

Foreign Direct Investment (FDI) Screening – Filings in a Time of Crisis

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In addition to antitrust and other regulatory approvals, an increasing number of jurisdictions have now adopted FDI screening mechanisms. These aim to determine whether investments by foreign entities raise broader national security or other “public interest” concerns.

In the United States, for more than thirty years, the Committee on Foreign Investment in the United States (**CFIUS**) has been able to block acquisitions that threaten defense or other critical national interests. This briefing looks at the recent wider spread of similar regimes - now accelerating as a result of fears that the present COVID-19 pandemic will leave domestic businesses vulnerable to opportunistic foreign investors.

If you have any questions regarding the matters covered in this publication, please reach out to any of the lawyers listed below or your usual Davis Polk contact.

Arthur J. Burke

+1 212 450 4352
+1 650 752 2005
arthur.burke@davispolk.com

Ronan P. Harty

+1 212 450 4870
ronan.harty@davispolk.com

Ken Lebrun

+81 3 5574 2631
ken.lebrun@davispolk.com

John B. Reynolds III

+1 202 962 7143
john.reynolds@davispolk.com

Howard Shelanski

+1 202 962 7060
howard.shelanski@davispolk.com

Miranda So

+852 2533 3373
miranda.so@davispolk.com

Matthew Yeowart

+44 20 7418 1049
matthew.yeowart@davispolk.com

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