CMS
law·tax·future

BEGIN

Catch up with our webinars and podcasts

February 2024

Financial Services (1/2)

More

FCA new Consumer Duty

20-60 mins each — Sept 2022 – July 2023

The FCA's new Consumer Duty comes into force in July 2023 for new and existing products and services that are open for sale or renewal.

The Consumer Duty is a cornerstone of the FCA's three-year strategy, setting higher standards of care. It is being prioritised at every level of the FCA and will drive the FCA's supervision strategies and prioritisation.

The FCA expects good outcomes for customers to be at the heart of firms' strategies and business objectives. Leaders have a key role to play here. Firms' boards and senior management should embed the interests of customers into the culture and purpose of the firm.

With a significant shift in the FCA's expectations, firms can expect their implementation projects to come under real scrutiny in the coming months.

Our webinar series is designed to provide you with a deeper understanding of the FCA's expectations and prepare you for a seamless implementation.

Watch all our webinars **here**

Implementation plans and toolkit

The Consumer Duty mindset and consumer understanding

Outsourcing arrangements though the lens of the Consumer Duty

SMCR obligations under the Consumer Duty: Boards and Consumer Duty Champions

Consumer Duty: what does it mean for wholesale firms?

Foreseeable harm, the FOS and litigation risk

What will be in the FCA's crosshairs?

Cross border financial regulation: how to keep pace with the ever changing face of regulation

20 mins — April-Dec 2023

Against the backdrop of Silicon Valley Bank and Credit Suisse, our series explores hot topics in regulation at this pivotal time.

Watch our recordings and register for future sessions **here**

Topics in this series will include:

- Whistleblowers **watch here**
- Focus on AML **watch here**
- Handling a cross border investigation **watch here**
- Current regulatory priorities **watch here**
- Keeping up to date with the rules **watch here**
- Handling a cyber incident **watch here**
- Market abuse rules **watch here**
- Sustainability related litigation risk **watch here**

Financial Services Bite Size Briefings 2023

30 mins each — Feb-Mar 2023

- **Financial Promotions**
- **Skilled Persons Reports**
- **ESG and insurance: litigation risk**
- **Appointed Representatives**
- **ESG and insurance: regulatory requirements and supervisory expectations**

Watch **here**

How will the Edinburgh reforms impact firms? Initial takeaways

60 mins — Dec 2022

In December 2022 Chancellor of the Exchequer announced a new set of reforms to drive growth and competitiveness in the financial sector. But will these live it up to the industry's expectations?

We take a first look at four key areas:

- What are the main reforms and when will they happen?
- Retail – consumer credit reforms - what is proposed, likely impact and when they might happen
- Banking – is a change to the ringfencing regime a step forwards or backwards?
- Regulation – what will the PRA and the FCA do differently?

Watch **here**

Financial Services (2/2)

Back More

Current issues in contentious financial services

Watch all sessions **here**

Episode 4:
Conduct issues under SMCR
30 mins Dec 2022

Episode 3:
Providing information to the Regulator
30 mins Nov 2022

Episode 2:
How the regulators take decisions
20 mins Nov 2022

Episode 1:
The FCA's new interventionist supervisory style
20 mins Nov 2022

People considerations in financial services transactions

45 mins Nov 2022

Watch **here**

Banking disputes: data driven analysis and trends

60 mins Oct 2022

Watch **here**

FCA difficult conversations

30 mins each June 2021

Sometimes things don't go to plan and when that happens, firms may find themselves having difficult conversations with the FCA.

Our bitesize briefings are packed with practical tips based on our collective experiences, designed to help you navigate those conversations and manage challenging situations.

Episode 1 Responding to regulatory information requests
Watch **here**

Episode 2 Self-notification - when things go wrong
Watch **here**

Episode 3 Requirement to appoint a Skilled Person
Watch **here**

Episode 4 Managing an FCA investigation - the firm perspective
Watch **here**

Episode 5 Managing an FCA investigation - the individuals' perspective
Watch **here**

Episode 6 Consumer redress
Watch **here**

Episode 7 Whistleblowing
Watch **here**

New regime on AIF cross-border distribution and ESMA guidelines:

60 mins Nov 2021

New regime on AIF cross-border distribution and ESMA guidelines: EU perspectives and analysis of their impact on UK managers.

