



Latest legal news - October 2016

Hereby you will our second latest new flash. Our last news flash of the year will be provided in December 2016. We hope you will enjoy reading this newsletter. Please feel free to [contact us](#) if you have any questions.

New recovery procedure for unchallenged claims

Companies are often confronted with debtors letting the agreed payment period expire without any statement of reasons. Such payment arrears are difficult to anticipate and are therefore all the more harmful for the company's liquidity.

In order to halt these practices and to assist the companies in the recovery of unchallenged monetary claims, article 10 of Directive 2011/7/EU on combating late payment in commercial transactions requires the European member states to provide for a simplified and expedited procedure specific in relation to such claims.

The Belgian legislator has decided to implement the above by installing a new administrative procedure in a B2B context conducted directly through the bailiff. [Read More](#)

Latest news about CETA (Comprehensive Economic and Trade Agreement)

The Comprehensive Economic and Trade Agreement (for short CETA) is an international agreement between the European Union and Canada. The negotiations on it have been launched in May 2009 and were concluded in September 2014.

Collective dismissals: the information and consultation procedure

In 2016, several major companies have announced their intention to proceed to collective dismissals. Yet Belgium is one of the member of the OECD that offers the best protection to workers in case of collective dismissal. The Renault Act, edicted in response to Renault's blatant non-observance of existing law at the closure of its plant in Vilvoorde in 1997, aims to establish a dialogue between the employer who intends to proceed to a collective dismissal and the workers' representatives, to better protect the workers' rights and involve them in the process.

In this context, it is useful to examine what is exactly provided by the Renault Act. The purpose of this contribution is to remind and focus on the employers' obligations in terms of workers' information and consultation in the event of projected collective dismissal. [Read More](#)

The objective of CETA is to increase bilateral trade and investment flows, in accordance with the 2020 Europe strategy to boost growth through external competitiveness and the participation in open and fair markets worldwide. On request of the European Union, the negotiations have been reopened and finalized in February 2016. [Read More](#)

Short news & upcoming events

- Johan Vandendriessche gave a seminar on the subject of “Cyber Security for critical infrastructures” On September 14, 2016. [To read the presentation click here.](#)
- Johan Vandendriessche was interviewed by Trends on the GDPR. [To read the article click here](#)
- Emmanuel Wauters will give a seminar on the social aspects of collaboration agreements between companies (posting of employees, (false) independent contractors, employer's grouping and co-sourcing of employees). The seminar will be organized in collaboration with M&D Seminars and will take place on 1 December 2016 (Faculty Club Leuven) and on 7 December 2016 (Holiday Inn Ghent). Should you be interested to attend this seminar, please contact us by email at the following address: e.wauters@crosslaw.be
- On the 23rd of August, Emmanuel Wauters has given a seminar on theoretical aspects and practical implementation of the legislation regarding collective dismissal and closure of undertakings. [See the slides here.](#)
- Johan Vandendriessche has been appointed as Visiting Professor in ICT and Data Protection Law at HoWest University of Applied Sciences.
- Johan Vandendriessche will speak at the MIT-club conference on 20 October 2016 on “Aandachtspunten voor de CIO in de Algemene Verordening Gegevensbescherming”

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