



# Debt Finance Weekly

Tuesday 15th April 2025

Banking Weekly News is being retitled as Debt Finance Weekly to reflect developments in market practice. It will continue to provide weekly updates on matters relevant to commercial lending.

## CLIFFORD CHANCE SEMINARS AND BRIEFINGS



**Clifford Chance Comment: Jurisdictional asymmetry approved**



**Clifford Chance Seminar: In conversation with Kenneth Cukier – human advantage in an age of technology and turmoil**



**Clifford Chance Webinar: Asset-backed finance – the new darling of private credit**



**Clifford Chance Seminar: Restructuring plans as commercial litigation – navigating a complex legal environment**

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## CLIFFORD CHANCE SEMINARS AND BRIEFINGS



**Clifford Chance Comment: Jurisdictional asymmetry approved**

The initial flurry after the Court of Justice of the European Union's (CJEU's) *Lastre* judgment on asymmetric jurisdiction clauses may have abated somewhat, but uncertainties remain. How should you navigate through?

The CJEU has decided that asymmetric jurisdiction clauses in favour of the courts of an EU Member State are in principle valid under the Brussels I Regulation. However, the CJEU said that this will only be the case if the party benefiting from the asymmetry is limited to bringing

proceedings in EU or Lugano Convention member states. This limitation has left many uncertainties.

Clifford Chance has prepared a [briefing paper](#) which, as well as commenting on the case, analyses seven scenarios, with different types of jurisdiction clauses, and highlights implications arising from the CJEU ruling, the EU Brussels Regulation, and Hague 2005 and 2019 Conventions.

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### **Clifford Chance Seminar: In conversation with Kenneth Cukier – human advantage in an age of technology and turmoil**

The next seminar in the Spring Perspectives Series programme will be held in-person at our offices in Canary Wharf, London on Tuesday 29 April at 17:00 BST.

As part of Clifford Chance's Ethics Series, we are delighted that Kenneth Cukier, Deputy Executive Editor at The Economist, and an artificial intelligence (AI), technology and data expert, will be in conversation with Clifford Chance lawyer Herbert Swaniker. They will discuss ethical considerations in AI by reference to Kenn's latest book 'Framers: Human Advantage in an Age of Technology and Turmoil' during which he will consider the important role that humanity will continue to play in an age of increasingly sophisticated AI.

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

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### **Clifford Chance Webinar: Asset-backed finance – the new darling of private credit**

The following session in the Spring Perspectives Series will be presented online by Blake Jones, Emma Matebalavu, Nienke van Stekelenburgh and Martin Wurth on Wednesday 30 April at 08:00 EDT / 13:00 BST / 14:00 CEST / 20:00 HKT.

In recent years, private credit has mainly been focused on corporate direct lending and real estate lending. Asset-backed finance (ABF) is a rapidly growing market that is seen by many as the next frontier in private credit's evolution alongside the greater use of fund finance to leverage investments. ABF is broad and encompasses lending across asset classes – from portfolios of buy-now-pay-later loans and credit card receivables, to residential and commercial real estate, to music royalties and aviation and corporate credit. Our global panel will discuss recent trends in the private ABF space and what's next for private credit. What are the opportunities and challenges faced by market participants as the investment landscape becomes ever more competitive?

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

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### **Clifford Chance Seminar: Restructuring plans as commercial litigation – navigating a complex legal environment**

The following seminar in the Spring Perspectives Series will be held in-person at our offices in Canary Wharf, London on Thursday 1 May at 17:00 BST, hosted by Giles Allison, Laura Hasson, Haafiz Suleman and Iain White, and joined by Adam Al-Attar KC (South Square).

Since their inception, restructuring plans have been powerful and highly contentious tools within the domestic and cross-border restructuring markets. In light of the increasing number of challenges being considered by the English court, our panel (comprising founding members of the Clifford Chance Contentious Insolvency Unit, as well as a leading barrister in this field) will focus on the key points companies and dissenting creditors will need to navigate, and the novel strategies that parties are importing from the world of commercial litigation. We will also consider the developments that we think are on the horizon.

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