



Race to recovery

TIME (BST)	SESSION
Wednesday 19 May 2021	
8.30-9am	<p>Welcome – Day 1</p> <p>Join us as we discuss the outlook for global economic growth. Andy Hartwill, our client insights lead, will be joined Anna Wallace, Partner, Hanbury Strategy who will share insights including from her prior roles leading the Secretariat for the post-COVID Recovery Commission in the UK and as Director of Political Relations for PwC. Anna has a particular focus on business resilience.</p>
9-9.40am	<p>Innovation and opportunities rising in restructuring and insolvency</p> <p>Join us to hear from our experts on the latest trends related to restructuring and insolvency. What is happening and what will likely continue?</p>
9.45-10.25am	<p>Navigating the Debt Enforcement Climate with Bespoke Costs Solutions</p> <p>The present enforcement climate is a challenging one. More than ever, managing the costs and reputational risks of enforcing distressed debt is a top priority – all the more so in light of uncertainty caused by government restrictions, when there are cross-border considerations or when the route to recovery is complicated by fraud.</p> <p>This will be a scenario-based and practical session where our experienced panel will talk about the current enforcement agenda and some of the bespoke solutions Simmons & Simmons has put in place in order to manage the risk of enforcement and make those matters work for all stakeholders.</p>
10.25-10.45am	<p>Break</p>
10.45-11.25am	<p>Liability management: hot topics and recent developments</p> <p>This session will cover:</p> <ul style="list-style-type: none">• a recap over 2020 including bond buying programmes and government programmes• the present day situation on re-financings of those government programmes and how Simmons can help• innovations in the current market including virtual bondholder meetings
11.30am-12.10pm	<p>Restructuring for Real Estate: international hot topics</p> <p>Our teams from France, Germany, Spain and UAE will be discussing real estate restructuring hot topics: legal and what we are seeing in the market, join us for a lively compare and contrast across the jurisdictions. Are we seeing any promising green shoots, what assets classes are flying and which are dying and what has changed for the short and long term.</p>
12.15-12.55pm	<p>UK DB funding solutions: resetting your funding plans to aid recovery</p> <p>Our expert panel (including Michael Bushnell from Lincoln Pensions) will consider, via case studies, more innovative solutions for funding DB liabilities – which address pension plans’ funding needs whilst permitting the employer to focus its cash budget on the business.</p>
12.55-1.30pm	<p>Lunch break</p>



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1.30-2.10pm	<p>Recapitalisation</p> <p>Join us for a discussion of the key equity financing options available to UK listed companies to effect a recapitalisation on a standalone basis or as part of a wider refinancing, including:</p> <ul style="list-style-type: none"> • Standby underwriting • Undocumented placings • Rescue rights offerings • PIPES • Debt for equity swaps <p>The session will be structured around five case studies looking at recent transactions that have used these structures, and will also look at UK Takeover Code implications</p>
2.15-2.55pm	<p>UK securitisations in distress</p> <p>Join us in this session where Kathryn James, partner in the London capital markets group and members of the asset-backed finance and securitisation team, interviews her Restructuring and Dispute Resolution colleagues in the UK about the practical experience of dealing with securitisations that are in distress and where the participants are under attack.</p>
Thursday 20 May 2021	
8.30-9am	<p>Welcome – Day 2</p> <p>Join us as we discuss the outlook for global economic growth. Andy Hartwill, our client insights lead, will be joined by Tom Kehoe, Managing Director and Global Head of Research and Communications, AIMA. Tom will be sharing insights, applicable across many financial markets, based on his unique perspective of the hedge fund and private credit markets globally. Those insights will include those from a recent survey conducted jointly with Simmons & Simmons and with Seward & Kissel into future market trends and another with Simmons & Simmons and The Citco Group into issues around post-COVID hybrid working and cybersecurity.</p>
9-9.40am	<p>Crisis management - the first 7 days: practical steps</p> <p>This session is hosted by our London, Hong Kong and Middle East dispute resolution practices. Crises take many forms. We will discuss what happens when the unexpected occurs. What do you do when your international counterparty suddenly vanishes, or the security that you thought you had disappears or is taken by a third party or is under threat from a third party?</p> <p>In this session we look at:</p> <ul style="list-style-type: none"> • typical crisis situations • protecting your position vis-a-vis the counterparty and potentially competing third parties • will the real counterparty please stand up? (knowing who is in control) • is your dispute resolution clause appropriate for this scenario? • is local injunctive relief available, and is it on a pari passu or first-come-first-served basis? • the do's and don'ts of fact finding and reporting • dealing with interested stakeholders: Board, Compliance, employees, local lawyers, domestic and international regulators and other state authorities, auditors (internal and external), insurers and the press • managing multi-jurisdictional issues • ongoing risk factors

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9.45-10.25am	<p>Dealing with workplace change in times of crisis and evolution</p> <p>In special situations there is often a need to re-shape the workforce, requiring a balance of: incentivisation of key people; hiring in potential new areas of focus as businesses evolve in a post-pandemic world and the skill sets needed to effect this change; and potentially letting people go. In this session we will cover the real life strategic issues to consider, alongside planning issues, such as:</p> <ul style="list-style-type: none"> • retention, hiring and incentivisation of key individuals in a downsizing and evolving business; • alternatives to redundancy – e.g. reduced hours, job sharing for an interim period; and • how to carry out a successful redundancy exercise including consideration of enhanced payments, effective consultation, working to tight deadlines and TUPE considerations
10.25-10.45am	Break
10.45-11.25am	<p>Certain processes for uncertain times – how to make the most out of close-out</p> <p>Join us for a panel discussion to consider local law, regulatory, contractual and recovery aspects of closing out derivatives positions. Our experts from across the UK, France, the Netherlands, Germany and Asia will discuss the international aspects of regulatory expectations and issues including loan hedging, notices and playbooks for close-outs.</p>
11.30am-12.10pm	<p>Inside job: the risk agenda for banks when their customers fall victim to fraud</p> <p>Businesses across a range of sectors are in financial distress and the current economic conditions present a heightened risk of insider fraud. Whilst banks are often far removed from the root cause of their clients' loss, the situation presents a complex risk landscape which can be difficult to navigate. The risks include potential civil liability, regulatory investigations, senior manager responsibility and also engagement with criminal law enforcement agencies. In this session we explore why this is topical right now, the preventative measures that should be taken, and how to respond if the risk crystallises.</p>
12.15-12.55pm	<p>Outlook of the European non-performing loans market</p> <p>Join us to hear from our panel of experts the latest trends when tackling non-performing loans in Europe.</p>
12.55-1.30pm	Lunch break
1.30-2.10pm	<p>Restructuring for Real Estate: resetting the dial (UK)</p> <p>Our panel of experts will explore the latest developments in the distressed real estate market including a discussion around the use of new restructuring tools introduced by the Corporate Insolvency & Governance Act 2020. Are we likely to see certain restructuring trends develop as the country emerges from the COVID pandemic and as the government's protective measures are lifted? Will the dial be re-set?</p>
2.15-2.55pm	<p>The Pension Schemes Act 2021 – keeping the right side of the regulatory line</p> <p>The present enforcement climate is a challenging one. More than ever, managing the The Pension Schemes Act 2021 gives the Pensions Regulator significant new powers to protect UK DB schemes.</p> <p>Our panel will discuss the implications of the new criminal offences and GBP 1 million fines for global transactions, restructuring and refinancing - and share practical tips for how to stay the right side of the regulatory line.</p>