirus Resource Center: Our global repository of insights and events

30 September 2020
A central repository for our reports and commentary on the legal and regulatory concerns arising from the pandemic.

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.

Philadelphia grows privacy capabilities with a new arrival

30 September 2020
Ronald Plesco, an internationally known information security and privacy lawyer, has joined our Philadelphia office.

The Pharmaceutical Corner

30 September 2020
In this inaugural column, we look at the implications of IPR and PGR proceedings in Hatch Waxman litigation.

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.

Intellectual Property and Technology News (United States), Issue 23, Q3 2014

10 SEP 2014

INTELLECTUAL PROPERTY AND TECHNOLOGY NEWS

Our Intellectual Property and Technology News reports on worldwide developments in IP and technology law, offering perspectives, analysis and visionary ideas.

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.

SEMINARE UND VERANSTALTUNGEN

Vergangene

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

Using AI to monitor your compliance risks

31 March 2022
Webinar

International Women's Day

10 March 2022
Webinar

Beyond Politics: The Person Behind the Policies

16 February 2022
Webinar

Embracing Digital Evolution

15 September 2021
Webinar

The societal, medical and economic consequences of the global pandemic and the lessons we can learn

22 March 2021
Webinar

EDPB recommendations for safeguarding data transfers after Schrems II

19 November 2020
Webseminare

Planning for an Uncertain World

16 November 2020
TECHLAW EVENT SERIES

Webinar

NEWS

DLA Piper verstärkt den Bereich Private Equity und M&A mit Partner Lars Jessen

21. September 2022
DLA Piper hat die Corporate Praxisgruppe zum 19. September 2022 mit Lars Jessen als neuem Partner an den Standorten Frankfurt und Hamburg verstärkt. Lars Jessen kommt von Paul Hastings, wo er zuletzt als Partner in den Bereichen Private Equity und M&A tätig war.

DLA Piper attends signing ceremony for exclusive strategic collaboration with Beijing E-town

29 August 2022
DLA Piper has attended the signing ceremony for its strategic collaboration with Beijing E-town International Biomedical Technology Co., Ltd (Beijing E-town) to jointly build a platform which will serve as a 'one-stop shop' for the biomedical and healthcare industries.

DLA Piper berät ResMed bei der Übernahme von MEDIFOX DAN

17. Juni 2022
DLA Piper hat ResMed bei der Übernahme von MEDIFOX DAN, einem führenden deutschen Anbieter von Softwarelösungen für die außerklinische Versorgung, von HgCapital, einem Private Equity-Investor im Bereich Technologie und Dienstleistungen, beraten.

DLA Piper advises Philip Morris International Inc. on USD16 billion recommended cash offer for Swedish Match

12 May 2022
DLA Piper, as International Counsel, is advising Philip Morris Holland Holdings B.V., an Affiliate of Philip Morris International Inc. (PMI), on its USD16 billion recommended public offer to the shareholders of Swedish Match AB (Swedish Match), a public limited company with shares listed on Nasdaq Stockholm.

DLA Piper advises Linus Health on its acquisition of Kinesis Health Technologies

6 April 2022

DLA Piper has advised Boston-based digital health company Linus Health on its acquisition of Kinesis Health Technologies, a Dublin-based leader in physical function assessment for older adults.

DLA Piper berät AOC als Ankeraktionär der Formycon bei Übernahme von Biosimilar-Assets

31. März 2022

DLA Piper hat Active Ownership Capital (AOC) im Zusammenhang mit der Übernahme der Biosimilar-Aktivitäten FYB201 und FYB202 durch die Formycon AG (Formycon) von der ATHOS Gruppe (ATHOS) beraten.

DLA Piper verstärkt den Bereich Litigation und International Arbitration mit Partner Dr. Marc Jacob

16. März 2022

DLA Piper verstärkt die Praxisgruppe Litigation & Regulatory zum 1. April 2022 mit Dr. Marc Jacob als neuem Partner am Frankfurter Standort. Dr. Marc Jacob kommt von Shearman & Sterling, wo er seit 2013 im Bereich Prozessführung und internationale Schiedsgerichtsbarkeit tätig war.

DLA Piper support Leafy Tunnel on Europe's first cannabis and psychedelics fund launch

31 January 2022
DLA Piper Cannabis practice has advised Leafy Tunnel on the first closing of its Guernsey-based fund, established to invest in both medicinal cannabis and psychedelic companies; the first of its type in Europe.

DLA Piper berät die Tentamus Group bei Investment in Lambda Científica und Actitum in Mexiko

6. September 2021
DLA Piper hat die Tentamus Group bei einem Investment in Lambda Científica, S.A. de C.V. (Lambda) und Actitum MDC, S. de R.L. de C.V. (Actitum), führende Analyselabore im pharmazeutischen Sektor in Mexiko, beraten.

