

ICC - East-West Business Forum: Emerging Africa, Prague, 25 September 2013

PANEL V: FINANCING TRADE IN AFRICAN REGION

Legal Terms for Financing Trade by
Tom Eldridge, Partner, Dentons

DENTONS AFRICA

- Longevity: first major international law firm in Africa (Cairo office was established in 1964)
- Strong relationships: an Africa network of 20 highly-regarded local associate firms in 19 countries, the largest of any international law firm (in addition to Dentons Cairo)
- Experience: acted on deals spanning every country on the continent (340 matters in the last 12 months)
- Special expertise: in Energy (oil & gas and power), Infrastructure Project Finance, M&A, Banking & Finance, Mining, TMT, International Dispute Resolution

AFRICA - LEGAL CONSIDERATIONS

- Different legal systems in different jurisdictions
 - Common law v civil law
 - Judiciary and court systems
 - International Arbitration
- Political risk v legal risk
 - The differences and perceptions

AFRICA - ADDRESSING LEGAL RISK

- Host Government support - legislative and contractual
- Multilaterals, DFIs and ECAs
- African Development Bank, Afrexim, East African Development Bank, DBSA
- Lenders' Security Package

AFRICA - SOME KEY RECENT DEVELOPMENTS

- Compliance and anti-bribery laws
- Extractive Industries legislation
- IFC Standards and Equator Principles
- Bilateral Investment Treaties
- Conforming lending documents - LMA for Africa financings

AFRICA - CONCLUSIONS

- Specific legal risks in Africa?
- Opportunities for stakeholder engagement
- Role of the international lending and financing community

Thank you

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Dentons UKMEA LLP
One Fleet Place
London
EC4M 7WS
United Kingdom