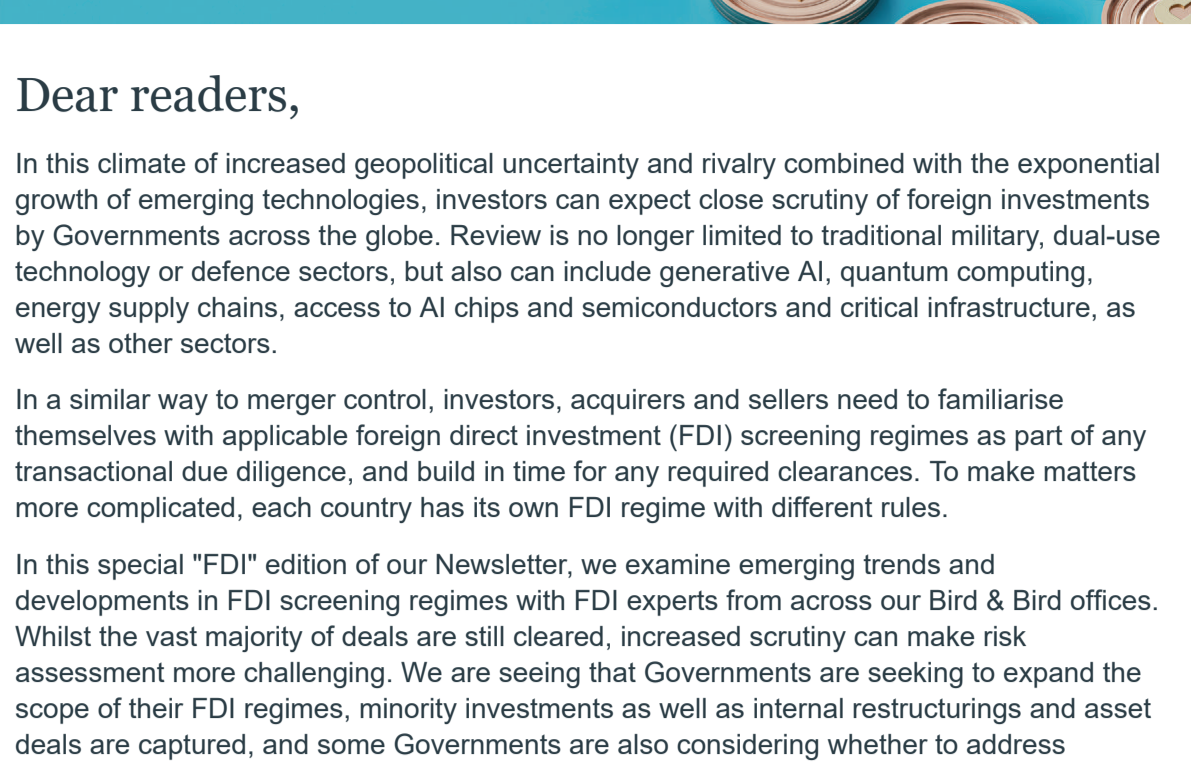




Competitive Edge - FDI Special edition

Keeping you up to date on Competition and EU law developments in Europe and beyond



Dear readers,

In this climate of increased geopolitical uncertainty and rivalry combined with the exponential growth of emerging technologies, investors can expect close scrutiny of foreign investments by Governments across the globe. Review is no longer limited to traditional military, dual-use technology or defence sectors, but also can include generative AI, quantum computing, energy supply chains, access to AI chips and semiconductors and critical infrastructure, as well as other sectors.

In a similar way to merger control, investors, acquirers and sellers need to familiarise themselves with applicable foreign direct investment (FDI) screening regimes as part of any transactional due diligence, and build in time for any required clearances. To make matters more complicated, each country has its own FDI regime with different rules.

In this special "FDI" edition of our Newsletter, we examine emerging trends and developments in FDI screening regimes with FDI experts from across our Bird & Bird offices. Whilst the vast majority of deals are still cleared, increased scrutiny can make risk assessment more challenging. We are seeing that Governments are seeking to expand the scope of their FDI regimes, minority investments as well as internal restructurings and asset deals are captured, and some Governments are also considering whether to address outbound investments.

From reforms to policy shifts, we provide an overview of the factors shaping FDI scrutiny and the global investment landscape. Our insights aim to equip you with the knowledge you need to navigate the complexities of cross-border investments.

As always, please reach out to us if you have questions or comments.

The *Competitive Edge* newsletter team

Foreign Direct Investment

EU

EU Commission takes cautious steps towards Screening of Outbound Investments

[Read the full story](#)

For more information or further guidance in this area, please contact [Baptist Vleeshouwers](#) and [Tjaldra Beetsra](#).

EU to strengthen its Foreign Investment Screening regime

[Read the full story](#)

This article was published in February 2024. For more information or further guidance in this area, please contact [Anthony Rosen](#) and [Tamy Tietze](#).

Australia

FIRB Your Enthusiasm: Reforms Announced to Australia's Foreign Direct Investment (FDI) Framework

[Read the full story](#)

For more information or further guidance in this area, please contact [Aaron Chan](#) and [Alex Lazar](#).

Belgium

Navigating Belgium's Blackbox: the FDI Screening Mechanism 15 months in

[Read the full story](#)

For more information or further guidance in this area, please contact [Paul Hermant](#), [Baptist Vleeshouwers](#) and [Claire De Neve](#).

Czech Republic

Foreign Direct Investments in the Czech Republic - Insights

[Read the full story](#)

For more information or further guidance in this area, please contact [Lubomír Brečka](#) and [Krisztyna Opolzerová](#).

Denmark

The Danish FDI Act – what's happening

[Read the full story](#)

For more information or further guidance in this area, please contact [Morten Nissen](#) or [Nanna Sofie Krabbe](#).

