

Hogan
Lovells

Financial
Institutions
Horizons
2022

Open document >



Contents

- ② Asset Tokenization and Blockchain
- ③ Talking about a revolution – making ESG securitizations mainstream
- ④ FinTech: The Notorious E.S.G.
- ⑤ Sustainable Finance and Digital Solutions for SMEs
- ⑥ UK and U.S. agencies signal increased enforcement focus on financial institutions
- ⑦ Central Bank Digital Currencies – the end of money as we know it?
- ⑧ UK and EU regulatory divergence
- ⑨ How European and U.S. governments are looking to regulate AI technologies
- ⑩ About Hogan Lovells
- ⑪ Financial Institutions at Hogan Lovells
- ⑫ Spotlight: Ireland Hogan Lovells goes even greener!
- ⑬ Hogan Lovells Engage and Engage Premium
- ⑭ Spotlight: ESG at Hogan Lovells
- ⑮ Spotlight: ESG Sustainable Finance & Investment at Hogan Lovells
- ⑯ Hogan Lovells as a responsible business



At our recent global conference we held in partnership with Global Digital Finance, our keynote speaker suggested that the three major drivers for financial institution regulators and policy makers for the next few years would be ESG; recovery and building resilience from the COVID-19 pandemic; and digitalization. I could not agree more and these themes are reflected in our 2022 edition of Financial Institutions Horizons.

Increasingly, ESG is the lens through which investors, consumers and regulators interact with businesses. From conscious consumption by consumers to investors who are required to disclose the environmental impact of their investments to the desire to “build back better”, ESG touches every part of our business lives. Financial institutions, and the products and services they offer, have a vital role in delivering key climate sustainability developmental goals and policies, and it has become increasingly evident that this is not a task for the public sector alone. The private financial sector is central to mobilizing capital to meet the current significant shortfall. It is vitally needed to finance long-term sustainable growth and build a low-carbon, climate-resilient and circular economy by channelling funds towards well-governed, responsible and ethical enterprises. Despite this, the securitization market trails significantly behind other capital market debt products in terms of ESG-themed issuances and we look at why that is the case and what might help make ESG securitizations mainstream.

FinTech is another global growth area. In the UK, the Kalifa Review concluded that FinTech has an important role to play in ESG issues. This is in part due to the need to obtain and process substantial amounts of data from a variety of sources; the review suggested that FinTechs can utilize their digital capabilities to enable relevant ESG data to be collected and processed efficiently using technology solutions. However, the most obvious example of FinTech and ESG overlap is undoubtedly in the investments space. We look beyond this to where ESG impacts and opportunities for FinTechs may develop and where we could see FinTech moving next year and beyond.

Algorithmic decision-making and other forms of predictive tools have become embedded in our daily lives. AI is used to automate compliance processes in the financial services industry, facilitate medical diagnoses, drive personalized digital marketing campaigns and monitor worker performance. Yet, while AI offers huge opportunities for organizations, it also presents new ethical and regulatory challenges that need to be both understood and addressed. A number of jurisdictions have started to develop dedicated laws aimed at specifically addressing AI and we look at this exciting and developing area, and the opportunities it presents.

Welcome



Sharon Lewis
Sector Group Leader of
Finance, Insurance and Investment
Paris / London

Digital currencies have been around for a while now but the emergence of central bank digital currencies, or CBDCs, is an exciting new development which could fundamentally alter the banking and payments landscape. The UK, ECB and Fed are all exploring the creation of CBDCs with reports due in 2022. China is one step ahead, with an intention to use its digital yuan more widely after the Winter Olympics in February 2022. In this piece, we look at the opportunities – and threats – that CBDCs could cause.

Although AI, ESG and FinTech are consuming a lot of their time at the moment, regulators remain focused on ensuring financial institution compliance with laws and regulations. Relevant agencies both in the UK and the U.S. have indicated that they intend taking a more aggressive approach to enforcement action in 2022. In the UK, the FCA has announced that it will continue on its journey to become a “forward-looking, proactive regulator” which is “tough, assertive, confident, decisive and agile”. In the U.S., there is an increased focus on corporate enforcement generally, including enforcement of the financial services industry’s recordkeeping obligations. We look at some of the proposed initiatives and what they could mean for financial institutions in 2022 and beyond.

Finally, no publication looking at 2022 would be complete without a piece on the issue of regulatory divergence between the EU and the UK. A massive subject which will present both opportunities, as well as risks for years to come, our piece looks at the lack of equivalence assessments from the EU in favor of the UK and the UK’s apparent willingness now to diverge from the EU’s financial regulatory framework.

I do hope you find this edition of Financial Institutions Horizons both informative and thought-provoking.

Asset Tokenization and Blockchain



Sharon Lewis
Sector Group Leader of
Finance, Insurance and Investment
Paris / London



Michael Thomas
Partner, London



John Salmon
Partner, London



George Kiladze
Associate, London

While we still may be at an early stage of the evolution of blockchain for securitization, blockchain along with smart contracts, promises to transform many activities in our securitization industry. The question becomes not if but when, and when is now.

Blockchain has the potential to streamline processes, lower costs, increase transaction speed, enhance transparency and improve security, for all transaction participants, from issuer, to paying agent to investors, and for others such as auditors, third party opinion providers and rating agencies. Tokenization has the potential to partially, if not totally, replace securitization.

