



Interpreting India
for commerce

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ABOUT LEXPORT

Lexport is a New Delhi based law firm with a branch office in Bangalore. The firm covers the entire spectrum of legal services for its clients – both domestic and international across private and public sectors – including corporate, commercial & tax law advisory, transactional support, litigation, compliance and regulatory services, due diligence, legal audits and legal research.

The firm was started in the year 2000 with an aim to offer tailor-made legal solutions on corporate, commercial, tax and regulatory issues. While the core areas of practice are corporate commercial laws, corporate indirect taxation and intellectual property laws, it also undertakes consultancy services in the area of public policy and general civil law.

The focus of the firm is on delivering efficient, effective and timely legal solutions to its clients with complete professionalism. Its niche and unique blend of technical expertise and commercial pragmatism makes the firm a trusted counsel to several clients on a long term basis.

The firm has a dedicated team of professionals which include Lawyers, Intellectual property experts, Chartered Accountants and Company Secretaries. The senior professionals at the firm are Practice Experts and form the core of the firm's invaluable knowledge pool.

INDIA

India is geographically the seventh largest country in the world and the second most populous. In recent decades, India has emerged as one of the fastest growing economies in the world. India is a federal republic with its legal system modelled on the English common law. The primary source of law is the Constitution of India which enables the Union Parliament and State Legislatures to enact legislation. The other significant source of law is judgments delivered by Courts.

The Indian judicial system has the Supreme Court situated in New Delhi as its fountainhead, with High Courts in each State and district and sessions courts in the judicial districts of the States. Specialized statutory tribunals/ forums and arbitral authorities have also been set up to fast- track litigation, mostly economic litigation.

India went through an unprecedented opening up of its economy following the economic reforms of the early 1990s. The regulatory framework has seen a sea change over the last two decades after India chose liberalization as its mantra for economic growth.

The USP of India is its young populace, a large pool of skilled manpower, democratic polity, independent judiciary, a free press, and an institutional framework based on the rule of law. Not only is India a significant trading partner and an attractive investment destination, a growing number of Indian companies are investing abroad. So it is not surprising that India is now a defining economic force that is rapidly influencing world economy.



¶ Expertise ¶



PRACTICE AREAS

- ❖ Trade Laws and GST
- ❖ Corporate, Commercial & Transaction
- ❖ Intellectual Property Rights
- ❖ Reputation and Crisis

TRADE LAWS & GST

[GST, Customs, International Trade, Exchange Control, Special Economic Zones, Foreign Trade Policy & Procedures, International Taxation]

● Trade Law & GST Advisory and Consultancy

- Classification
- Input Credit
- Valuation
- Registration & procedural compliances
- Incentives
- Interpretation of notifications and special provisions
- Cross-border Customs issues
- Free trade and regional trade agreements and benefits under them Indirect tax issues in large infrastructure and turnkey projects
- Indirect tax benefits given by the government to power, telecom, infrastructure and other sectors
- Foreign trade policy benefits
- Bonding and de-bonding advice and support to FTZs, EOUs, STPIs, BTPs and SEZs
- WTO law advisory

● Trade Law & GST Audits

- Questionnaires
- Data room set up
- Indexing & summarizing of documents
- Finalization of audit reports with gap analysis & corrective advice

● Trade Law & GST Litigation

- Before departmental adjudicating authorities, tribunals, High Courts and the Supreme Court of India

CORPORATE, COMMERCIAL & TRANSACTIONS

● Investment Transactions

- Structuring of investment vehicles
- Subsidiaries and Joint Ventures
- Technology transfers and licensing
- Technical assistance and service arrangements
- Governmental and regulatory compliance and approvals

● M&A, Corporate Structuring & Insolvency

- Mergers and amalgamations
- Schemes of arrangement, reconstructions and demergers
- Acquisitions and divestments of shares, assets and businesses (private, public and listed entities)
- Leveraged buy-outs
- Distressed transactions
- Restructuring (for listed and unlisted entities), including capital and debt restructuring, buy-back of securities and reduction of capital
- Target due diligence
- Pre-Litigation Strategy
- Matters before NCLT & NCLAT

● Private Equity & Venture Capital

- Investment structuring
- Drafting of transactional documents
- Negotiation support and closing
- Funding in a variety of portfolio companies
- Exit options and control

● Banking & Finance

- Lending
- Structured products
- Project finance
- External commercial borrowing
- Debt Recovery
- Claims & Suits
- Finance & Property

● Power & Energy

- Power Purchase Agreements and other commercial arrangements
- Captive Power
- Cross Subsidy Surcharge saving
- Tariff fixation and filings
- Open Access and Trading
- Third Party Sale
- Tariff concessions and incentives in power consumption
- Dispute Adjudication
- Investment transactions
- Indirect taxation issues

● Contractual Support

- Investment
- Project finance
- Real estate
- Operational & service level
- Joint venture & partnership
- Turnkey
- Infrastructure
- Employment
- Stock option
- Marketing
- Software projects
- NDA
- IPR
- Licensing
- Assignments
- Job work, etc.

