

ANDERSEN | PARTNERS
Advokatfirma

Innovation and Legal Issues on Cross-border Cooperation
7th December 2019

Content

- Andersen Partners Law Firm
- Denmark and Danish Innovation
- Pillar Industries in Denmark
- Cross-border Cooperation Model between China and Denmark
- Legal Issues on Cross-border Cooperation between China and Denmark

Andersen Partners Law Firm

- A Danish law firm established on the year of 1972 with three offices in Denmark and two offices in Germany
- A law firm focuses on commercial law, dispute resolution and real estate
- The only China Desk in Denmark with both Danish and Chinese lawyers and the biggest China Desk in Nordics

Denmark and Danish Innovation

- 5.7 million population
- Danish welfare system
- UNLEASH 2019
- Innovation Eco-system

the world.

#50 The Danish population counts 5.8 million.

#7 The highest point in Denmark is a mere 171m.

#3 14 Danes have received no less than 13 Nobel Prizes; that makes Denmark one of the most winning countries per capita.

#45 In Denmark, a 'Danish' is called 'Wienerbrød' (Vienna bread).

#78 There are only two things Danes envy other nations: warm climate and beautiful language.

#8 Denmark is one of the least corrupt countries in the world.

#100 The Danish flag was copied by other Nordic countries. Hmm... hmmm, copycats.

#17 From community food banks to food waste kitchens and even food waste supermarkets - Danes are keen on fighting foodwaste!

#35 Carlsberg and Tuborg are two of the most famous Danish beer brands.

#79 In 2018 a Danish bioscience

#57 Aarhus, the second largest city, goes by the name 'The City of Smiles'.

#60 Denmark has the 15th longest coastline in the world stretching 8,229 km.

#37 Denmark was the first country in the world to establish a Ministry of Environment (1971).

#24 Bakken, located within the beautiful hunt parcel and UNESCO sight Dyrehaven, is the world's oldest amusement park.

#43 Danes do indeed love their rye bread and salty liquorice.

#99 Denmark has two national anthems 'Der er et yndigt land' and 'Kong Christian stod ved højen mast'.

#75 Every July, one of the world's biggest gatherings of Santa Clauses takes place in Denmark.

#41 Denmark is the only European country capable of competing against Asian countries in badminton.

#5 The Danish flag 'Dannebrog' remains the worlds oldest national flag.

#16 The LEGO brick is a Danish invention. You're welcome!

#101 Being big on recycling 'Pilsner' is a Danish beer produced from a barley fertilized with human urine.

#76 Denmark has an annual competition to see who is best at opening a bottle of champagne with a sword.

#88 The Danish band Aqua pillaged the world with their mega hit 'Barbie Girl' in the mid 90's.

#38 Denmark has more Michelin stars than any other country in the Nordic

#55 Denmark has the tallest hierarchy in the world; tipping the scale on the index measuring 'willingness to delegate authority at work'.

#94 In Denmark children are taught English from the first grade. As a result some of the best non-native English speakers are said to live in Denmark!

#44 Denmark is the only Nordic country not enforcing a state monopoly on the sale of alcohol.

#14 The famous place to surf 'Cold Hawaii' is located in Kiltmøller, Denmark.

#61 The Danes participate in triathlons like no other nationality.

#73 Smørrebrød (open faced sandwiches on rye bread) is a cherished dish in Denmark.

#81 The Danish alphabet has three additional letters æ, ø, å - just to make pronunciation easier for foreigners.

#13 Practically all Danes know how to swim since swimming lessons are part of the compulsory curriculum in all state schools.

#32 Copenhagen is one of the most gay-friendly cities in the world.

#91 Fabled viking, Ragnar Lothbrok, is a Danish legend and character in the famous Netflix series 'Vikings'.

#72 Danes will wait patiently until the traffic light tells them to cross. You will rarely see Danes jaywalking!

#42 Roskilde Festival on Zealand is one of Europe's largest music festivals running every year since 1971.

#82 If you're still unmarried at 25, your friends will cover you in zinc when it's your birthday.

