Cowell Clarke
COMMERCIAL LAWYERS

"Cowell Clarke truly understands our business and our particular challenges that arise from being a sovereign growth business operating in the growth sector of defence-grade cyber security.

Cowell Clarke proactively provides advice that is well-rounded and considered. They are highly knowledgeable on the laws that pertain to our business operations and also emerging laws in our sector within the digital and technology realm.

We highly recommend Julian Courtney-Stubbs and the Cowell Clarke digital and technology team."

PETER WOOLLACOTT (CEO)
AND KATRINA MOTTEE
(HEAD OFCOMMERCIAL & LEGAL)
HUNTSMAN SECURITY

Digital & Technology Capability

Advancements in technology present a new frontier of commercial opportunity

The rapid evolution of technology solutions affects every sector and industry in the global marketplace.

From the development of new technologies to the application of existing technologies to age-old problems, individuals and businesses are continually creating new and innovative ways to thrive in this new and evolving environment.

Our multi-disciplinary digital and technology team comprises sector specialists from all practice areas of the firm.

The breadth of this experience means we can respond to the needs of our clients across the full spectrum of digital and technology related matters.

"I highly recommend the Cowell Clarke digital and technology commercial team.

They have a deep understanding of the key issues that technology businesses face and continually provide a commercial mindset to their advice.

Cowell Clarke's expertise in advising information technology and SaaS organisations is a real asset to have in your corner especially when you are a high growth enterprise that needs the answer ASAP."

BRUCE MACKENZIE (FOUNDER), HREX

Our expertise

- Corporate and commercial transactions – including cross-border and international matters
- Complex and business as usual, including digital, contracting, fundraising and technology joint ventures
- Software development and commercialisation, including licensing, rights of use and SLAs
- Cloud solutions, as a service offerings and managed services
- Systems integration and implementation
- The commercialisation and protection of IP including licensing and portfolio management
- Stakeholder governance
- Cyber security, resilience, data protection and privacy
- Regulatory requirements, governance and compliance for developing digital financial services and products (including banking, insurance, payments, investments AML/KYC)
- Fundraising debt and equity (including digital coin and token)
- Employment law advisory, including modern slavery, offshoring and the use of AI and robotics
- Optimal structuring for taxation and stakeholder return
- Tax and revenue advisory for technology clients, including Early Stage Innovation Companies
- Technology dispute resolution
- Smart buildings, real estate transactional and advisory
- Platform arrangements, digital payment models, wallets, cards, BNPL, online gateways, digital assets and exchanges

Cowell Clarke is at the forefront of advising and assisting clients active in IP, data and technology-rich industry sectors and matters. In part this comes from our own dedication to innovation and the development of digital solutions to help clients as well as the real-world experience we have gained in doing so. As a result, we are well placed to provide legal and commercial expertise to clients developing technology products and services.

A selection of our experience

Acted for **Trobexis** on its Australian and international business operations including its personnel management software saas licensing, service level agreements, joint ventures, capital raising, shareholder matters, corporate governance and its Australian and international employment matters.

Acted for **Mellori Solutions** on its Australian and international contracting, including development and deployment of advanced electronics solutions.

Acted for **Supashock** on its Australian and international business operations, including technology development and supply contracts, shareholder matters, employment matters and taxation affairs.

Acted for **Ascent Professional Services** on its Australian and international business operations including its *corrovision* software development and commercialisation strategies, joint ventures, its Australian and international contracting and employment matters.

Acted for a **global ERP developer** on contract disputes regarding design and implementation of a solution for a national customer.

Acted for **Humanforce**, a provider of workforce management systems, in relation the protection, prosecution and commercialisation of their intellectual property as well as international data privacy compliance and "as a service" contracting.

Acted for **Evolution Systems**, a cloud service provider, in respect of managed services and other solutions as well as cross border data protection and cyber security compliance.

Acted for **NCR Corporation**, a world leading enterprise technology supplier, in respect of its business as usual and complex contracting requirements, technology advisory, employment and competition law requirements.

Acted for the **ECS Group**, a US based environmental, facilities, geotech and construction materials engineering company, in respect of its use of Australian technologies.

