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Executive Order No. 1063 of 3 August 2023 (Current)

Executive Order on lawyers who may be appointed in cases pertaining to the screening of certain foreign direct investments etc. in Denmark

Ministry: The Ministry of Justice

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In pursuance of section 46 (2) of Act no. 842 of 10 May 2021 pertaining to the screening of certain foreign direct investments, etc. in Denmark (the Investment Screening Act), the following is laid down:

Section 1. Following consultation with the presidents of the Østre Landsret (High Court of Eastern Denmark), Københavns Byret (Copenhagen District Court) and the Danish Bar and Law Society, the Minister of Justice shall approve a number of lawyers who can be appointed as legal counsel in cases pertaining to the screening of certain foreign direct investments, etc. in Denmark that have been brought before the courts.

Subsection 2. Prior to their approval, the lawyers must obtain security clearance in accordance with the rules set out in the Ministry of Justice's security circular.

Subsection 3. Lawyers shall be approved for a period of two years.

Section 2. The lawyers may only be assisted in their work on cases with special authorisation from the Ministry of Justice. The Ministry of Justice may decide that persons providing assistance to the lawyers must also obtain security clearance, cf. section 1 (2).

Subsection 2. The lawyers and any persons who may assist them must handle case documents and the information contained therein in accordance with the rules set out in the Ministry of Justice's security circular pertaining thereto.

Subsection 3. The Ministry of Justice may assist with the storage of documents.

Section 3. The Executive Order shall enter into force on 8 August 2023.

Ministry of Justice, 3 August 2023

Peter Hummelgaard

/ Kristoffer Aagren