

TRAINING & DEVELOPMENT PROGRAMME

Knowledge Network

Webinar Series

Legislation of 2022 and Anticipated Developments of 2023: Corporate, Commercial, Disputes and General

Wednesday, 1 February 2023 | 8.30 am to 9.30 am

Transmission begins at 8.30 am



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Legislation of 2022 and Anticipated Developments of 2023: Corporate, Commercial, Disputes and General

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Peter Osborne and Heather Mahon



Introduction

- Welcome
- The Knowledge Network series:
 - Wed 1 Feb: Corporate, Commercial, Disputes and General
 - Wed 8 Feb: Real Estate, Energy, Environment and Planning
 - Thu 9 Feb: Finance and Financial Services
- Objectives
 - A basic awareness of a wide range of potentially relevant legislative developments
 - A ‘heads-up’ on what currently can be anticipated for new legislation in 2023
- Detailed notes of each presentation will be circulated afterwards
- Some annual reminders:
 - Is it in force? Enactment v commencement
 - Is your document complete and accurate? Ensure that you are working from a consolidated text
- European Communities Act 1972, s2: EU legislation is part of the domestic law of the State
- The volume of 2022 legislation: 52 Acts, 742 SIs, 41 EU directives, 1,088 directly-applicable EU Regulations and 1,407 Decisions of the Commission, Parliament, Council and other EU institutions

Disputes

Administration of Justice (1)

- Competition (Amendment) Act 2022
- Personal Injuries Resolution Board Act 2022
- Rules of the Superior Courts (Companies Act 2014, Part 10A) 2021
- European Union (Preventive Restructuring) Regulations 2022
- Council Decision (EU) 2022/1206 concerning the accession of the EU to the Convention on the Recognition and Enforcement of Foreign Judgments in Civil or Commercial Matters

Administration of Justice (2)

Anticipated Developments

- Civil Reform Bill
- Representative Actions for the Protection of the Collective Interests of Consumers Bill
- Courts and Civil Law (Miscellaneous Provisions) Bill 2022
- Defamation (Amendment) Bill
- Proposal for a Directive on adapting non-contractual civil liability rules to artificial intelligence (AI Liability Directive)
- Proposal for a Directive on liability for defective products
- Proposal for a Directive on protecting persons who engage in public participation from manifestly unfounded or abusive court proceedings (“Strategic lawsuits against public participation”)

Employment Law

- Redundancy Payments (Amendment) Act 2022
- Payment of Wages (Amendment) (Tips and Gratuities) Act 2022
- Sick Leave Act 2022
- Protected Disclosures (Amendment) Act 2022
- Local Government (Maternity Protection and Other Measures for Members of Local Authorities) Act 2022
- Gender Pay Gap:
 - Gender Pay Gap Information Act 2021 (Commencement) Order 2022
 - Employment Equality Act 1998 (Section 20A) (Gender Pay Gap Information) Regulations 2022
- European Union (Transparent and Predictable Working Conditions) Regulations 2022

Corporate, Commercial and General

General (1)

Aviation

- Air Navigation and Transport Act 2022
- Airworthiness, air operations and ground operations measures

Betting, Gaming and Lotteries

- Gambling Regulation Bill 2022

Competition and State Aid

- Competition (Amendment) Act 2022 (*corporate aspects*)

General (2)

Broadcasting and Communications

- Online Safety and Media Regulation Act 2022
- Communications (Retention of Data) (Amendment) Act 2022
- European Communities (Mobile Telephone Roaming) Regulations 2022
- European Union (Electronic Communications Code) Regulations 2022
- *Anticipated Developments:*
 - Communications Regulation Bill 2022
 - Digital Services Bill (*Ireland*)
 - Digital Markets Act
 - Digital Services Act (*EU*)

Company Law and Corporate Governance

- European Union (Preventive Restructuring) Regulations 2022
- Covid-19-related concessions:
 - Companies Act 2014 (Section 12A(1)) (Covid-19) (No 2) Order 2022
- *Enforcement*: Corporate Enforcement Authority (from 7 July 2022)
- Other Companies Act changes commenced by the Companies (Corporate Enforcement Authority) Act 2021 (Commencement) Order 2022
- Directive (EU) 2019/2121 as regards cross-border conversions, mergers and divisions (the “Mobility Directive”)
- *Anticipated Developments*:
 - Companies (Administrative, Governance and Insolvency Amendment) Bill
 - Directive (EU) 2022/2381 on improving the gender balance among directors of listed companies
 - CSRD:
 - Corporate Sustainability Reporting Directive
 - Proposal for a Directive on corporate sustainability due diligence

General (3)

Commercial Law

- Screening of Third-Country Transactions Bill 2022

Consumer Law

- Circular Economy and Miscellaneous Provisions Act 2022
- Consumer Rights Act 2022

Data Protection and Privacy

- EU E-Privacy Regulation

Public Law (General)

- Electoral Reform Act 2022
- Water Services (Amendment) Act 2022
- Tailte Éireann Act 2022
- General Government Secured Borrowings Order 2022

General (4)

Public Law (Regulatory)

- Regulation of Providers of Building Works and Miscellaneous Provisions Act 2022
- Sanctions
- *Anticipated Developments:*
 - Regulation of Lobbying (Amendment) Bill
 - Ethics in Public Office Bill
 - Sale of Alcohol Bill

Transport

- *Anticipated Developments:*
 - Road Traffic and Roads Bill

Questions?



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