

RANKED IN THE TOP 4 LAW FIRMS IN THE WORLD FOR LIFE SCIENCES by Chambers Global



▪ **Band 1 in Asia Pacific for ten consecutive years (2014-2023)**

▪ **Ranked in Australia, China and Japan**

CHAMBERS GLOBAL, LIFE SCIENCES 2023

▪ **Ranked in USA-Nationwide for Life Sciences**

▪ **Ranked in District of Columbia for Healthcare: Pharmaceuticals/Medical Products Regulation**

CHAMBERS USA 2023

▪ **Band 1 in Hungary**

▪ **Ranked Europe-wide, Germany and Spain**

CHAMBERS EUROPE, LIFE SCIENCES 2023

▪ **Band 1 in Mexico**

▪ **Ranked in Peru**

CHAMBERS LATIN AMERICA, LIFE SCIENCES 2023

▪ **2022 EMEA Regulatory Firm of the Year**

▪ **2020 and 2021 FDA Regulatory Firm to Watch**

▪ **2021 Licensing & Collaborations Recommended Firm for US**

▪ **2019 Firm to Watch**

▪ **2019 Financial & Corporate**

LMG LIFE SCIENCES AWARDS

▪ **Tier 1 in China, Germany and Argentina**

▪ **Tier 2 in Colombia, Peru, France, Italy, London and Spain**

LEGAL 500, HEALTHCARE AND LIFE SCIENCES 2023

Baker McKenzie provides a full suite of service offerings to clients operating within the cannabis industry.

Our multidisciplinary team seamlessly supports clients entering, maintaining and expanding their operations and businesses within this fast-growing industry. Navigating the complex regulatory and operational landscapes that exist within this industry around the world requires legal advice that is both local in focus, as well as cross-border and multi-jurisdictional. As more jurisdictions de-criminalize or legalize cannabis and hemp based products and related activities, clients require legal advisors with a deep understanding of the impact and intersection of laws and regulations across jurisdictions.

Baker McKenzie's highly collaborative, multi-disciplinary, global team is uniquely positioned to support our clients' needs while helping to manage associated risks.

Our expertise is broad and includes:



Corporate securities and private equity offerings



Transactions, including acquisition, joint venture and partnership



Commercial, including manufacturing, supply and distribution agreements



Regulatory licensing and related compliance



Import, export and trade compliance



Cannabis and hemp based public policy



Employment and labour, including workplace policies



Intellectual property, including patent advisory, plant breeders' rights, anti-counterfeit, grey market and trademark enforcement



Procurement



Tax

Please see [page 2](#) for our representative matters

Our representative matters include:

The Americas

- Advised **CannTrust Holdings Inc.**, a Canadian cannabis company listed on the TSX and NYSE, in a USD 200 million cross-border public offering and secondary offering by certain selling shareholders. Baker McKenzie acted as Canadian counsel to a syndicate of US and Canadian underwriters led by Bank of America Merrill Lynch, Credit Suisse and RBC Capital Markets as the lead bookrunners. This was a significant transaction in the market and was under the Multijurisdictional Disclosure System established between Canada and the United States.
- Advised **Cormark Securities Inc.** and the other agents on the CAD 7.5 million private placement of 30 million special warrants of Heritage Cannabis Holdings Corp.
- Advised on the acquisition of **DayaCann**, a medicinal cannabis company founded in 2020, from AusCann, a former shareholder. We offered broad advice on the takeover of DayaCann's operations, including the renegotiation of a lease on a 10-hectare cannabis farm in the Talca region. This farm is of paramount importance to DayaCann's operations, as it is linked to all the company's permits.
- Advised **GrowForChile**, a foreign wholly-owned subsidiary of the Investment Fund Telor, a leading medicinal cannabis investor in Chile.
- Advised **Paradigm Capital Inc.** in connection with the delivery of a fairness opinion to the special committee of independent directors of Liquor Stores N.A. Ltd. ("Liquor Stores") in relation to the strategic investment by Aurora Cannabis Inc. in Liquor Stores by way of a non-brokered private placement that could eventually bring Aurora's interest in Liquor Stores up to approximately 40%. Liquor Stores intends to use the net proceeds from the Private Placement to establish and launch a leading brand of cannabis retail outlets, whereby it will convert some number of Liquor Stores' existing retail outlets into cannabis retail outlets and establish new cannabis retail outlets.
- Advised a **major company** on the management of three potential trademark oppositions in Canada. We provide ongoing advice regarding a number of disputes/oppositions against third parties selling grey market goods and/or using confusingly similar marks and confusing packaging, e.g. various online vape and cannabis stores.
- Advised a **major e-cigarette brand** on disputes in Canada involving the sale of non-compliant third party vaping products, and the sale of cannabis products intended to be used with its products, which has been a matter of significant

public interest. Most recently, we filed a Federal Court trademark infringement action on that client's behalf relating to the misuse of its intellectual property in connection with cannabis products.