This webinar will provide an overview on the new rules applicable to cross-border distribution of AIFs following the implementation of Directive (EU) 2019/1160 concerning the cross-border marketing and distribution of investment funds (the "CBDF regime") and the associated ESMA guidelines on marketing communications. We discuss the varying implementation of the Directive across the EU and,
in particular, the local differences in Luxembourg, Germany and France. They also focus on the impact of the CBDF regime on funds sponsors or managers based in a third-country (such as the UK) who are either providing services to funds located in the EU or targeting EU investors.

Our specialists highlight the benefits and drawbacks of the new regime and explain the extent to which certain jurisdictions have delayed implementation, or have gold-plated the regime, triggering a need for fund managers to take into account local specificities before starting pre-marketing and marketing activities. They also pick out key points from the new ESMA guidelines on marketing communications, explain their interaction with existing local regulations on marketing and give some practical pointers on the impact for fund managers.

Watch **here**

Fintech

Fintech Bytes

FinTech Bytes by CMS is a podcast series which gives you a bite-sized overview of topics affecting the FinTech market and provides insights into some of the latest tech, regulatory, market trends and issues.

Listen to all episodes here

Episode 18:
How is the consumer duty regime shaping the fintech sector?
25 mins — Dec 2023

Episode 17:
New rules for marketing crypto assets - what to expect
18 mins — Sept 2023

Episode 16:
Data revolution - unleashing the power of synthetic data
Sept 2023

Episode 15:
Unlocking the future: generative AI's unprecedented impact on FinTech and litigation
18 mins — Jun 2023

Episode 14:
Women in FinTech
25 mins — Mar 2023

Episode 13:
What are the key FinTech trends for 2023
15 mins — Feb 2023

Episode 12:
Diversity and Inclusion in FinTech
30 mins

Episode 11:
Marketing cryptoassets in the UK
30 mins — Jul 2022

Episode 10:
How is FinTech disrupting Islamic Finance?
20 mins — Jun 2022

Episode 9:
Crypto assets – MLR registration
30 mins — May 2022

Episode 8:
DeFi
19 mins — Jan 2022

Episode 7:
Akoni
21 mins — Dec 2021

Episode 6:
CBDC
29 mins — Nov 2021

Episode 5:
Interview with Suprafin
15 mins — Sep 2021

Episode 4:
Interview with Alan Ainsworth (OBIE) part 2
60 mins — Oct 2020

Episode 3:
Disputes
23 mins — May 2021

Episode 2:
Interview with Alan Ainsworth (OBIE) part 1
20 mins — Mar 2021

Episode 1:
Operational resilience
20 mins — Feb 2021

Funds

Will blockchain finally disrupt the funds value chain in 2023?

100 mins | Nov 2022

Watch **here**

Focus on Funds: Commercial contracts under a microscope

60 mins | Oct 2022

This session considers how force majeure, material adverse change and other similar clauses as well as the doctrine of frustration may be engaged (something that was a frequent issue during the pandemic and will continue to be as markets re-adjust and adapt to the new normal), as well as touching on impossibility of performance and providing some practical steps that businesses (including funds) can take to safeguard their position.

Watch **here**

Review of AIFMD and ELTIFR: key takeaways and challenges for loan-originating funds

60 mins | Jun 2022

On November 25, 2021, the European Commission released, among others, long-awaited proposals for reform of the Alternative Investment Fund Managers Directive (AIFMD – Directive 2011/61/EU) and the Regulation on European Long-term Investment Funds (ELTIFR – Regulation (EU) 2015/760). Such proposed amendments (collectively, the Proposal) cover key areas such as, inter alia, delegation arrangements, liquidity risk management, supervisory reporting and provision of depositary/custody services. One of the most significant proposed changes would undoubtedly be the new rules and requirements for loan-originating funds, which why we will devote special time to this topic. CMS is organising a webinar to provide a detailed overview on the key provisions of the Proposal and get a unique opportunity to meet with from various market players who will share their views on this topic.