Acted for **Inspiro Relia, Inc**, an offshore BPO service provider, in respect of its regulatory compliance with respect to offshore value added services.

Acted for **Netstrategy**, an IT for schools provider, in respect of its technology contracting requirements.

Acted for **Navigate Global Payments** in respect of its business as usual contracting, dispute resolution, financial services compliance, IP development, structuring, platform exploitation, employment, fundraising and data protection.

Acted for **JLT Mobile Computers**, Sweden's largest PC manufacturer, in respect of its Australian interests.

Acted for **nfoldROI**, an international digital transformation group in respect of its geospacial solutions.

Acted for **CMS Electracom** in respect of its as a service smart desk offering and as long-standing legal advisor on commercial, corporate, IP, employment and real estate matters.

Acted for a **national online retailer** on a dispute with a software developer concerning development of a web based e-commerce platform.

Acted for a **national community services provider** on a contract dispute with a software developer concerning the development of a web based ERP solution.

Acted for a large **US based technology solutions brokerage** on the establishment of its Australia operations including structuring advice, tax advice and drafting standard documents.

Acted for a **software business** on their Australian contracting framework and with respect to procurement contracting requirements of its customer base.

Acted for clients in respect of AusIndustry reviews of Early Stage Venture Capital Limited Partnerships and advising Early Stage Innovation Companies. More broadly, we were the second firm in Australia to obtain a tax ruling on the eligibility criteria for the Early Stage Innovation Company measures.

Acted for a client on a trademark enforcement action and consideration of how to circumvent Apple payment terms in relation to in app payments.

Acted for **City of Salisbury** on its procurement of ERP software.

Acted for a client in relation to a contest of ownership of physical satellites and associated intellectual property rights and trade secrets in embedded data and PCB layouts.

Your dedicated team

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We Walk the Talk

In addition to our legal advice expertise, we have been on the other end of the industry for many years.

Businesses are heavily reliant on technology for efficiency and compliance management. Cowell Clarke provides and services an expanding selection of digital solutions to assist our clients in legal compliance, process improvement, obligation management, reporting and more.

Cowell Clarke's innovation arm, Verimus, provides additional bespoke software and consulting services. Verimus is supported by Cowell Clarke who can provide legal and compliance advice to Verimus customers to enhance their solutions.

TRADEMARKABILITY

A simplified trademark registration process for individuals and businesses aiming to protect their brand and intellectual property.

Trademarkability

HR COMMAND

A comprehensive compliance solution designed for HR professionals and business owners, backed by trusted guidance from Cowell Clarke's Employment law team.

HR Command®

CLEAR ESG

Seamless ESG compliance solutions designed to simplify complex regulations and support businesses in achieving their sustainability goals.

Clear ESG

REMCHECK

A solution that supports employers in their ongoing compliance with modern awards and other industrial instruments.

RemCheck

AFSL ASSIST

Provides a full range of legal and regulatory services to Australian Financial Services Licence (AFSL) holders and authorised representatives.

OUR TEAM

Phil Parisis
Head of Strategic Products

Todd Johnston
Growth Partner

Nikki Perry
ESG Coordinator

"Cowell Clarke has been an essential partner in navigating legal challenges in Australia for our company. Their knowledge and support have made a significant difference in safeguarding our business interests. We greatly appreciate their professional and responsive service."

HANSHOW TECHNOLOGY

Cowell Clarke
COMMERCIAL LAWYERS

SECTORS

Aged Care, Retirement Living & Health | Agribusiness | Building Construction & Infrastructure | Defence | Digital & Technology | Energy & Resources | Financial Services | Franchising | Not for Profits | Private Clients | Property & Real Estate Retail & Manufacturing

SERVICES

Banking & Finance | Commercial | Competition & Consumer Law | Corporate Debt Recovery | Dispute Resolution | Employment & Workplace Relations Environment Planning & Sustainability | Environmental, Social & Governance (ESG) Compliance | Equity Capital Markets | Estate Administration | Insolvency & Turnaround | International Trade | IP & IT | Personal Property Securities Act Privacy & Data | Superannuation | Tax & Revenue

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