As it becomes more main stream, there will be a period that blockchain and tokenization co-exist with and then replace some of the processes that are so familiar to us today. It promises to transform and potentially replace many activities in the securitization cycle. None of our activities are immune to change.

Despite a number of challenges, market participants like Blackrock, the European Investment Bank, leading investment banks and others have progressively started experimenting with different blockchain elements. As a result of the fragmentation, it is likely that the adoption of blockchain in structured finance will be done on an incremental basis (i.e. reporting, due diligence, digitalizing certain aspects of the transaction, etc.), rather than wholesale changes in the short term.

In this article we look in more detail about what benefits blockchain could bring, as well as some potential challenges to a more widescale adoption.

Read the full article on Hogan Lovells Engage [here](#).

Talking about a revolution – making ESG securitizations mainstream



Julian Craughan
Partner, London



Andrew Carey
Senior Counsel and Co-Head
of Sustainable Finance & Investment,
London



Jane Griffiths
Counsel Knowledge
Lawyer, London



Andrea Salsi
Senior Associate, London



Steven Minke
Associate, London

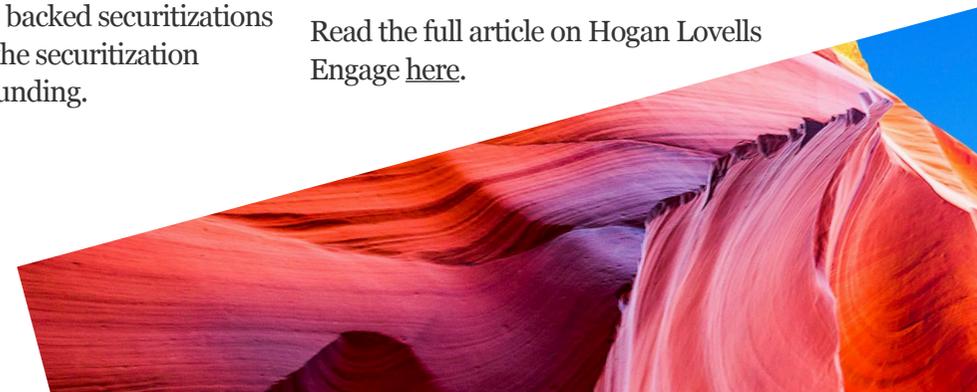


We are witnessing a revolution where environmental, social and governance (ESG) factors are now a point of focus for all securitization market participants. The global emphasis on ESG presents a huge opportunity for the securitization market. The market is growing and there is a clear drive on both the buy-side and sell-side, as well as by industry bodies and regulators to embrace ESG. Despite this, the securitization market trails significantly behind other capital market debt products in terms of ESG-themed issuances.

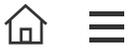
We look at factors hindering the growth of ESG securitization, including lack of standardization and available assets, as well as possible improvements that are in the pipeline. We consider the different ESG securitization structures, examining their advantages and disadvantages for investors and originators. Securitizations with collateral comprising underlying ESG assets are the most transparent structure and offer investors the most comfort in relation to their credentials; however, originating sufficient collateral for these securitizations can be difficult for financial institutions and corporates unless they are able to obtain financing in the markets. We argue that securitizations of standard assets, the proceeds of which are earmarked for ESG projects, have a significant role to play in the market's growth and in supporting the just transition to the green economy. This would then support the origination of assets which are eligible for ESG collateral backed securitizations and the eventual shift of the securitization market to that model of funding.

To facilitate the issuance of more securitizations in this space, well-crafted regulation has a part to play in alleviating investor concerns about ESG-washing. In the EU, the EBA is required to consider legislation that may be required to set out a framework within which ESG securitizations can operate. In our view, this should be approached cautiously as over-burdening the securitization market could risk stifling its initial attempts to align to ESG principles. Once the ESG securitization market is more developed, further comfort could be provided by recommending clear disclosure guidance, particularly with regards to impact and data reporting, and supporting best-in-class transactions with an ESG label akin to what is provided for STS. Finally, we believe there is scope to provide enhanced regulatory capital relief in the case of transactions complying with specific creditworthiness requirements and ESG credentials.

Read the full article on Hogan Lovells Engage [here](#).



FinTech: The Notorious E.S.G.



Rachel Kent
Partner, London



James Black
Partner, London



Yvonne Clapham
Senior Knowledge Lawyer
London



Virginia Montgomery
Senior Knowledge Lawyer
London



Charlie Middleton
Associate, London



Jennifer Staniforth
Associate, London

ESG issues – driven by consumer, investor and stakeholder demand, and rapid regulatory change – have experienced a meteoric rise. They are increasingly reshaping the way business operates across a number of sectors, and the financial services industry is no exception.

Both FinTech and ESG are important growth areas in the UK that regulators are likely to be very focussed on in the next few years. There will no doubt be significant crossover and possibly occasional conflict between the two as regulators push to implement Government plans for net zero whilst striving to ensure that the UK remains an attractive regulatory space for FinTechs to develop despite the separation from Europe.

