

International Workshop

Brexit

Opportunity or Threat for your Business?

Legal and Economic Challenges for the Automotive Supply Industry

Organizer:



Partners:

Bird & Bird



Dates:

8 May 2019 (Frankfurt)

6 June 2019 (Frankfurt)

4 July 2019 (Munich)

Preface

The legal implications of the UK's departure from the EU remain in a state of flux leading up to exit day on 29 March. We will provide automotive suppliers with a detailed and up to date overview of the current Brexit situation and how that is likely to impact on the automotive sector in the UK and the EU. The seminar will be presented by experienced lawyers from our automotive group based in England and Germany who have been monitoring and evaluating the implications of Brexit for this sector.

The session will focus on a number of key areas including:

- **Economic impact of Brexit on the automotive sector:** we will look at the implications for the automotive sector in England of Brexit and issues facing those suppliers dealing with manufacturers in the UK including supply chain and tariff issues.
- **Contractual legal implications:** we will assess how Brexit will affect contractual negotiations including what does Brexit mean for the agreed mode of transport according to Incoterms (EXW, DAT, DAP),

what additional costs can be caused by the Brexit and who has to bear them, how are OEM's addressing Brexit in revised Terms for Purchase for Production Material, as well as wider contractual risks related to Brexit and potential legal solutions to address these risks.

- **Regulatory Impact of Brexit:** we will be looking at how potential changes to regulation as a result of Brexit may impact on the sector with a particular focus on type approval and product safety issues which will be of particular interest for suppliers into the UK.

The presentations will be based on practical cases and examples where this is possible. We invite you to take this opportunity to profit from the many years of experience of our seminar leaders to avoid the risks of the Brexit for your business. **The seminar will be led in English** but, if required, topics and questions specifically tailored to the German automotive supply industry can also be given in German.



Jonathan Speed
Partner
Bird&Bird, London

Jonathan Speed is a partner in Bird&Bird LLP's Dispute Resolution group based in London.

He has over 20 years' experience of representing corporate clients in contentious international commercial disputes including litigation in the English High Court and appeal courts and international arbitration under the auspices of the AAA, ICC, SCC and LCIA as well as ad hoc arbitration (including appeals to the High Court from arbitration awards). He has a particular focus on disputes in the automotive, communications and technology sectors. In these sectors, he regularly advises on product liability and product safety issues (including product recalls) which inevitably involve an understanding of a customer's global supply chain. He also advises on and has significant experience in corporate disputes including shareholder, joint venture and warranty disputes.

He contributes regularly to legal journals and trade press on disputes related issues and presents to a wide range of clients on issues such as automotive liability, injunctive relief, managing complex technology disputes, legal privilege, and jurisdictional issues.



Julian Dirksen
Attorney
Bird&Bird, Frankfurt

Julian Dirksen is attorney at Bird&Bird in Frankfurt. He advises international and domestic companies on all matters of contract law, as well as on litigation issues. He has a particular sector focus on the automotive industry and is a member of our automotive sector group.

Julian Dirksen works with automotive clients (exclusively suppliers) advising on e.g. field actions, recalls, price negotiations, delivery stops and termination of (long term) supply contracts, connected liability cases, as well as all contractual issues (in relation to customers and suppliers).

Julian Dirksen has focussed on the expected legal implications of the Brexit for the German automotive market.



Russell Williamson
Attorney
Bird&Bird LLP, London

Russell Williamson is attorney at Bird&Bird LLP in London.

He advises on complex disputes with an international element relating to:

- Commercial supply contracts involving automotive parts/ components and new technologies (including on interpretation, breach, liability, termination and remedies);
- Risk management; and
- Governing law/jurisdiction.

He also has considerable experience in advising on product liability and recall matters (involving global supply chains) and insurance policy coverage.

He has also presented on various legal topics including product liability, supply chain contractual issues, privilege, jurisdiction and governing law, injunctive relief and the litigation process.

Program



13:30	Doors open – hand out of workshop documents and welcome coffee
14:15	Welcome and Opening of the workshop
14:30	Brexit – Deal or no Deal? What will be the Impact on Trade Between Member States? (Jonathan Speed/Russell Williamson (Bird&Bird LLP)) <ul style="list-style-type: none">• What does Brexit look like? Short overview of the development of Brexit• Current impacts of Brexit on the EU Market- to what extent has it affected the UK market (recent developments with Nissan and JLR)• What is the actual impact of Brexit likely to be on:<ul style="list-style-type: none">– Supply Chain– Customs and Tariffs– Work force [this will be high level and not from an employment law perspective]– Technology development and AVs• How has the UK government addressed these issues and will it work?
15:15	Q&A
15:30	Contractual Legal Implications of the Brexit (Julian Dirksen, Bird&Bird LLP) <ul style="list-style-type: none">• Factual risks/changings (border controls and their impact on the just-in-time production in the automotive sector (triple-truck-times, pear chain principle, costs, need to hire qualified transport companies which are familiar with customs, etc.)• The new terms and conditions of the OEMs• Contractual implications – can I terminate my contract for Brexit, governing law and jurisdiction issues, can I alter long term supply agreements in light of the (unforeseeable) new Brexit conditions• Legal solutions to cover risks in long term supply agreements/POs

16:30	Q&A
16:45	Coffee Break 
17:00	Brexit and Automotive Regulation of automotive sector (Jonathan Speed/Russel Williamson, Bird&Bird LLP) <ul style="list-style-type: none">• Will changes to the type approval process be necessary• Impact on product safety processes and the recall process marketing• CE Marking and authorized representatives
17:45	Q&A
18:00	BREXIT – Heaven or Hell from Aftermarket Perspective  <p>Frank Schlehuber is the Senior Consultant Market Affairs for CLEPA responsible for Aftermarket, Trade and Legal and an industry expert. He has 30 years of experience in the aftermarket and has held various positions with Robert Bosch. He is leading various industry working groups and represents industry interest versus EU- and UN institutions. Frank has experience with:</p> <ul style="list-style-type: none">• latest trends and challenges from market, technology and legislation for automotive suppliers,• market experience in Europe, Asia and US, and• classical whole sale and retail channels for automotive parts distribution. <p>Prior to his current consultant role Frank was head of global sales independent aftermarket. As Senior VP he was involved in the development of the portfolio, distribution and market entry strategies.</p>
18:45	Q&A
19:00	Informal get-together with speakers



Please use the website below for your registration process:

www.sv-veranstaltungen.de/brexit

€ PARTICIPATION FEE

Regular participation fee: 495 € plus VAT

👥 TARGET GROUP

Management, Compliance, Legal,
Sales and Marketing, Purchasing, Quality

📍 LOCATION



8 May 2019
6 June 2019
Bird & Bird LLP
Marienstraße 15
60329 Frankfurt am Main

4 July 2019
Bird & Bird LLP
Maximiliansplatz 22
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i INFORMATION | ORGANISATION



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