Watch **here**

Focus on Funds: Data protection and cyber security

60 mins | Jun 2022

With the average business suffering some form of online attack every two minutes, this session will assess the scope of the risk, its legal implications and how you can protect your business. We will also offer guidance on a range of topics including common cyber vulnerabilities and how to manage them; GDPR lessons; recent case law on data protection and breach of confidence; and cyber insurance.

Watch **here**

Focus on Funds: Dispute Resolution

60 mins | Sep 2022

No matter how carefully you manage your relationships, disputes between GPs, LPs, and service providers, occur from time to time. The reputational and financial risks are high. This session offers a toolkit to help fund managers and institutional investors: understand the critical elements of the dispute and help make the right strategic decisions from day one; identify the practical steps necessary to handle the dispute; assess the risks factors and the potential relevance of alternative dispute resolution; understand new trends in disputes that the funds industry faces.

Watch **here**

Focus on Funds: understanding risks to directors and what is expected of them

60 mins | May 2022

Fund directors may find themselves personally responsible for aspects of a Fund's operations or investment decisions in respect of which they have little day-to-day experience or detailed knowledge, from health & safety and environmental obligations to data protection, anti-bribery programmes, modern slavery and supply chain issues and shareholder relations and remuneration. This session explains what fund directors need to know and how they can protect themselves, including recognising common triggers for claims against fund directors; the level of skill expected of fund directors; standards of probity for fund directors; duties to stakeholders; issues relating to remuneration and fund directors' service contracts and what to expect from your insurer.

Watch **here**

Focus on Funds: investment control

60 mins | Apr 2022

Foreign investment control plays an increasingly important role in M&A risk assessment. Navigating a plethora of regimes adds increasing time and cost to transactions, often making investment control an equally important factor in transactions as merger control. This session explores CMS's recent insights in this fast-moving space.

Watch **here**

Insurance (1/2)

More

Insurance Sector Series 2023

The insurance sector continues to deal with fast paced changes. Insurance companies need to keep up with changing regulations and market trends that will impact their day-to-day operations and long term business. It has become crucial for (re)insurers, brokers, their risk managers and general counsel to get the right insight and advice across a wide range of claims and coverage, and regulatory and corporate issues.

Our comprehensive programme aims to give you the expert responses you need on the following topics: Access the whole series **here**

LDI, the Gilt Crisis and Claims Risk

60 mins | Mar 2023

We discuss the issues faced by the pensions industry due to recent turmoil in UK Gilt markets, the resulting LDI crisis and other implications for UK pension schemes. We explore the potential for the crisis to give rise to claims against pension trustees, investment managers, financial advisers and others.

Watch **here**

InsurTech

60 mins | Mar 2023

Watch **here**

Building Safety & Construction

60 mins | Mar 2023

Watch **here**

Cyber

60 mins | May 2023

Watch **here**

ESG risks forDirectors & Offices/ESG

60 mins | May 2023

Watch **here**

Product liability

60 mins | Jun 2023

Watch **here**

Climate change

60 mins | Jul 2023

Watch **here**

War, nuclear risk and related war and political risk exclusions

60 mins | Jul 2023

Watch **here**

Professional indemnity

90 mins | Sept 2023

Watch **here**

People issues for insurers

60 mins | Sept 2023

Watch **here**

Bonds

60 mins | Oct 2023

Watch **here**

Marine

60 mins | Oct 2023

Watch **here**

W&I

60 mins | Nov 2023

Watch **here**

Medical malpractice

60 mins | Nov 2023

Watch **here**

Insurance (2/2)

Back

Professional Indemnity Insurance Seminar 2023

60 mins each | Jun 2023

Our 2023 event brings you an update on legal issues of interest to all PI classes, plus updates for specific sectors. Our hot topics include:

- **Regulatory keynote**
- **Dishonesty issues in professional indemnity claims**
- **ESG and the impact for the professional indemnity market**

Watch **here**

The ghost of Xmas past and present. And Xmas yet to come?