Whilst we can expect a proliferation of new rules, regulations and guidelines on how firms must act to ensure integration of ESG criteria, it is important to stress that this is not only a compliance burden for firms but also presents huge opportunity.

Consumers are no longer satisfied by companies that make them or save them money at the expense of all else. FinTechs offer consumers options that combine financial gain/savings with values and less tangible but no less important measures of success.

In this article, we shed light on areas where FinTech and ESG might meet beyond the more obvious example of sustainable investments.

This illustrates the overlap between these concepts and highlights both the opportunity that lies at the feet of FinTechs but also the responsibility that they have when developing new products and entering markets.

Read the full article on Hogan Lovells Engage [here](#).



Toolkit

ESG Global Vision for Financial Institutions & Insurers

[ESG Global Vision for Financial Institutions & Insurers](#) is an interactive guide on the latest ESG issues and regulation affecting financial institutions and insurers. Produced by our regulatory and transaction lawyers, our tool allows financial institutions and insurers to track corporate and regulatory ESG developments, with the ability to search and filter by sector and obligation-type and generate custom reports.

Learn more about the toolkit [here](#).

Sustainable Finance and Digital Solutions for SMEs



John Salmon
Partner, London



Sukhvir Basran
Senior Legal Director and Co-Head of Sustainable Finance & Investment, London



Andrew Carey
Senior Counsel and Co-Head of Sustainable Finance & Investment, London

As governments around the world look to “reset” the global economy following the pandemic, it is increasingly evident that the transition to net zero requires speedy, innovative and scalable solutions and must mobilize the “ripple” effect of small and medium sized enterprises (SMEs).

SMEs comprise the majority of enterprises around the world, creating jobs and bringing income to underserved communities. Despite the crucial role they play, SMEs continue to face challenges in accessing finance and the development and evolution of mainstream sustainable finance, is not, for the most part, specifically addressing the challenges that SMEs face.

The increased focus on sustainability and digitalization by governments and regional bodies represents a unique opportunity to address the barriers faced by SMEs. Recovery packages include SME programs supporting a transition to sustainable and digital economies and market participants are working together to create innovative solutions which enable SMEs to access finance as well as digitalize and “green” their business models, products, services, and processes.

Yet more must be done to ensure that a just transition to a sustainable future is inclusive of SMEs. In this article, we set out the key challenges faced by SMEs in accessing sustainable finance (including those around data collection, disclosure and reporting) and consider the need for alignment of sustainable finance frameworks, principles and regulations. In this context, we examine the existing and emerging digital solutions aimed at addressing those challenges and increasing the ability of SMEs to access sustainable finance.



Toolkit

Hogan Lovells Sustainability Roadmap for Corporates & Borrowers

The Hogan Lovells Sustainability Roadmap for Corporates & Borrowers helps corporates and sponsors to create internal frameworks, strategies and policies and understand the range of issues which effect their ability to access sustainable finance.

The Roadmap can be used alongside the Hogan Lovells Lender Sustainability Toolkit to enable financial institutions to support their clients and customers whilst also responding to the challenge of navigating a wide-ranging set of issues when considering sustainable finance and investments. Our Roadmap combines guidance, legal expertise, project management, and alignment of ESG strategy for corporates, sponsors and financial institutions looking to access and deliver sustainable finance and investment whilst also developing their sustainability profile.

UK and U.S. agencies signal increased enforcement focus on financial institutions



Elaine Penrose
Partner, London



Ann Kim
Partner, Los Angeles



Daniela Vella
Counsel Knowledge
Lawyer, London



Rebecca Umhofer
Senior Knowledge Lawyer,
Washington, D.C.

On both sides of the Atlantic, key regulatory and enforcement agencies have signaled more aggressive enforcement efforts that may significantly impact the financial industry sector in 2022.

In the UK, the Financial Conduct Authority (FCA) has made it clear that it intends to continue to become “a forward-looking, proactive regulator”, and one that is ‘tough, assertive, confident, decisive, agile’. Expect to see the FCA adopt a bolder enforcement approach, one that will see it using its full range of powers, making more use of the English Courts where legal clarity is required, and better use of data and AI to detect issues.

In the U.S., there is an increased focus on corporate enforcement generally, on export and sanctions controls cases, and on crimes involving cryptocurrency. There is also a focus on enforcing recordkeeping obligations in the financial services industry. New Department of Justice (DOJ) policies are likely to shape DOJ enforcement actions going forward. In this article, we analyze various initiatives and pronouncements made by key financial services regulators and enforcement agencies in the UK and the U.S. We explore what this is likely to mean in terms of regulators’ areas of focus and enforcement approach, and, consequently, what is on the horizon for firms and their compliance efforts.

Read the full article on Hogan Lovells Engage [here](#).



Toolkit

Hogan Lovells Sanctions Navigator

We have launched the [Sanctions Navigator](#) - a comprehensive tool designed to help clients monitor changing international sanctions.

International sanctions are restrictions put in place by governments on certain types of transactions with targeted countries or persons to achieve a specific foreign policy or national security objective, and can limit the provision of certain financial services and restrict access to financial markets, funds, and economic resources. Now more than ever, keeping on top of international sanctions regimes is challenging, while breaching the law can lead to significant fines and reputational damage.

