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Banking Weekly News

Tuesday 4th March 2025

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CLIFFORD CHANCE SEMINARS AND BRIEFINGS



Clifford Chance Legal Developments Perspectives Series – Spring 2025

You are invited to join Clifford Chance's Perspectives Series, beginning on Wednesday 19 March.

Most sessions will be held online, with some hybrid and in-person events taking place at our London office. The panels will feature a mix of Clifford Chance lawyers from our international network, along with guest speakers.

We will cover the following legal and business topics:

- Global merger control trends in 2025 and the impact of the Trump administration
- Global trade in a time of disruption
- Navigating US and EU regulatory regimes for tech and ESG – managing risk and divergence
- Motor finance broker commissions and the Court of Appeal decision in *Close Brothers v Hopcraft* – what's next for law and regulation governing payments to intermediaries?
- AI litigation and enforcement – the latest trends
- In conversation with Kenn Cukier – human advantage in an age of technology and turmoil
- Asset-backed finance – the new darling of private credit
- Restructuring plans as commercial litigation – navigating a complex legal environment
- AI in healthcare and life sciences – the legal landscape in 2025
- The new UK digital markets and consumer enforcement regimes – what you need to know
- Mastering double Luxcos, Anglocos, Dutchcos and French Fiducie
- Scaling the global carbon markets – Article 6 and the voluntary carbon market
- Securitisation – what's next?
- Asset management M&A and transactions – where financial institutions converge
- Credit risk mitigation and synthetic securitization – law and regulation
- Quantum state of play – emerging opportunities and threats
- The impact of digital trade for lending, fintech, ESG and risk management – a new dawn?

To register, please complete the [online registration form](#).

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Clifford Chance Comment: FCA vs PRA securitisation rules – tackling the unnecessary burden of dual compliance

Since the new 'Smarter Regulatory Framework' rules for securitisation came into force on 1 November 2024, there has been a fair bit of back and forth in the market about the right approach to compliance – and in particular whether it is necessary to have contractual undertakings to comply with more than one set of UK rules.

Clifford Chance has prepared a [briefing](#) reviewing the situation and suggesting the best approach to these undertakings, attempting to balance certainty with the ability to take advantage of the less prescriptive approach permitted by the new regime in the UK.

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Clifford Chance Comment: Ukraine – the latest global sanctions and export controls

The US, EU, UK, Poland, Japan, Singapore, Australia and Ukraine have imposed sanctions and export controls on Russia. These new sanctions are complex, multilateral and continue to be incrementally changing in real time in response to the developments on the ground in Ukraine. Our team of sanctions experts is monitoring the situation closely and we will endeavour to keep our briefings up to date.

Clifford Chance has prepared a [briefing paper](#) discussing these sanctions and export controls, as well as measures adopted in response by Russia.

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LEGAL AND REGULATORY



LSTA publishes exposure draft of revised MCAPs to include whistleblower language

The [Loan Syndication and Trading Association](#) (LSTA) has published an [exposure draft](#) of its revised model credit agreement provisions.

The revisions have been made to incorporate new language in Article 17 (Treatment of Certain Information; Confidentiality) in order to satisfy the whistleblower rules issued by the Commodity Futures Trading Commission (CFTC) and codified at 17 C.F.R. pt. 165. Under these rules, sell-side market participants are required to have such language in all agreements containing confidentiality obligations.

The LSTA circulated the new language to its primary market committee (PMC) in January 2025 and has incorporated their comments into the exposure draft.

Comments are due by 6 March 2025. The LSTA plans to incorporate the final language into other LSTA forms as appropriate.

Please note that the documents are only available to LSTA members.

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► **Sustainability – recent ESG developments**

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