Automotive Global

BAKER & MCKENZIE

# Structured approach, tailored insight



# YOUR CHALLENGE

Macroeconomic developments, new technologies and a stricter regulatory environment are driving unprecedented change in the auto industry.

Improved consumer confidence and easier access to credit have contributed to a record year for US road vehicle sales in 2015. Meanwhile, in Europe and emerging nations, automakers face significant losses, low profits and fragmented markets as national economies take a downward turn.

Increasing consumer expectations for digitization and automation are also fuelling potentially disruptive changes, as traditional automotive companies and technology firms race for innovative designs and end products. At the same time, auto industry players must navigate new regulatory risks as governments take a more aggressive stance against anti-competitive mergers, abuse of dominant position, and price-fixing. Companies must also develop stronger compliance programs that address more stringent standards on gas emissions, product safety and fuel efficiency.

## **OUR FLUENCY**

Capture greater value through pragmatic advice built on a deep understanding of the legal, regulatory, technical and financial aspects of your automotive business.

Our multidisciplinary approach helps you adapt to changing rules and address risks efficiently, whether you're purchasing new assets, entering an unfamiliar jurisdiction, developing cutting-edge products or restructuring your operations. With over 300 corporate, tax, compliance, antitrust, environmental and disputes lawyers focusing on the automotive industry, we can advise on the full range of issues — from day-to-day sourcing and distribution to landmark deals as well as the legal implications and environmental cost of innovation.

We have extensive experience coordinating cross-border recall and remediation programs, and representing companies in product liability disputes and class actions in multiple jurisdictions. We can help you contain risks in investigations by antitrust and competition authorities, assist in the development of robust compliance programs, and align your corporate policies with global emission and environmental standards.

### **OUR UNIQUE SOLUTIONS**

Connected vehicles that allow real-time access to location, speed and routing data are causing concern among regulators, who must now reconcile data protection, privacy and road rules with new business models. Our global team of insurance, ITC, automotive and compliance lawyers provide full-service solutions to companies with connected car ventures:



# Here are ways we help

# Awards & rankings

Tier 1 for M&A in more than 10 jurisdictions IFLR1000 2014-2016

Band 1 for Tax Chambers Global 2016

Band 1 for Employment Chambers Europe 2015-2016

Band 1 for Intellectual Property Chambers Global 2009-2016

Tier 1 for Intellectual Property in 14 jurisdictions Managing IP 2016

Tier 1 for Media, technology and telecoms - Technology: data protection and privacy Legal 500 US 2016

Band 1 for Technology & Outsourcing Chambers USA 2016

Tier 1 for Environmental Legal 500 UK 2015 Acquisitions, divestitures and joint ventures. We help our clients optimize value and mitigate risk in a broad range of automotive transactions, at all deal stages and across multiple jurisdictions.

**Insolvency and distressed assets.** We assist in managing risks involving shortages of liquidity and imminent insolvency, and advise on the acquisition and disposal of distressed assets.

Distribution and customer/supplier relations. We help automakers secure sound and flexible contractual relationships with key suppliers and customers, and optimize distribution processes.

**Customs and trade regulation.** We advise original equipment manufacturers and suppliers on complex customs rules, and secure favorable rulings and approvals for various business ventures. We also help them capitalize on favorable trade regimes.

Tax and transfer pricing. Our highly knowledgeable tax lawyers help develop defensible global tax planning and transfer pricing strategies, as well as manage foreign income tax, VAT and other requirements.

Moving production to low-cost jurisdictions. We help vehicle producers and automotive suppliers avoid pitfalls and optimize efficiencies when they establish or expand operations in strategic locations.

Labor and employee relations. We assist in planning and executing plant relocations, downsizing, outsourcing and insourcing, among others, to prevent sensitive labor and employment issues.

Antitrust. We advise clients on the application of the Motor Vehicle Block Exemption Regulation and similar legislation, and the redesign of distribution systems to prevent competition issues. We also assist in cartel and other antitrust investigations.

IP protection and licensing. We help protect IP assets through a comprehensive portfolio management system. We also advise on technology transfer and licensing transactions, conduct regular audits, and represent in contentious disputes.

**Product liability and litigation.** We work closely with government agencies and regulating bodies to secure the best possible results in the event of a product recall and other liability actions.

**Outsourcing.** We help our clients move engineering, IT, application development, call center and back-office functions to maximize cost savings and efficiencies.

**Supply chain.** We assist in synchronizing operational efficiencies, and in global and regional supply chain restructurings.

Environment and climate change. We help our clients comply with global and regional environmental standards such as emission rules, Chemical Products Regulation and the EU's End-of-Life Vehicle regulations.

**Regulatory.** We advise on privacy and data protection laws, road and safety rules, and other regulatory concerns. We also help clients develop effective compliance programs to meet requirements set by enforcement authorities.

# On the **cutting edge**

We deliver sharp, focused advice to move your business forward

# Baker & McKenzie has been global since inception. Being global is part of our DNA.

Our difference is the way we think, work and behave – we combine an instinctively global perspective with a genuinely multicultural approach, enabled by collaborative relationships and yielding practical, innovative advice. Serving our clients with more than 6,000 lawyers in more than 45 countries, we have a deep understanding of the culture of business the world over and are able to bring the talent and experience needed to navigate complexity across practices and borders with ease.

### Contacts

Udo Henkel Global Chair Automotive +49 89 5 52 38 161 udo.henkel@bakermckenzie.com

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