Content is relevant for clients trading internationally across all sectors, as well as businesses which cross jurisdictions and governing bodies, companies looking to grow their footprint globally, and companies in highly regulated industries.

Learn more about our Sanctions Navigator Toolkit [here](#).

Central Bank Digital Currencies: The end of money as we know it?



Jonathan Chertkow
Partner, London



Dominic Hill
Consultant, London



Charles Elliott
Counsel, London

The emergence of central bank digital currencies or “CBDCs” could fundamentally alter the banking and payments landscape. Commercial bank money (the money in our bank accounts) would no longer be needed. Instead we would each have central-bank-backed money in our wallets – the equivalent of digital cash.

Cryptocurrencies, and particularly the subsequent emergence of stablecoins, has raised the possibility of new forms of private money but have not yet reached scale because of a number of issues, including regulatory concerns.

Now central banks are increasingly exploring CBDCs as an alternative and a means for them to retain control of key monetary policy levers. While momentum has picked up in recent years, 2022 is likely to be the year that CBDCs really start taking shape:

- The UK, ECB and Fed are all exploring the creation of CBDCs with a variety of consultations and reports due in 2022
- In Asia, China is already piloting its digital yuan and intends to use it widely at the upcoming Beijing Winter Olympics bringing it to greater international attention



While CBDCs have clear benefits, they could also lead to massive upheaval, including runs on banks and banks needing to find new funding sources.

While it remains early days, the potentially massive disruption that CBDCs could cause – creating opportunities, as well as threats – means now is the time for banks and payment service providers to engage in the debate and to start shaping the agenda.

Read the full article on Hogan Lovells Engage [here](#).



Toolkit

Hogan Lovells Blockchain Hub

Helping you take advantage of blockchain technology's huge potential and disruptive impact.

Blockchain and distributed ledger technology could revolutionize supply chains, agreements, contracts, currencies and more. The [Hogan Lovells Engage Blockchain Hub](#) helps you take advantage of the technology's huge potential and disruptive impact, while avoiding falling foul of ever-developing legal and regulatory requirements.

Use the hub to:

 **Global:** Track legal and regulatory developments in respect of different aspects of blockchain, in a growing number of jurisdictions and supranational entities.

 **Legal excellence:** Access in-depth analysis from Hogan Lovells industry-leading blockchain lawyers who operate at the forefront of this exciting technology.

 **Sector specific:** Investigate the different ways blockchain can be used in various sectors and where the technology is shaking up industries.

 **Risk management:** View legal positions and restrictions/limitations for cryptocurrencies in various countries.

 **One-stop shop:** Navigate and search across topics related to DLT. Benefit from in-depth analysis of complex related issues.

 **Convenience:** Use the tool on the move and store all your notes and reading lists in one place.

Click [here](#) for free access to our Blockchain Hub.

UK and EU regulatory divergence



Rachel Kent
Partner, London



Jeffrey Greenbaum
Partner, Rome



Yvonne Clapham
Senior Knowledge Lawyer
London



At the end of the Brexit transition period, the UK “onshored” (that is, converted into UK domestic law) the bulk of EU legislation that applied to it as a member state on 31 December 2020. HM Treasury was clear that it did not intend to make policy changes in this process, other than to reflect the UK’s new position outside the EU and to smooth the transition to this situation.

In 2016, Andrew Bailey, FCA CEO at the time, said that Brexit was “not going to lead to a bonfire of regulation, what will come out

critically depends on the agreement government reaches”. Fast forward to the UK-EU Trade Cooperation Agreement and Political Declaration, and the lack of subsequent progress in EU equivalence decisions in favor of the UK. Having started off from a position of adopting unity, the mood appears to be changing. What does this mean for UK and EU regulatory divergence and what is the impact on financial services firms?

Read the full article on Hogan Lovells Engage [here](#).



Toolkit

UK2030

Brexit and a global pandemic have accelerated the need for the UK to define its own response to these challenges and its path to global competitiveness. That means reshaping the way the UK economy operates, the way the UK regulates business and the way it deals with the rest of the world. The 2020s are a decade of unique opportunity for business in the UK.

Hogan Lovells UK 2030 program aims to support clients with government engagement and investment decisions in the UK against a backdrop of forces driving change in the UK. We have identified three key forces that, individually and together, will drive change for the UK and for business success.

These are:

- **Economic recovery and global competitiveness:** how the UK will recover from the impact of COVID-19 and develop a distinctive trade, tax and regulatory regime that makes it an attractive place to invest and do business
- **ESG:** how UK Government and business will together establish an eco-system where people, commerce and planet prosper in a way that is sustainable for the future
- **Digitalization:** how the UK can be a leader in the development, application and use of digital technologies and data to help drive a thriving economy while protecting society at large by ensuring the resilience and integrity of those technologies.

Click [here](#) to find out more about our UK2030 program.

How European and U.S. governments are looking to regulate AI technologies



Bret S. Cohen
Partner, Washington, D.C.



Ambia Harper
Knowledge Lawyer, Washington, D.C.



Dan Whitehead
Counsel, London



Nikki Ogun
Associate, London

The ethical and legal risks associated with AI technologies have long been discussed in academic and policymaking circles. Yet, 2021 was the year that legislators and supervisory authorities started to take tangible steps to regulate their use across Europe and the U.S., through the introduction of new legislation, strategic plans and enforcement actions.

