



MAPLES  
GROUP

Finance

# Finance

Clients repeatedly return to us for our ability to structure and implement complex financial transactions under intense time pressure. Practising British Virgin Islands, Cayman Islands, Irish, Jersey and Luxembourg law across our global network, our lawyers' pragmatic commercial approach and technical expertise can help you achieve your objectives wherever you are based.

Strength in depth is a key component to our success. Our collegiate and team-focused approach ensures that the right expertise, at the right level of experience, in the right time zone, is brought to each transaction. You can be confident that the Maples Group has the knowledge and experience needed for even the most complex financial transactions, with the resources to meet the toughest deadlines. Our qualified finance lawyers handle a variety of complex matters relating to acquisition and leveraged financing, asset finance, banking, debt capital markets, derivatives, fund finance, insurance linked products, Islamic finance, repackaging (both via programmes and standalone transactions) and structured finance.

## Acquisition & Leveraged Financing

Our Acquisition & Leveraged Financing team is highly experienced in advising on structures and issues relating to taking security over assets, including shares, limited partnership interests and other forms of equity interests issued by [British Virgin Islands](#), [Cayman Islands](#), [Irish](#), [Jersey](#) or [Luxembourg](#) vehicles.

In Ireland, we advise on mainstream corporate leveraged financing on both the bank and borrower side, with particular expertise in syndicated multi-creditor structures and construction financings.

In addition, due in part to the strength of our leading [Funds & Investment Management](#) team and our team based approach, the global Finance team has a powerful borrower-side practice where we act for both private equity and hedge funds.

## Asset Finance

Our Asset Finance team is particularly experienced in the utilisation of special purpose vehicles (both on and off balance sheet) in asset financing structures. We are one of very few firms with expertise in asset financing in the [British Virgin Islands](#), [Cayman Islands](#), [Ireland](#), [Jersey](#) and [Luxembourg](#).

We have acted on numerous export credit agency supported transactions as well as commercial bank deals. Our team has unique experience in utilising Cayman vehicles and making them tax resident in Ireland, enhancing the security of structures and enabling access to the Irish tax treaty network. Our Cayman Islands and Dublin offices have extensive experience in Cape Town Convention matters relating to aircraft and associated filings on the Cape Town international registry.

In addition, we deal with registration of aircraft and security interests over private aircraft and corporate jets in the Cayman Islands and Luxembourg, as well as registration of vessels in the British Virgin Islands, the Cayman Islands and Luxembourg.

### Banking

We have extensive experience in advising banks and other financial institutions, private equity houses and corporates on many types of domestic and cross border banking transactions governed by [British Virgin Islands](#), [Cayman Islands](#), [Irish](#), [Jersey](#) or [Luxembourg](#) law. These comprise loan and other funding arrangements, including property financing, project finance and general corporate lending.

In addition, a large component of our banking practice includes advising both lenders and borrowers on counterparty issues as well as providing opinions covering due incorporation / establishment, capacity, authorisation, enforceability and enforcement of security interests.

### Debt Capital Markets

Our legal services teams have expertise in all areas of capital markets work, both secured and unsecured.

We typically provide advice where the issuer is a [British Virgin Islands](#), [Cayman Islands](#), [Irish](#), [Jersey](#) or [Luxembourg](#) vehicle but the issue documentation is governed by English or New York law, as well as on transactions where the relevant debt instruments are governed by British Virgin Islands, Cayman Islands, Irish or Jersey law.

Many of our lawyers in this area of practice also cover listing of debt instruments and structured finance, in particular where the funding is provided through English or New York governed debt instruments.

Equity capital markets, including IPOs and secondary offerings, are covered by our [Corporate](#) legal practice.

### Derivatives

Our global Derivatives team advises swap dealers, prime brokers and other financial institutions on issues of netting and collateral in relation to the International Swaps and Derivatives Association (ISDA) and repo / securities lending agreements.

The team also advises on issues such as capacity, authorisation and enforceability against specific counterparties.

Our Irish practice has developed particular expertise advising Irish-established funds (including Common Contractual Funds and UCITS) on netting and segregation issues.

We currently provide [Cayman Islands](#) legal opinions to the following:

- ISDA
- Securities Industry and Financial Markets Association (fka the Bond Market Association)
- International Capital Market Association
- Bundesverband Deutscher Banken (Federal Association of German Banks)
- Futures and Options Association
- Foreign Exchange Committee
- British Bankers' Association

### Fund Finance

Combining the Maples Group's leading finance and [investment funds](#) capability, our Fund Finance team has widespread experience in advising on all aspects of fund financing and related security structures for both lenders and borrowers.

As a leading legal adviser in five of the major fund jurisdictions, we are at the forefront of developments in the global funds market, enabling us to utilise our unrivalled market knowledge to provide cutting-edge and expert advice to clients.

Our team is highly experienced in advising on the full spectrum of fund finance, including:

- Subscription credit facilities
- Secured lending transactions
- Fund margin lending
- Liquidity line facilities
- Management fee credit lines
- Mezzanine financing
- NAV facilities
- Private placements
- Repo transactions
- Total return swaps and other derivative arrangements
- Variable funding note arrangements

### Insurance Linked Products

We have unrivalled expertise with respect to catastrophe bond and side car transactions using [Cayman Islands](#) issuers, as well as experience in US life settlement transactions through Irish vehicles.

We have acted as issuer's counsel to almost all Cayman Islands catastrophe bond issuers and have been involved in the structuring of novel new products, such as the first longevity trend catastrophe bonds and the first medical claims catastrophe bonds. In the Cayman Islands and [Dublin](#), we

provide both legal and listing services to these transactions, in addition to fiduciary, insurance management and accounting services.

Our Irish [Finance](#) and [Tax](#) groups have been at the forefront in establishing Ireland as an attractive jurisdiction for the holding of US life settlements by international investors, and we work closely with the leading US law firms in this asset class in developing innovative and efficient structures.

### Islamic Finance

The Maples Group advises on a wide range of Islamic finance transactions, including the issuance of sukuk (trust certificates that comply with Islamic principles or "Shariah"), derivative transactions, project finance structures and investment funds, in each case structured to comply with Shariah.

### Real Estate Finance

The Real Estate Finance team comprises our market leading Finance and [Property](#) teams, offering a comprehensive range of services designed to meet the specific needs of our clients.

We advise clients on all relevant aspects of [British Virgin Islands](#), [Cayman Islands](#), [Irish](#), [Jersey](#) and [Luxembourg](#) law. Our clients include financial institutions, corporates, funds, developers and investors on the largest and most innovative domestic and cross-border real estate transactions. We have been at the forefront of significant change and restructuring in the property market in Ireland and the UK, advising both domestic and international premium funds, banks and other institutions, as well as leading international investors on the acquisition and disposal of loan portfolios and distressed assets.

Services include:

- Banking
- [Corporate](#)
- [Funds and investment management](#)
- Capital markets
- [Property](#) and [construction](#)
- Real estate funds
- [Trusts and private client](#)

### Structured Finance

Our Structured Finance team brings extensive experience, depth and a collegiate approach, providing the highest quality legal advice to our clients on structured transactions, ranging from commoditised deals to the largest and most complex matters.

Through our international office network, we have built a global understanding of our clients' tax and structuring needs enabling us to work effectively with other transaction counsel.

Our team advises on all types of international securitisation transactions and on a full array of traditional and bespoke transaction structures, including:

- Cash and synthetic CLOs
- Standalone and multi-issuer repackaging programmes
- Structured products using collateralised swaps and repos

- Trade finance securitisations

We also have particular expertise advising issuers, trustees and arrangers on restructuring and termination of structured finance products.