

Debt Finance Weekly

Tuesday 3rd November 2026

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CLIFFORD CHANCE SEMINARS AND BRIEFINGS

Clifford Chance Seminar: Telecoms and digital infrastructure – investing in the next wave of digital and dual-use infrastructure

The next seminar in the Autumn Perspectives Series will be presented both in person and online on Tuesday, 17 November at 12pm EST / 5pm GMT / 6pm CET at our offices in Canary Wharf, London. This session will be presented by Clifford Chance speakers Matt Dunn, Jessica Gladstone, Brian Lohan, David Olds, Nick Spurrell and Charlotte Walker-Osborn.

Telecoms and digital infrastructure are being repriced as investors and lenders increasingly deploy capital beyond traditional fibre, tower assets and data centres into a broader range of critical and dual-use infrastructure. Growing priorities around defence, secure communications, cyber resilience and sovereign capability are increasing the strategic importance of these assets and attracting greater investor interest. Our panel will examine emerging investment opportunities, financing and capital structures, contracting approaches and risk allocation, including developments in space-related infrastructure and dual-use assets. They will also consider stressed and distressed opportunities and the options available through rescue capital, debt purchases, acquisitions and restructurings.

To register for this event, please complete the online registration form.

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Clifford Chance Seminar: Strategic governance of emerging technology risks – priorities for boards and senior leaders

The following seminar in the Autumn Perspectives Series will be presented online by our panel Janice Goh, Ines Keitel, Don McCombie, Erik O'Connor, Dessislava Savova and Adam Young on Thursday, 19 November at 8am EST / 1pm GMT / 2pm CET / 9pm HKT.

AI adoption, evolving cyber threats, data regulation and digital sovereignty policies are reshaping technology risks. At the same time, boards, senior executives and legal teams face increasing scrutiny from regulators and growing expectations around oversight and accountability. This webinar will examine the technology issues that should be high on every board agenda, including AI governance, workforce management and surveillance, cyber resilience, data strategy, privacy and intellectual property risk. Attendees will gain practical insights into emerging regulatory, litigation and enforcement risks, and how to strengthen governance, contracting and risk management.

To register for this event, please complete the online registration form.

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Clifford Chance Comment: Beyond the mine: infrastructure, value chains and alternative capital

Clifford Chance's 2026 Asia Pacific Energy and Infrastructure conference looked at how developers, investors and financiers are navigating an era of dislocation defined by geopolitical shifts, evolving energy security priorities and changing capital flows. We

explored the opportunities created by these dynamics and the investment strategies shaping the next phase of growth across energy and infrastructure.

Our panel session, "Beyond the mine: infrastructure, value chains and alternative capital", looked at what is behind the growing demand for critical minerals and metals and discussed the evolving ways in which mining projects are being structured, financed and monetised across the value chain. The session also considered how mine operators can free up capital and how investors can identify and maximise emerging opportunities across the mining ecosystem.

Clifford Chance has prepared a briefing paper on the conference.

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LEGAL AND REGULATORY



LMA, LSTA and APLMA publish sustainability linked loans toolkit

The Loan Market Association (LMA), the Loan Syndications and Trading Association (LSTA) and Asia Pacific Loan Market Association (APLMA) have published the Transition Loan Principles in final form, alongside new Guidance on the Transition Loan Principles, updated Guidance on the Sustainability-Linked Loan Principles and updated Guidance on the Green and Social Loan Principles.

Originally published in exposure draft format in 2025, the Transition Loan Principles provide a framework for use-of-proceeds transition loans. The accompanying Guidance on the Transition Loan Principles provides further clarity on the application of the Principles, including in relation to transition strategies, eligible Transition Projects, sectoral and regional considerations, carbon lock-in and external review.

As part of the same project, the Guidance on the Sustainability-Linked Loan Principles has also been updated to include additional guidance on decarbonisation-focused, transition-themed sustainability-linked loans. This includes guidance on the selection of KPIs that support a borrower's transition strategy and GHG emissions reductions.

Separately, the updated Guidance on the Green and Social Loan Principles brings the guidance on green and social loans together in a single document and expands the guidance on the application of the Principles to revolving credit facilities.

Together, these publications provide updated guidance across transition, sustainability-linked, green and social lending.

Related links:

- LMA lending resources

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Motor finance: FCA sets out expectations for firms making settlement offers

The Financial Conduct Authority (FCA) has set out its minimum expectations for firms making voluntary full and final settlement offers to consumers during the partial suspension of the motor finance redress scheme, while legal challenges continue.

The FCA has stated that it supports lenders making settlement offers, as long as customers are offered no less than they would receive through the scheme. The expectations are intended to help firms ensure that consumers are provided with clear, fair and not misleading information when deciding whether to accept an offer, and to promote a consistent approach across firms. Where a consumer voluntarily enters into a settlement agreement after being provided with appropriate information, the FCA would expect that the complaint relating to that agreement would ordinarily be treated as withdrawn, on the basis that the lender can demonstrate that the offer reflects no less than the maximum redress that would be available under the scheme.

To help consumers make informed decisions, the FCA has published a factsheet that lenders must share with customers when making settlement offers.

Related links:

- Press release

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CASES

3Kings Holdings Limited v TCF 1 GP Limited [2026] EWHC 2620

This High Court case may be of interest as a reminder of the importance of executing deeds correctly. The case concerned an English law Limited Partnership Agreement (LPA) which contained a power of attorney (PoA) from the limited partners to the general partner. The general partner purported to use the PoA to sign a replacement LPA governed by Cayman law. The claimant (one of the limited partners) successfully argued on various grounds that the replacement LPA was ineffective.

Clifford Chance has prepared a short summary of the key points coming out of the case.

3Kings Holdings Limited v TCF 1 GP Limited [2026] EWHC 2620

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