By far the most headline-grabbing development came from the European Commission, which published its long-awaited draft AI Regulation. The proposal is a groundbreaking attempt at regulating the future of our digital and physical worlds, and has the potential to have a profound impact on financial services providers.

In addition to creating prohibitions on certain forms of AI, the most significant aspect of the draft is the introduction of a comprehensive set of technical and governance obligations, that are intended to apply to a list of expressly designated “high-risk” AI systems. From a financial services perspective, arguably the most notable of these high-risk systems include creditworthiness assessments and the use of certain remote facial recognition tools.

Beyond the EU’s AI Regulation, 2021 also saw regulators start to take action in relation to the unlawful use of algorithmic technologies. This has included fines being issued by the Dutch and Italian data protection authorities against certain taxi and delivery apps, for alleged infringements of the GDPR. Meanwhile, the UK’s recently announced National AI Strategy promises the delivery of a white paper on future AI regulation in the new year. And in the U.S., the FTC issued guidance highlighting the importance of truth, equity, and fairness in AI use, signaling that the agency may be preparing to expand its regulation of AI deployments and algorithmic harms such as bias and discrimination.

During 2022, we expect that financial services companies will need to pay particular attention to the adequacy of their existing controls in addressing AI-related risks.

Read the full article on Hogan Lovells Engage [here](#).

About Hogan Lovells

Our vision is to be a bold and distinctive law firm creating valuable solutions for clients.

Our expertise is well-balanced across practices and jurisdictions allowing us to deliver high quality advice. We pride ourselves on our culture which is ambitious, committed and supportive.

Innovation means different things to different people. At one level, innovation simply means the ability to approach a project with an open mind, to adapt to what a particular client needs and to identify ways in which we can improve. We also include the following under innovation:



Helping our clients innovate

We focus on areas where law and regulation are changing, helping our clients realize the potential of a wide-ranging set of developments, market shifts and new technologies, whether that is Big Data, Blockchain or post-Brexit challenges. We also work to help in-house legal teams innovate and drive outcomes within their businesses.



Innovating in how we deliver our services

As our clients' priorities change, we are always looking to enhance our mix of services and the way we deliver them. Part of this involves thinking about ways we can use advanced technology or alternative delivery models. But it also involves thinking about the way in which we engage and collaborate with our clients at all stages of a project in order to develop new approaches, improve decision-making and maximize value for the in-house legal team.



Innovating in how we run our business

Our people are our most important resource. Talent-focused innovation in relation to diversity and inclusion, legal learning and responsible business initiatives are, therefore, all central to our approach. We also operate an internal innovation hub and business incubator, focused on helping our people to test and develop their ideas.

The following pages set out details of some of the areas where we can provide further support to you, such as our Engage and Engage Premium platforms and ways to leverage new technology.

We would welcome a discussion and ongoing dialogue with you about your legal and business needs and the ways in which we can support you.

Top 10 most innovative law firms in Europe, North America and Asia Financial Times – FT Innovative Lawyer Awards 2021



Financial Institutions at Hogan Lovells

Financial technology is changing the face of financial services and overturning assumptions about the way they are delivered. Disruptive technologies are challenging the traditional models for the provision of services.

Our cross-border, multidisciplinary teams provide the insight our clients need, wherever they need it. Whether it is assisting with ESG disclosure and obligations, structural reform, competition investigations, patenting new technology, or entering new markets and developing new products, we can put together a team tailored to our clients' needs that can counsel them through the entire lifecycle.

We work across all major market sectors, including retail and investment banks, alternative lenders, asset managers, intermediaries, peer-to-peer and marketplace lenders, FinTech companies, infrastructure providers, as well as industry bodies and regulators. Our Financial Institutions team brings a complete market view to the projects we work on.



How we work

We use our in-depth knowledge of the latest in innovation and current and projected industry climate to advise our clients on how to best prepare and work in established and emerging markets. We assist in the design and rollout of new products, or assist in the acquisition of new businesses.



Our offering

Because you work globally, so do we; we have on-the-ground teams in all major financial and technology hubs and offices in established and emerging economies. We have over 2,000 lawyers across the global financial institutions sector, and 16 of the world's top 20 banks regularly instruct us.

Lawyers

We have over 2,000+ lawyers in our financial institutions sector. Our extensive network ensures that there are very few issues that we have not come across.

Ranked lawyers

Our lawyers have been recognized as leaders in the financial institutions sector and awarded top individual rankings by legal guides in 2021.



Our strategic partnerships

We are strategic partners with a number of financial services industry bodies and associations. This insight ensures we have the latest regulatory know how, we can interpret change in line with industry thinking and we remain at the cutting edge of developments.



Unlocking Gender-Smart Capital At Scale



Financial Institutions at Hogan Lovells

We are a full-service, integrated global financial institutions team. Learn about our practices below.



