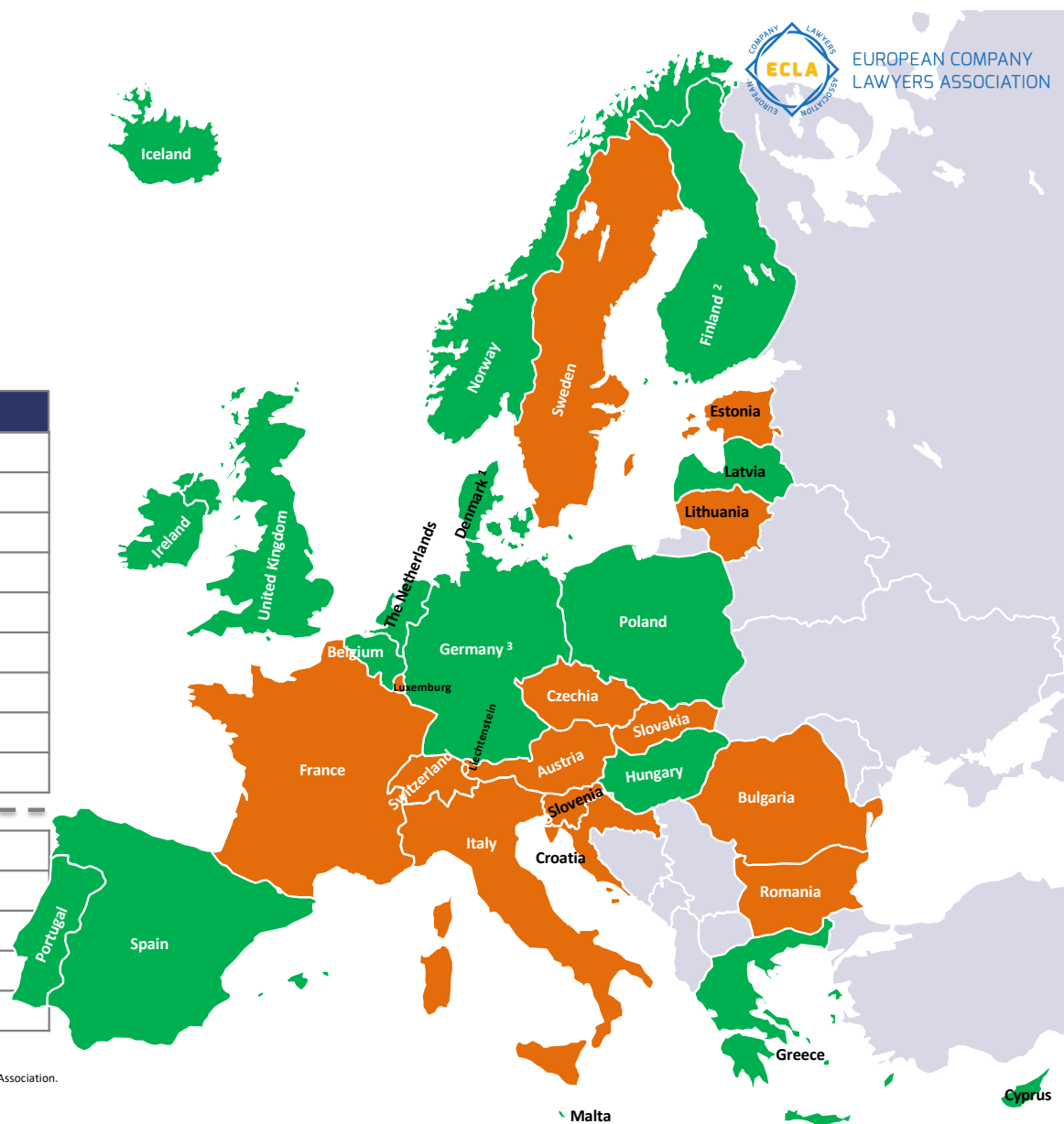


## Overview of Countries with and without Legal Professional Privilege for In-House Lawyers

EU & EFTA (Incl. UK)OECD (rmng)

- 1) Some form of LPP: No legislative provisions specifically prevent in-house lawyers from becoming members of the Advokatsamfundet, Denmark's National Bar Association.
- 2) Some form of LPP: Generally, not (only "asianajajista"), however granted in the context of legal proceedings.
- 3) Some form of LPP: Granted in civil law, only.
- 4) No LPP for lawyers at all in this country.

# Overview of Recent Lobbying Activities



- Letter sent on 12 October 2021
- First video-conference on 24 November 2021 with JM, MS, JR and VP (ECLA & ACCE)
- Physical meeting planned for Q1/2022

- Letter sent to Mr. Daniel Calleja Crespo, DIRECTOR-GENERAL, Legal Services at the European Commission after he made a comment at an ICAM conference in September ("that the issue of professional secrecy of inhouse counsel needs to be looked at")
- Letter briefly summarized the current situation and recent developments in Europe at OECD and in the Council of Europe and proposed to start a dialogue on rule of law and the position of company lawyers in Europe
- Mr. Calleja invited us for a call in November for 30 minutes with his delegation of 5 advisors from DG Just and DG Grow (the call lasted approx. 55 minutes)
- We presented for 15 minutes followed by a discussion with Mr. Calleja for 40 minutes
- Mr. Calleja understood that there might be an issue with company lawyers across Europe which the EC needs to investigate but requested more information and tangible examples for company lawyers being disadvantaged within the European borders and in respect to the USA especially
- For our efforts he mainly suggested two potential angles of attack:
  1. Link issue to the internal market → DG Grow
  2. Link issue to rule of law → DG Just

## Homework for the ECLA Family:

1. Please provide us with recent developments in your countries and keep us updated
  2. Please show us practical examples, where company lawyers are hindered in your countries or even in connection with other countries
- We will collect, condense, and generate a report to be provided to the Commission in February in preparation for our physical meeting with Mr. Calleja and his team