60 mins | Oct 2022

Watch **here**

Professional Indemnity Insurance Seminar and video series 2022

60 mins | Mar 2022

Our annual flagship event provides an update on legal issues of interest to all PI classes. In particular we look at:

- **aggregation of cover and attachment clauses**
- **duty of care**
- **observations on professional indemnity insurance in 2022 and predictions for the future**

Watch the plenary sessions here

5 mins | Mar 2022

PI video series

This series of bitesize videos supplements our 2022 seminar and is designed to help you understand the recent trends and navigate the risks and pitfalls of professional indemnity insurance from the perspective of the following markets and sectors:

- **Construction**
- **Brokers**
- **Surveyors**
- **SIPP operators**
- **Solicitors**

Watch **here**

The lifecycle of a cyber breach

75 mins | Mar 2022

Cyber insurance remains one of the fastest growing lines of insurance and cyber-attacks could affect any insured organisation in any class of business.

In this webinar our Insurance, Technology and Disputes teams draw on their experience of working on UK and international breaches and provide you with practical advice on dealing with a breach, including notifications to regulators and data subjects, as well as defending any follow on claims that may arise.

The panel cover the life-cycle of a breach incident, including: initial breach response procedure, IT forensic investigation and mitigation; on-going legal and regulatory implications in the UK and internationally; mid to long-term commercial risks, including responding to follow-on claims.

Watch **here**

Financial Lines Insurance: class actions in the UK

60 mins | Feb 2022

The webinar looks at recent developments, the routes for class actions in the UK and issues for insurers and their insureds to be aware of when dealing with class actions and group litigation.

Watch **here**

CMS Skills For Future Facing Teams Series

Skills For Future Facing Teams is our ongoing programme of leadership and business skills sessions designed for in-house legal teams.

For more information about our programme contact **clientprofessionaldevelopment@cms-cmno.com**.

Empowering women: strategies for influence and impact
60 mins | Jan 2024

Watch **here**

How to navigate challenging conversations
60 mins | Nov 2023

Watch **here**

Strengthening trust in your business relationships
60 mins | Oct 2023

Watch **here**

True colours? How to understand and influence people
60 mins | Sept 2023

Watch **here**

Enhancing your team climate in the hybrid working environment
60 mins | Jun 2023

Watch **here**

Unravelling anxiety
60 mins | May 2023

Watch **here**

Negotiation: top 10 tips and techniques
90 mins | April 2023

Watch **here**

How to influence when negotiating
60 mins | Feb 2023

Watch **here**

Creating psychological safety in teams
60 mins | Jan 2023

Watch **here**

Developing your leadership style to improve your team's performance
60 mins | Oct 2022

Watch **here**

Making it stick: how to lead through change
60 mins | May 2022

Watch **here**

How to speak with gravitas and presence
60 mins | Apr 2021

Watch **here**

Building energy: from fatigue to flourishing
60 mins | Nov 2022

Watch **here**

Legal tech 101 for in-house teams series
3 x 30 mins | Feb-Mar 2022

Watch all three webinars in our series **here**

Project leadership for in-house teams series 2024
3x 90 mins | Jan - March 2024

Watch all three webinars in our series **here**

Make yourself heard: how to deal with confidence issues at work
60 mins | Dec 2021

Watch **here**

Mindsets for innovation and disruption
60 mins | Nov 2021

Watch **here**

Why do you need to be conscious of bias?
60 mins | Oct 2021

Watch **here**

How to have coaching conversations
60 mins | Jun 2021

Watch **here**

Enabling peak performance
60 mins | Jun 2021

Watch **here**

How to give effective feedback
60 mins | Jun 2021

Watch **here**

How to communicate with impact in a hybrid world
60 mins | Jan 2022

Watch **here**