Asset Finance



Blockchain, Crypto and Digital Assets



Business Restructuring and Insolvency



Corporate Debt Offerings



Corporate Governance



Derivatives and Structured Products



Financial Services Litigation, Investigations and Enforcement



Financial Services Regulation



Financial Services Regulatory Consulting



FinTech



IPOs and Follow-on Offerings



Leveraged and Acquisition Finance



M&A



Privacy and Cyber Security



Real Estate Finance



Securities and Public Company Advisory



Securitization and Structured Finance



Sustainable Finance and Investment



Tax



Trade and Export Finance

In response to client feedback and in order to service ever increasing client demand for pan-European regulatory advice, we opened an office in Dublin in March 2021. The Irish office offering has further expanded in January 2022, with the hire of Financial Regulatory Partner [Eoin O'Connor](#) to head the Dublin Office.

Ireland's economy and financial services sector continues to grow at some of the fastest rates in the EU. This provides a host of opportunities and post-Brexit solutions for our existing and new clients as Ireland moves up to the global rankings to become the 8th largest exporter of financial services in the world and the 5th largest in Europe, providing a strategic gateway to the EU.

Irish market

30+ years of government industrial strategy to build Ireland as a global financial services centre

20 of the top **25** global banks and **11** of the top **15** insurance companies have Irish presence

€4 trillion+ in fund assets administered here, **3rd largest global funds domicile** and largest in Europe for ETFs and **circa €1 trillion** in assets held by Irish SPVs.

5th largest exporter of financial services in the world

14 of the top **15** global aircraft lessors

8th largest banking sector in Europe

17th largest international banking sector in the world



Spotlight: Ireland
Hogan Lovells goes
even greener!

The expansion of Hogan Lovells offering in Ireland allows us to offer a one stop shop service that combines local regulatory knowledge with the depth of a market leading EU and international regulatory practice.

This offering, backed by a consultancy arm and underpinned by technology solutions, allows us bring operational and cost efficiencies to clients that are unparalleled in the Irish market.

Watch this space in 2022 as the Irish office continues to expand and grow.



Hogan Lovells Solutions: Engage and Engage Premium

We have moved away from our bulletins and blogs, and have changed how we share our digital products, newsletters, alerts, publications and other pieces of legal content and thought leadership, and have brought this into two platforms: Engage and Engage Premium.

Engage

Engage is our online thought leadership platform, available exclusively to our clients. Engage brings together our latest legal, market and regulatory news, industry insights, and analysis from across our global network. It provides our clients with content that is relevant, aggregated, tailored, commercial, and timely.

- Seamless connectivity to all of our online knowledge, insights and resources
- Short podcasts on some of the most significant issues and how businesses are adapting and responding
- Cross-border guides that provide global insights on a variety of hot topics. You can compare and contrast laws and developments across multiple jurisdictions of interest

All you need to do is to register (for free) and customize your account with the topics that are of interest to you. You will then receive a regular email alert with news, insights and analysis relating to the topics of your choice.

Click [here](#) to access Engage.

Engage Premium

Engage Premium offers a range of digital products to help our clients navigate complex legal developments.

- Free and subscription digital products on a wide range of topical issues
- Products that solve recurring (e.g. keeping abreast of global requirements in a developing area) or standalone problems (e.g. regulatory changes) for clients
- Products that focus on issues that are dynamic and changing

Click [here](#) to register or login to Engage Premium account to access our products.

Hogan Lovells
Engage and
Engage Premium



Engage Premium Products

Our cross-functional team has created a number of digital products to help you navigate complex legal developments. Use the + buttons below to access details about our free and subscription products. If you would like to custom-build a specific product for their own use, we have the resources and know-how to help.

<i>Free</i> Blockchain	<i>Free</i> Crisis Leadership Portal	<i>Free</i> EBA Outsourcing	<i>Free</i> FCA Authorization Tool	<i>Free</i> Guide to the Regulatory Technical Standards (RTS) for Strong Customer Authentication (SCA)
<i>Free</i> Financial Investigations Roadmap	<i>Free</i> Global Investigations Guide	<i>Free</i> Investigating in China: Legal and Regulatory Update	<i>Free</i> LIBOR Tool	<i>Subscription</i> Senior Managers and Certification Regime
<i>Subscription</i> Consumer Credit Academy	<i>Subscription</i> Cryptoasset Activity AML Registration	<i>Subscription</i> Electronic Signatures	<i>Subscription</i> ESG Global Vision for Financial Institutions & Insurers	
<i>Subscription</i> Payment Services Academy	<i>Subscription</i> PISP / AISP Authorisation	<i>Subscription</i> PSD2	<i>Subscription</i> Sanctions Navigator	

Hogan Lovells
Engage and
Engage Premium

Spotlight: ESG at Hogan Lovells

Environmental, social, and governance (ESG) issues have unprecedented importance for business. Driven by regulatory change, consumer and investor demand and a growing awareness among institutions, their boards, employees and other stakeholders, companies increasingly are making these issues central to core strategic decision-making.

Navigating this evolving space represents a significant opportunity, yet can also be challenging, with reporting obligations and standards shifting across regions and corporate reputations on the line. Our legally-driven holistic approach to managing ESG issues draws on the full scope of our global practice and sector capabilities to drive long-term profits and maximize positive impact for clients. We help our clients use the law to build a better and more sustainable business and world.

