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.