



# KPMG Law in South Africa

## Factsheet

We operate both as a “stand-alone” legal business unit and as part of a multi-disciplinary organisation through which our team members are able to seamlessly work with various other experienced teams within KPMG Services, including the Deal Advisory, Digital Consulting (including Cyber Security and Technology Assurance), Financial Risk Management, Forensics, Governance and Compliance, and Tax teams.

### Who we are

KPMG Law in South Africa is a passionate team of attorneys who have extensive experience and expertise in the provision of legal advice and support to clients on a wide variety of corporate and commercial law issues. We specialise in all aspects of corporate, commercial, competition, financial regulatory and data privacy law. KPMG Law forms part of an integrated, multi-disciplinary model within KPMG’s Tax and Legal function. The team also works closely with KPMG’s Advisory function and is a member of the KPMG Global Legal Services network. This model has proved to add significant value to our clients, both in terms of deliverables and efficiencies within projects.



### Areas of expertise



#### M&A, Corporate Commercial, Restructures and Reorganizations

KPMG Law regularly assists clients in:

- designing and implementing M&A transactions;
- drafting and reviewing commercial agreements;
- undertaking legal due diligences;
- advising on inward investments;
- restructuring of business entities and groups; and
- implementing group rationalisations.

The team has a strong reputation in M&A transactions, legal due diligences as well as group restructures and rationalisations in respect of large local and international groups in a wide range of sectors.



#### Financial Services Regulatory

Our Financial Services Regulatory team members advise and support clients on all aspects of financial services legislation and regulations impacting on financial institutions. Key focus areas of our Financial Services Regulatory team include providing support to clients in respect of:

- guidance and support to clients on their management of Conduct Risk in their businesses;
- financial regulatory change management programmes;
- the Automatic Exchange of Information, including FATCA and the Common Reporting Standard;
- an effective technology solution for FATCA and CRS reporting;
- consumer credit and the impact and implications of the National Credit Act;
- support in the preparation and submission of regulatory license applications and engaging with regulators on behalf of clients; and
- supporting local and international clients who wish to set up financial institutions or provide financial services within/into South Africa.

## What we offer (cont.)



### Data Privacy and Protection

The Data Privacy team of KPMG Law is well versed in the Protection of Personal Information Act (POPIA) and the EU General Data Protection Regulation (GDPR) and regularly assists clients with:

- privacy impact assessments to determine the impact of POPIA on clients' business operations, systems and products;
- privacy gap assessments to determine clients' POPIA compliance gaps and make pragmatic recommendations for remediation;
- the design and implementation of privacy compliance programs (including the drafting of agreements, policies and procedures, privacy notices and consent forms);
- the monitoring of privacy controls;
- support in the design of data breach response plans;
- Technology solutions to support client's Privacy compliance programmes; and
- the design and implementation of privacy training and awareness programmes.



### Competition Law Regulatory

KPMG Law provides a broad range of competition law services which include:

- the preparation and submission of merger filings to the Competition Commission;
- the design and implementation of competition law compliance programmes;

- competition law training on cartel behaviour and abuse of dominance;
- day-to-day advice on competition law risks;
- dawn raid training and support; and
- engaging with the Competition Commission on behalf of clients.

Our compliance experience includes the conducting of extensive competition law compliance audits on the business operations of clients, confidentially reporting on our findings, recommending remedial steps, drafting competition law compliance policies and presenting competition law training to management and staff. We have an effective eLearning technology solution to train our clients on competition law compliant behaviour, on a distance learning basis.



### Our strength

Our strength lies in our integrated model and our multi-disciplinary approach, both locally and internationally. We have aligned ourselves locally with a broad variety of specialist tax and advisory teams and embedded ourselves internationally within the KPMG Global Legal Services network by aligning our strategic objectives to those of the international legal network and participating in international conferences and global topic group discussions. The KPMG Global Legal Services network has a global legal network of more than 3200 lawyers in over 80 countries. Our regular interaction with this network allows us to stay abreast of global regulatory developments, international best practice and technology solutions.

## Contact Us



### Competition Law

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### Financial Services Regulatory

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### Data Privacy

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