Our team understands the diverse environmental considerations for business across all sectors. With a full range of skills, we focus on solutions that address the challenging parameters and evolving business needs. Our solutions-driven approach is underpinned by decades of experience and our deep commitment to running our own business responsibly. We help clients responsibly manage environmental issues across a diverse range of businesses and sectors, including:

Energy Transition

Solar, Wind, Hydro, Battery, Interconnectors, Hydrogen, Energy from Waste, Electrification, Energy Efficiency, Smart Metering, Carbon Trading

Sustainable Finance and Investment

Responsible Investment Policies, Green Loans, Green Bonds, Measurement, Disclosure and Reporting, Training and Compliance, Financial Regulation, Capital Adequacy, Sustainable Insurance

Social

Pensions, Supply Chain, Business and Human Rights, Indigenous People, Impact Measurement and Reporting, Justice and Rule of Law, Diversity and Inclusion



Corporate and Governance

Governance, ESG Policies, Shareholder Activism, Listing Reporting and Disclosure, Remuneration and Incentives, Brand, Digitalization, Transparency

Environmental

Climate Change, Carbon, Pollution, Plastics, Real Estate, Environmental Permitting, Water, Biodiversity

Learn about our ESG practice [here](#).

Spotlight: ESG at Hogan Lovells

Environmental, social, and governance (ESG) issues have unprecedented importance for business. Driven by regulatory change, consumer and investor demand and a growing awareness among institutions, their boards, employees and other stakeholders, companies increasingly are making these issues central to core strategic decision-making.

Tools and Resources

Our cross-functional ESG team has created a number of free resources for you to access; use the + buttons below to view more.



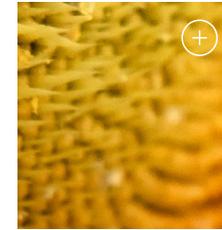
Hogan Lovells guide to key ESG Trends in 2021-22



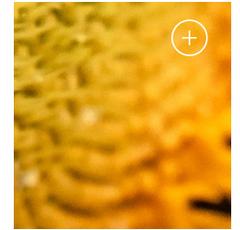
Hogan Lovells guide to new and emerging ESG regulations



Total Business Integrity Healthcheck – a 5-minute app to help you determine whether your business is fit for purpose



Crisis Leadership Portal – a diagnostic tool to help you assess how ready you are for a crisis



ESG Global Vision – an interactive global guide on overarching ESG laws and regulations around the world.



Energy Transition Handbook – an overview of the issues all companies face related to Energy Transition



Hogan Lovells ESG video insight series



Dedicated thought leadership on sustainable finance and investment



The next decade will be one of unique opportunity for business in the UK. Access thought leadership in our UK2030 program.



Hogan Lovells ESG Academy – a video and podcast training series that quickly and concisely breaks down key issues beyond critical ESG topics.

Spotlight: ESG Sustainable Finance & Investment at Hogan Lovells

Our Sustainable Finance & Investment group brings together a multidisciplinary global team and provides clients with best-in-market support in this mission-critical area. We help our clients stay ahead in this rapidly evolving sector through delivering tools, products and solutions to overcome the challenges facing the sustainable finance economy.

We position our advice within the wider ESG landscape, identifying risks and also opportunities. Innovation is a core part of the strategy and the team meets regularly in order to create and consider innovation – the use of existing tools in different contexts and the creation of new tools and systems.

Against this backdrop, we highlight the importance of the Sustainable Development Goal #17. In order to mobilize capital and create an efficient, scalable sustainable finance ecosystem, partnerships and collaboration are crucial. Our lawyers are tasked with servicing our clients but also contributing to the development of the sector. We are creating products and sustainable finance roadmaps with the 2X Collaborative, GenderSmart's JEDI, European Leveraged Finance Association, Loan Market Association, Global Steering Group for Impact Investment, Global Compact, among many others.

We bring sustainability to every finance transaction, create innovative solutions combining guidance, legal expertise, project management, and alignment of ESG strategy to facilitate sustainability. An important part of this is raising awareness, education and training in collaboration with and aligned with international organizations, trade associations and law and regulation; thereby allowing our clients to navigate the complex, wide-ranging set of issues when considering sustainable finance and investments.

Learn about our Sustainable Finance & Investment group [here](#).





Hogan Lovells as a responsible business

We are committed to playing a leadership role in driving inclusive and sustainable development in which people and planet prosper.

We contribute to the achievement of the UN Sustainable Development Goals (SDGs) in our own business and we support our clients to do the same through the work of our ESG taskforce. Working collaboratively within our firm, within our communities and society, and with our clients we use the law to build a better world for all.

Diversity and Inclusion

Our vision for Hogan Lovells is to make a meaningful, positive impact in our firm and on society and to establish ourselves as market leaders in diversity and inclusion.

Delivering on our commitments to diversity and inclusion is one of the five key strategic priorities of the firm, on par with putting clients at the center of everything we do and enhancing profitability. We are actively creating an inclusive workplace where each of our people can thrive as their authentic self, by mitigating unconscious bias and actively creating opportunities for and supporting our colleagues. Our commitment to diversity and inclusion makes us a better law firm and helps us to deliver the best experience for our clients, attract the best talent, and drive innovation.

