

IBA 7th Mergers and Acquisitions in the Technology Sector Conference
14–15 March 2024
Barcelona, Spain

A conference presented by the IBA Corporate and M&A Law Committee and the IBA Technology Law Committee - <https://www.ibanet.org/conference-details/CONF2404>

Thursday 14 March (1145 – 1300)

Session: Artificial intelligence – the legal framework

Moderators

Clara-Ann Gordon *Niederer Kraft Frey, Zurich; Co-Chair, IBA Online Services Committee*
Harry Rubin *Kramer Levin, New York*

Speakers

Albert Agustinoy *Cuatrecasas, Barcelona; Vice Chair, IBA Technology Law Committee*
James Besley *Google DeepMind, London*
Philip Kempermann *Heuking, Dusseldorf*
Holger Lutz *Clifford Chance, Frankfurt*
Beatriz Rodriguez *Roca Junyent, Madrid*

Key take aways from the session:

- Besides the EU Artificial Intelligence Act, further EU regulations and national laws with extraterritorial reach will need to be respected and applied such as the Artificial Intelligence Liability Directive, Data Act, Digital Operational Resilience Act (DORA) and the NIS2 Directive.
- AI is the new work stream in mergers and acquisitions (M&A) transactions.
- Understand the target's technology – otherwise no risk assessment and mitigation is possible.
- Intellectual property (IP) transactional lawyers play just as an important role as M&A lawyers – translating and explaining technology and the related risks
- More conversations with clients, management teams, research and development (R&D) experts and sector specialists during the entire M&A process will be necessary.