● Labour & Employment

- Preparation of HR manuals
- Misconduct and penalties
- Conduct of disciplinary proceedings
- Termination / retrenchment
- Implementation of sexual harassment law in workplaces
- Social security law advisory
- Non-compete agreements
- Remedies, procedure and jurisdiction

● Telecommunication & Information Technology

- Setting up internet service providers & other telecom carriers
- Establishing franchise and agency agreements
- E-commerce platforms including privacy
- Settling domain name disputes
- Obtaining regulatory permits
- Role of intermediaries and other internet-specific issues

● Real Estate Practice

- Land acquisition, resettlement & rehabilitation, joint venture & collaboration
- Construction and development
- Investment, funds and structures
- Sales and purchase
- Letting and leasing
- Project approval and compliances under RERA
- Real estate finance
- Setting up townships, IT parks and commercial complexes, etc.
- Special economic zones and special development zones
- PPP projects
- Registration of projects under RERA

● Regulatory & Policy

- Legislative, policy and sector strategic legal advisory in areas as diverse as environment, energy including nuclear, legal metrology, pharmaceuticals, health and food safety, consumer protection, gaming and gambling, motor vehicles etc.
- Structuring legal and regulatory frameworks to facilitate effective public private partnerships in infrastructure and social sectors
- Public procurement
- Restructuring and reform initiatives





Speed of Response

- Legal risk assessment of regulations
- Competition regulation
- International trade
- Corporate criminal (complaints & bails)
- Merger control
- Abuse of dominance and anti-competitive behaviour
- Tariff determination
- Licensing
- Nondiscriminatory open access in network infrastructure
- Performance regulations and adjudicatory proceedings

- **Public Sector, Government, Non-Governmental and International Organisations**
 - Incorporation and management of non-profit agencies as societies
 - Foreign contribution to non-profits
 - Human resources management
 - Regulatory risk analysis
 - Indirect taxation
 - Anti-corruption policies and implementation
 - Fulfilment of bidding obligations
 - Asset holding mechanisms
 - Trusts and Section 8 companies
 - Advisories on foreign contribution and human resource management
 - Regulatory risk analysis
 - Country analysis of anti-corruption laws and implementation
 - Fulfilment of bidding obligations
 - Asset holding mechanisms, etc.

REPUTATION & CRISIS

- Pre-crisis audits to identify legal, reputational, and communication vulnerabilities.
- SOP development & training to prepare teams in a 'Crisis Gym' for potential threats to reputation and business continuity.
- Real-time crisis response combining legal strategy with multi-platform comms and bespoke media messaging strategy.
- Stakeholder communication plans aligned with company values, compliance needs, and brand integrity.
- Post-crisis recovery, including legal counsel, litigation support, reputation repair and rebuilding, and strategic messaging.

INTELLECTUAL PROPERTY RIGHTS

[Patents, Trademarks & Servicemarks, Copyrights, Designs, Geographical Indications, Trade Secrets, Domain names, Information Technology & E-Commerce]

- **IPR Registration & Maintenance**
 - Manufacturing, trading and service sector
 - Universities and research units
 - Professionals, writers, photographers, artists and cinematographers
 - Prosecution services
- **IPR Licensing Assignments**
 - Drafting & closing of assignment / employment contracts
- **IPR Advisory Consultancy**
 - Confidentiality
 - Data protection
 - Domain names
 - IP infringement
 - Trade confidentiality
 - Trade secrets
 - Cross-border IP protection
 - Anti-counterfeiting
 - Information technology & e-commerce issues
 - Business transaction issues, including M&As
- **IPR Litigation**
 - Support & advise to plaintiffs and defendants
 - Affirmative action on infringements by third parties & competitors
 - Defending motivated infringement actions

SERVICES

- ❖ **Corporate Advisory**
- ❖ **Compliance Support**
- ❖ **Due Diligence**
- ❖ **Legal Audits**
- ❖ **Virtual Lawyer**
- ❖ **Corporate Litigation**
 - Commercial contract disputes
 - Corporate disputes
 - Power sector related disputes
 - Banking and insurance claims
 - Cases pertaining to dishonour of cheques and negotiable instruments
 - Debt recovery and sick industries
 - Employment matters
 - Competition & anti-trust matters
 - Taxation disputes
 - Consumer disputes
 - Enforcement of legal and fundamental rights of the corporates under writ jurisdiction
 - Government tenders and contracts
 - Product liability issues
 - Intellectual Property Rights
 - Mining and other property leases
 - Company matters, foreign exchange, SEBI, regulatory and statutory issues, etc.

INDUSTRIES SERVICED

The firm's clientele is spread across a wide range of manufacturing and service sector companies, governmental and non-governmental agencies. Some of the sectors to which the firm has provided its legal services over the years:

Advertising & Media	Government & Public Sector
Agribusiness	Hospitality & Hotels
Automobile	Household Appliances
Banking & Financial	Infrastructure
Business Chambers	Instrumentation
Business Process Outsourcing	Insurance
Cement	International Organizations
Chemicals & Fertilizers	IT & ITES
Coal	Medicare
Commodity Trading	Mining
Education	Pharmaceuticals & Cosmetics
Electronics	Printing & Packaging
Energy & Power	Private Equity & Venture Capital
Food & Beverages	Public Sector
Footwear	Retail & E-commerce
Gaming & Gambling	

Specific client references can be provided on request.

TEAM: Lexport is enriched by a competent and committed team of corporate, commercial, transaction, tax and IP lawyers, as well as Company Secretaries and Chartered Accountants with a high level of integrity. Our team is also backed by financial and IT professional, which gives us invaluable inter-disciplinary skillsets. The expertise and special focus of our team makes us not just established professionals but also specialists in our areas of practice. To sum up, we are a dynamic team of professionals dedicated to the idea of bringing innovative solutions to work in answer to the legal challenges of our clients

FOUNDER & MANAGING PARTNER



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