- Routinely **advise cannabis companies**, as well as non-cannabis based suppliers, on Canadian licensing and regulatory compliance matters.

Asia Pacific

- Assisted **Chao Phya Abhaibhubejhr Hospital Foundation**, the leading Thai traditional medicine hospital, in its procurement of equipment and support services for its cannabis and hemp processing facilities, including the extraction and distillation equipment manufactured by leading US and European manufacturers with a total purchase price of over THB 40 million.
- Assisting a **leading hemp company** in Thailand with its self due diligence and fundraising, advice on marketing materials for hemp products and other regulatory issues and IP protection.
- Assisted a **major Thai conglomerate** with its investment in a leading hemp company in Thailand, including assistance with the due diligence, the transaction agreements and advice on regulatory issues.
- Advised one of **Thailand's largest conglomerates** on the establishment of a joint venture to engage in medical cannabis business in Thailand, including providing advice on the R&D and investment agreement with relevant Thai governmental organizations, advice on the joint venture and partnership with a leading multinational cannabis company, and analysis of the regulatory and investment landscape and framework for medical cannabis and hemp in Thailand.
- Advised a **leading cannabis company** on the corporate structure and partnership, business model and licenses for its cannabis and kratom business. (Kratom (*Mitragyna speciosa* (Korth.) Havil.) is a tropical tree which is a part of the Rubiaceae (coffee) family native to the South East Asian countries.)
- Advised a **market leading medical cannabis and cannabinoids manufacturer** on the legal framework for medical cannabis and hemp investment in Thailand by working closely with the Thai FDA. Our advice covered all steps and issues relating to corporate structure, partnership, regulatory compliance and business model, among others.

- Routinely advise **various global and Thai-based cannabis and hemp companies** on developments regarding hemp law and regulations, assisting with policy discussion with the Thai FDA regarding hemp regulations and perspectives of foreign countries.
- Assisted an **Israeli-based cannabis and hemp company** conduct due diligence on a cannabis and hemp business in Thailand and its partnership with Thai institutions.

Europe, Middle East & Africa

- Advised **NYSK Holdings**, a Macedonian cannabis products manufacturer, in the entity's roll-up into Pharmacann Polska. We assisted Phalanx, the sole shareholder of NYSK Holdings, in roll-up transaction consisting of contribution of NYSK shares into Pharmacann Polska, in exchange for shareholding stake issued to Phalanx. Pharmacann Polska is a Polish pharmaceutical company aiming to become Europe's biggest manufacturer and distributor of cannabis products. This first-in-kind transaction occurred following legalization of cannabis products for medical use in Poland, and resulted in the first Polish pharmaceutical entity indirectly owning a cannabis manufacturing plant.
- Advised a **major African airline** in connection with the drafting of an opinion on whether or not it is entitled to ban the carriage of cannabis and cannabis oil either as hand luggage or as cargo on its airline.
- Advised on the multimillion acquisition of securities in a **newly formed REIT** that invests in cannabis properties leased to licensed operators of cultivation/production facilities and retail dispensaries.
- Advising a **leading international instrumental analytics solutions provider** on the regulation of and import/export controls for cannabis.
- Assisting an international cannabis logistics solution provider on import/export controls for cannabis.



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To find out more about our Healthcare & Life Sciences Group, please visit <https://bmcknz.ie/healthcarelifesciences>



Our Global Cannabis Compliance Blog:
<https://globalcannabiscompliance.bakermckenzie.com/>

Keep a pulse on business opportunities and legal risks by exploring our complimentary suite of healthcare and life sciences resources available below:

Global Cannabis Dashboard

Our unique tool capturing the regulatory landscape across 112 markets. To gain access please contact **Lilli Meldrum**.



HLS Hub



Our Video

Disclaimer: This global survey provides a general overview of cannabis regulation in various countries of the world and should not be relied on as confirmation of the legality of any specific activity in any particular country. Anyone considering engaging in any cannabis related activity should always first consult qualified local legal counsel to obtain guidance related to the particular activity contemplated.