#86 Danes are among the top consumers of organic food worldwide.

101 facts on denmark.dk

Pillar Industries in Denmark

- Clean tech: successive Danish governments have committed to creating the most clean tech friendly business environment in the world. Today, nearly 40 years of strong energy policies have put Denmark well ahead of the rest of the renewable energy industry. Denmark has the most abundant wind power, strong smart grid, green data center, abundant bio-energy and complete renewable energy industry chain.
- Life sciences: Denmark is one of the world's most powerful life sciences clusters and a world-renowned international health laboratory. This reputation derives from the close interplay of public-private partnerships in science, education and regulatory matters, Denmark has a leading European clinical research, its biotechnology development has reached world-class level, and per capita export volume of the medical technology industry ranks among the best in the world.
- Food: as we all know, Danish food is synonymous with high quality, strong reliability and safety and health. It has the most advanced food processing plants in the world and enjoys an international reputation for its research and innovation ability. It is also a center for sustainable food production and an important part of the world's organic food industry, with world-class chefs and restaurants.

Pillar Industries in Denmark

- ICT: Denmark is one of the world's leaders in the development of technology activities, with first-class test market and access to world-class software development talent pool. Denmark has been rated as the most digital country by the European Commission, providing a good opportunity for international technology companies to test and develop new IT solutions.
- Maritime and logistic: Denmark has long been among the top 10 maritime nations in the world. As a maritime country with cutting-edge innovation and an excellent regulatory framework, it provides advantages for shipping companies from all over the world. Denmark has a cutting-edge maritime Marine ecosystem, a highly educated maritime workforce, and competitive framework conditions.
- Design and innovation: Denmark has two world-class design schools, more than 5,000 registered design companies, public strategy support network, covering management, graphic design, animation, information and communication technology and other fields. Design permeates every aspect of Danish life, from world-class products, services and buildings to sustainable urban planning to innovative integrated clusters.

Pillar Industries in Denmark



Cross-border cooperation model between China and Denmark

- Green field
- Joint Venture
- M&A
- Diversity cooperation: franchise, supplier, and etc.

Legal Issues on Cross-border cooperation between China and Denmark— Green Field

- Registering a company in Denmark is a quick process and most registration can be done online.
- There is no requirement on the nationality and residential area of the shareholder
- Money laundry
- Most companies in Denmark are limited liability companies, including joint stock limited companies (A/S) and private limited liability companies (APS), and these two companies are also not subject to the number of sponsors. The minimum share capital of a company limited by shares is 400,000 DDK (or equivalent Euros). The minimum share capital of a private limited liability company is 40,000 DDK (or equivalent Euros).
- Flexible employment law
- Tax: 25% VAT and 22% corporate tax

Legal Issues on Cross-border cooperation between China and Denmark— Joint Venture

- Co-development of technology and market in both Europe and China
- Operation and management of the JV—shareholder agreement
- Case: JV in Denmark (sales office) and JV in China (production)

Legal Issues on Cross-border cooperation between China and Denmark— M&A

- Legal due diligence, SPA, CEO employment contract (competition clause), other relevant agreements
- After acquisition management
- Minority shareholder and JV in China
- Case: acquire 30% share in a Danish robotic company and establish a JV in China
- Case: acquire 100% share in a Danish liquid fertilizer company

Legal Issues on Cross-border cooperation between China and Denmark— diveristy cooperation

- Franchise agreement, purchase agreement, cooperation agreement (payment term, delivery term, QC, dispute resolution, and etc.)
- Case: debt collection case against a Danish clothing company

Culture Difference on Cross-border cooperation between China and Denmark

- Language is always the smallest issue
- Case: employment contract case of a Danish company wholly owned by a Chinese listed company

Contact

Xue Xue

Head of China Desk, lawyer

Direct: +45 76 22 22 49

Mobile: +45 53 42 23 18

Email: xue@andersen-partners.dk

Thanks you

ANDERSEN | PARTNERS
Advokatfirma

Kolding

Odense

Copenhagen

Flensburg

Hamborg

www.andersen-partners.dk