Your World First

C/M/S/ Bureau Francis Lefebvre

Supporting you in the Health sector

November 2016

Your challenges

The legal framework for the health sector is constantly changing. The requirements relating to health security, budget constraints related to increased social security spending, greater pressure from European and international authorities, the growing trend among public authorities to replace a clearly defined policy with measures that are hard to predict and the increased requirements from patients and their associations are all factors which explain the constant changes.

These developments have resulted in substantial changes in relations between manufacturers, suppliers, distributors and patients, and also between the industry and public authorities.
In this context, as actors in the sector, you need to be able to follow and even anticipate these developments which raise increasingly complex questions.

Our areas of expertise

In this context and respond to these increasingly intricate challenges, our team of health sector experts are available to provide services tailored to all segments of healthcare industry.

Our team of lawyers can support you on any issue related to relations between public authorities and is acting for health professionals, health institutions, professional organisations, specialist care homes, or businesses in the drugs, medical devices, food supplements or cosmetic products.

They handle in particular:

— **product regulations:** regulations applicable to health products at all stages of the product's life, including financial and specific tax regulations; relations with authorities; advice and litigation, in particular before the Council of State, the Court of Justice of the European Union and the European Court of Human Rights;

— **product liability and international contracts:** advice concerning product recalls and withdrawals; in relation to liability claims or legal expertise; drafting of commercial contracts and risk prevention clauses (liability, recall campaigns, anti-corruption laws);

— **economic regulations and competition law:** anti-trust law; economic law; trade policy; relations with distributors;

— **customs regulations:** advice and litigation;

— **corporate and merger & acquisitions:** support for all M&A aspects of acquisition, transfer, and merger or investment operations and, in particular, all aspects of group reorganisation; carve-outs and post-merger integration, that can be complex in this sector;

— **intellectual property:** advice and litigation relating to trademarks, designs, models and patents;

— **IT/data protection:** e-health; internet platforms; software; data protection.

Our approach

— A comprehensive and multidisciplinary approach: your cases are at the heart of our concerns. Depending on their complexity and their implications, our lawyers work with the other legal, tax and social experts to offer you one stop shop comprehensive advice.

— Decision-making support based on advice and assistance: we take your specific goals into account as the basis of our support, with a view to accompanying you over time.

— Capable of handling international cases: as a member of the CMS network, we are able to offer you an international team that offers health sector expertise in each country concerned.

— Methodological thoroughness: we assess your needs, put in place strategies adapted to your organisation and support you in the different phases of your operations, from advice to litigation.

Lawyers active within the Life Sciences group of CMS

CMS Bureau Francis Lefebvre is a member of CMS, a grouping of 10 major independent European law firms located in 35 countries throughout the world. Our organisation is built around 19 sector groups to better understand our clients' different tax, legal and social challenges. Within the Life Sciences sector group, our lawyers can:

— discuss, pool their skills and experiences;
— share their local market approach(es).

CONTACTS

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"Well-rounded team with a strong background in the regulatory aspects of life sciences. Particular strength in clinical trials, market authorisations, validity decisions and advertising."
Chambers Europe 2015: Pharmaceutical products/Life sciences - France

"The team has strong regulatory expertise and regularly handles drug and medical device authorisations, reimbursements and listings. It also acts in product liability cases."
Legal 500 EMEA 2015: Health and Life Sciences - France

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