DLA Piper advises HUTCHMED on its Hong Kong IPO

8 July 2021
DLA Piper is advising global biopharmaceutical company HUTCHMED on its Hong Kong public offering. This will be the third listing for the company, following its first on London's AIM exchange and then NASDAQ in the US.

DLA Piper advises Poland’s Copernicus on its sale to Nemera

29 October 2020
DLA Piper has advised Copernicus, regarded as one of the most valued innovative companies in the Polish health sector, and its founders on its sale to Nemera, a world leader in the design, development and manufacturing of drug delivery devices for the pharmaceutical, biotechnology and generics industries.

DLA Piper berät Active Ownership Gruppe bei PIPE-Investment in die Formycon AG

13. Oktober 2020
DLA Piper hat die Active Ownership Gruppe (AOC) bei der Zeichnung sämtlicher, im Rahmen einer Kapitalerhöhung ausgegebenen Aktien der Formycon AG beraten.

Sustainability and ESG

Sustainability and resilience are core business issues in the life sciences sector, given the sector's central role in addressing systemic global challenges including pandemics, access to medicine, and fundamental human rights. Although the specific factors from a sustainability, environmental, social and governance (SESG) perspective in the life science industry differ from those of other industries, creating new and sustainable value in the life science space will depend upon how companies address relevant SESG risks. Boards must actively identify such SESG risks and ensure that they are efficiently mitigated in order for their companies to avoid pitfalls and ensure compliance with evolving regulation around the globe – and also to maintain their competitive position and profitability.

On the basis of our experience in the sector, we believe the following sustainability-related themes to be the core SESG issues that will continue to affect life science businesses:

- **Access and affordability:** Addressing unmet healthcare needs, increasing access to affordable essential medicines and strengthening health systems around the world are all fundamental to social and economic progress. The coronavirus disease 2019 (COVID-19) has further highlighted the importance of the life sciences sector in addressing these challenges. Against this background, international life science business will need to engage in discussions about and develop strategies addressing these issues across the world, particularly with regard to improving the situation in lesser developed countries.
- **Supply chain compliance:** Many governments and regulators around the world are implementing tighter rules on supply chain compliance. To retain their license to operate, life sciences companies must adhere to an evolving set of global laws and regulations. Furthermore, transparency requirements, as well as responsibility and liability for global suppliers are increasing. This ongoing regulatory shift, and the increased likelihood of litigation which goes with it, will have a significant impact on the global life sciences industry. This is because supply chains are often particularly lengthy and complex and influenced by many different internal and external factors that are hard to monitor and control.
- **Product safety and quality:** Fake or substandard medicines lead to hundreds of thousands of deaths each year. Drug safety, along with protecting health consumers from counterfeit medicines and drug diversion, are integral to ensuring public health and maintaining trust and confidence in the life sciences sector. Consequently, life science companies will need to put increasing focus on ensuring product safety as well as maintaining secure distribution channels to patients.
- **Business ethics:** There is increasing stakeholder attention, including from regulators and policymakers and also from providers of capital, on transparency and ethics in business dealings with healthcare providers and medical practitioners for the sale and use of products, as well as in relation to lobbying and advocacy activities. The way in which businesses respond to these expectations can have a direct impact upon their reputation, their cost of capital and ultimately upon their license to operate.
- **Transparency and access in clinical trials:** Stakeholders increasingly expect transparency in clinical trials and wider access to trial data for scientific exchange and research. There is a bright spotlight on participant safety and privacy. Businesses are demanding more effective information sharing to enable informed decision-making and consent, along with post-trial access to results. Technology and collaborative partnerships with patient and health worker groups enable wider representative demographic populations to participate in clinical trials.
- **Sustainable sourcing, product lifecycles and a circular economy:** Markets demand greater visibility across product lifecycles, businesses make commitments to net-zero decarbonisation and business model innovation is driven by circular economy concepts. Underpinned by an increasingly complex transnational regulatory landscape, these developments are changing the way raw materials are sourced; how products are designed, manufactured, packaged, sold, reused or recycled; how waste and hazardous material is treated; and how wider environmental and social impacts relating to issues like emissions, plastics, water use, biodiversity loss, labour conditions and community impacts are managed.
- **Net-zero decarbonisation and optimisation of processes:** In striving to decarbonise the economy, businesses are implementing

commitments to Science Based Targets, increasing energy efficiency and reducing carbon output, decreasing dependency on fossil fuels and increasing the use of renewables. The implementation of these initiatives is creating operational efficiencies, optimising the drug manufacturing, packaging and distribution process and reducing costs across the sector.

To discuss the implications of these issues for your business, please contact our ESG leaders.