France

A Practical Perspective on How to Deal with the FDI Regime in a M&A Transaction in France

[Read the full story](#)

For more information or further guidance in this area, please contact [Carole Bodin](#).

Finland

Introducing the Foreign Direct Investment regime with latest trends

[Read the full story](#)

For more information or further guidance in this area, please contact [Katia Duncker](#), [Riikka Aarikka](#) or [Maria Karpathakis](#).

Germany

Germany expected to tighten grip on FDI

[Read the full story](#)

For more information or further guidance in this area, please contact [Dr Stephan Waldheim](#) and [Tamy Tietze](#).

Hungary

FDI Regimes in Hungary

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For more information or further guidance in this area, please contact [Dániel Arányi](#) and [Balázs Rudinszky](#).

Italy

FDI in Italy: Insights on the application of the Italian "Golden Power" regime

[Read the full story](#)

For more information or further guidance in this area, please contact [Simone Carleddu](#) and [Jacopo Nardelli](#).

Netherlands

Navigating Dutch FDI Notification: Are Internal Restructurings captured?

[Read the full story](#)

For more information or further guidance in this area, please contact [Janneke Kohlen](#), [Tjaldra Beetsra](#), and [Sander Wagemakers](#).

Poland

Updated Guidelines for Polish FDI Screening Mechanism

[Read the full story](#)

For more information or further guidance in this area, please contact [Marcin Alberski](#) or [Szymon Golebiewski](#).

Slovakia

Early stages of the new FDI regime

[Read the full story](#)

For more information or further guidance in this area, please contact [Ivan Kisely](#) and [Róbert Čupérka](#).

Spain

Updates and trends - Spanish Foreign Direct Investment

[Read the full story](#)

For more information or further guidance in this area, please contact [Candela Solés](#).

Sweden

The Swedish FDI Act – What we've learnt

[Read the full story](#)

For more information or further guidance in this area, please contact [Michael Butler](#), [Caroline Grotenfelt](#) and [Lukas Holmberg](#).

UAE

FDI regime in the United Arab Emirates

[Read the full story](#)

For more information or further guidance in this area, please contact [Surabhi Singh](#) and [Abdulla Alhashili](#).

UK

FDI – Latest developments and refinements to the UK's NSIA regime

[Read the full story](#)

For more information or further guidance in this area, please contact [Anthony Rosen](#) and [Tenisha Cramer](#).



[Visit our Foreign Direct Investment \(FDI\) webpage >>](#)

Bird & Bird news and publications



Navigating the Complex Landscape of Merger Control and Foreign Direct Investment in Life Sciences in the EU and UK

Read this article written by [Dr Saskia King](#) and [James Bailieu here >>](#)

Events and webinars



Webinar recording

Navigating Employment Issues in Investigations: A Guide for In-House Counsel

16 October

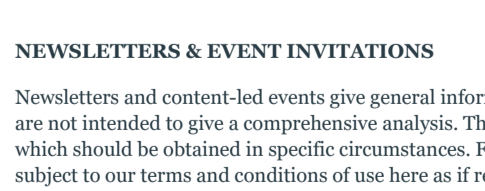
If you missed this webinar, you can register below and watch the recording.

Failing to consider employment issues in an investigation can create legal and reputational risks for the company and damage masterclass morale. This Lexology-hosted masterclass walks you through the typical stages of an investigation starting with an unannounced search of the company's offices and explains how to deal with employment law requirements at each stage.

Speakers [Anne Federle](#) and [Pawel Sawicki](#) share their experience in competition/criminal law investigations, [Emily Clark](#) discusses the employment law requirements while [Willy Mikalef](#) contributes insights from the Data Protection perspective.

[Full webinar description >>](#)

[Register to watch webinar recording \(free\) >>](#)



Florence Competition Autumn School

Recent Developments in Competition Policy

14-17 October | Fiesole, Italy

If you are a mid-career professional looking to advance your knowledge in competition law and economics, this event will help you to stay at the forefront of this ever-evolving field.

Among a distinguished lineup of instructors is our senior associate [Tjaldra Beetsra](#), who presented on [Leniency and Dawn Raids](#) and leading an [interactive Dawn Raid Simulation exercise](#) on 16 October. The event is organised by the Centre for a Digital Society of the EUJ (European University Institute).

[More information on the event here >>](#)



8th International Competition Law & Policy Conference

17 - 18 October | Athens, Greece

This annual event organized by Nomiki Bibliothiki gathers competition experts, academics, practitioners, and members of national and EU authorities to discuss the latest trends in competition law. Bird & Bird partner [Jose Rivas](#) will be speaking on State aid developments.

The key topics of this conference are:

- Overview of last year's developments from the regulators' perspective
- Key antitrust developments from the practitioners' perspective
- Antitrust / Abuse of Dominance
- The DMA & DSA new era / Algorithms and AI ACT
- Merger Control
- State aid developments

This event is supported by the Hellenic Competition Commission, Hellenic Investors Association, and Hellenic Federation of Enterprises.

[More information on the event here >>](#)

Florence Competition Autumn Conference

The Digital Markets Act one year after: Where do we stand?

18 October | Fiesole, Italy and hybrid

This conference for a stimulating discussion on the status of the implementation of the Digital Markets Act (DMA), one year after the first gatekeepers' designation decisions by the European Commission.

Our Brussels-based partner [Hein Hobbelen](#) will join a panel of experts discussing [Gatekeepers designation: lessons learnt after one year](#). The event is organised by the Centre for a Digital Society of the EUJ (European University Institute).

[More information and registration >>](#)

Visit our [Merger Control, FDI and FSR](#) webpage

Visit our [Competition](#) group page

Visit our [Corporate](#) group page

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