Our global team of thirteen diversity professionals works together with diversity partners around the globe to deliver on these commitments using the five pillars of our global D&I strategy:



Accountability

We hold ourselves accountable by establishing ambitious, attainable metrics, directing our efforts towards their achievement, and inspiring each of our people to invest in our colleagues.



Processes

We focus on institutional change internally by implementing allocation processes to drive work and pitch opportunities to our underrepresented colleagues. We are active in the diversity industry in developing best practices. Instituting best practice processes ensures that all of our colleagues, regardless of background, have the best opportunity to thrive.



Recruitment and Retention

We want the best and brightest talent at all levels, and take a holistic approach to attracting them, from briefing our recruiters on our expectations for diverse candidate slates to reviewing our recruiting and lateral integration requirements.



Culture

Individuals are the bedrock of our culture. Ensuring that we are training members of our firm, starting from the top on unconscious bias and inclusive leadership while empowering allyship, is critical to ensuring a culture of belonging.



Clients

Providing excellent client service is what we do at Hogan Lovells. Partnering with our clients, through collaborative forums focused on diversity and inclusion and other bespoke initiatives, only enhances that service.

Download the global D&I brochure [here](#).



Hogan Lovells as a responsible business

Operating Sustainably

We recognize that operating sustainably is core to being a responsible business. How we choose to operate impacts future generations and we must play our part in protecting our people and our planet. As part of our commitment to operate sustainably, we are a signatory to [UN Business Ambition for 1.5°C](#) and [Race to Zero](#), which commit us to develop and implement [Science Based Targets](#) to reduce our carbon emissions, and become net zero. Our commitments are backed by adherence to the robust CDP reporting framework, and the broader Ecovadis ratings. We are also founder members of the Legal Sustainability Alliance, and the Net Zero Lawyers Alliance.

Community investment

Our community investment program is focused on creating partnerships and collaborating with others to create thriving local communities.

We develop strategic partnerships with ground-breaking and innovative organizations to support them to successfully deliver their goals and scale their impact. Our [five strategic themes](#) guide our actions, which are underpinned by an emphasis on UN Sustainable Development Goal 17 – Partnerships for the Goals.

Our people use their professional skills to offer support where there are gaps in knowledge, resources, and funding. Our local work supports our global aim to drive inclusive and sustainable development in which people and planet thrive.

Pro Bono

We consistently challenge ourselves to focus our time, skills, and resources to create a world-leading pro bono practice.

Focusing on access to justice and the rule of law, we have a long tradition of supporting ground-breaking social developments. As lawyers we recognize this commitment is part of our professional practice and collectively, we spend 150,000+ pro bono hours per year on work to achieve lasting impact for others. The strength of our pro bono practice lies in our commitment to strategic litigation to bring about systematic change, which is complemented by ensuring we engage our commercial expertise to advise brave and pioneering individuals and nonprofits. Through our [HL Business and Sustainable Enterprise](#) practice we act for innovators and entrepreneurs in the impact economy.

Strategic Themes and Partnerships

We create partnerships and collaborate with others to achieve a positive impact in our communities and society.

Our work supports the achievement of the [UN Sustainable Development Goals \(SDGs\)](#) through our five strategic themes and our key strategic partnerships. Everyone at Hogan Lovells is expected to dedicate at least 25 hours each year to approved pro bono and community investment work. This commitment is part of our cultural DNA and collectively we spend over 230,000 hours per year on work to benefit others.

Our strategic themes

Advancing racial justice



Supporting innovation in environmental protection and advancing our sustainability goals



Empowering women and girls and supporting youth



Peace and reconciliation



External crises and change



Hogan Lovells
as a responsible
business

Alicante
Amsterdam
Baltimore
Beijing
Birmingham
Boston
Brussels
Budapest*
Colorado Springs
Denver
Dubai
Dublin
Dusseldorf
Frankfurt
Hamburg
Hanoi
Ho Chi Minh City
Hong Kong
Houston
Jakarta*
Johannesburg
London
Los Angeles
Louisville
Luxembourg
Madrid
Mexico City

Miami
Milan
Minneapolis
Monterrey
Moscow
Munich
New York
Northern Virginia
Paris
Perth
Philadelphia
Riyadh*
Rome
San Francisco
São Paulo
Shanghai
Shanghai FTZ*
Silicon Valley
Singapore
Sydney
Tokyo
Ulaanbaatar*
Warsaw
Washington, D.C.

*Our associated offices
Legal Services Center: Berlin

www.hoganlovells.com

"Hogan Lovells" or the "firm" is an international legal practice that includes Hogan Lovells International LLP, Hogan Lovells US LLP and their affiliated businesses.

The word "partner" is used to describe a partner or member of Hogan Lovells International LLP, Hogan Lovells US LLP or any of their affiliated entities or any employee or consultant with equivalent standing. Certain individuals, who are designated as partners, but who are not members of Hogan Lovells International LLP, do not hold qualifications equivalent to members.

For more information about Hogan Lovells, the partners and their qualifications, see www.hoganlovells.com.

Where case studies are included, results achieved do not guarantee similar outcomes for other clients. Attorney advertising. Images of people may feature current or former lawyers and employees at Hogan Lovells or models not connected with the firm.

© Hogan Lovells 2022. All rights reserved. WG-REQ-374