



## Managing of Investments in

# SERBIA

## Do's & Don'ts – Typical Management Risks Geschäftsführer-Haftung - Probleme

- ◆ The legal & risk & liability position of managers in Serbia
- ◆ Liabilities stemming from tax & labour law
- ◆ Demands from shareholders vs. liabilities of managers
- ◆ Managers vs. Shareholders - Conflicts of Interest?
- ◆ Control of Business Policy or Legal Decisions
- ◆ Managers & lawyers – can liabilities be transferred to a lawyer? ...in part or totally?
- ◆ Managers - Internal Procedures vs. Liability
- ◆ Accountants' mistakes - is the manager responsible & liable?
- ◆ Managers vs. Trade Unions and Employees
- ◆ Who Controls Controllers? Managers vs. Auditors
- ◆ Corruption: Managers – “Favourite Person of All Governmental Authorities”
- ◆ Company's Office is Modern-Day Battle Field

**Wednesday, 28 June 2017**

**9.00 a.m. – 5.00 p.m.**

Vienna

in co-operation with:



## Target Group

- ◆ Managers of Serbian subsidiaries
- ◆ Investors to Serbia
- ◆ Export managers to Serbia
- ◆ In-house legal counsels
- ◆ Controllers
- ◆ lawyers

## Background & Objective

### Why you should attend the Seminar?

**This seminar will concentrate on problems & pitfalls for managers - and their resulting possible liabilities. The aim of this seminar is to show avenues how to avoid those pitfalls - and the following problems & liabilities.**

Participants will return from the Seminar with new ideas and approaches that will make them more effective and efficient at doing business in Serbia. The Seminar will enable participants to get familiar with the Serbian business environment from different perspective. Companies that already do business in Serbia and companies that plan to do that will find out useful information and advice how to implement legal provisions practically in real business life in Serbia.

A key focus is the personal criminal and civil (monetary) liability of Managers in relation to shareholders, governmental authorities', the tax office, accountants, auditors, Trade Unions, employees and lawyers. We will give pragmatic solutions to given problems.

Also criminal offences connected with business will be highlighted; we explain the criminal liability of companies (incl. for taxes) and consequences of such liability – also in connection with criminal allegations against Managers.

We show tools which a company, as victim of fraud and corruption, can use to trace and recover its corrupt asset.

Participants will learn how and why it is important to perform Anti-corruption due diligence as part of complete due diligence process of Serbian entities.

The new Serbian investment regulation and the transfer of profits to Austria will round the seminar.

**Unfortunately – the company's Office has become the Modern-Day Battle Field**

## Speakers/Speaker

**Jelena Bajin**, lawyer, Law office of Tomislav Šunjka. Key practice areas: Enforcement procedure, debt collection, emphasis on interim measures and security of claims; Recognition and enforcement of foreign decisions, complex Commercial Litigation and Commercial Law, International Commercial Law, Intellectual property law, copyrights.

**Tanja Dugonjić**, lawyer, Law office of Tomislav Šunjka. Key practice areas: Contract Law, Commercial Law, International Commercial Law, Commercial Litigation, and Consumer Protection Law.

**Goran Korać**, lawyer, Law office of Tomislav Šunjka. He negotiates and advises on M&A, joint ventures, management buy-outs, restarts, participations and shareholders agreements; commercial contracts.

**Ivan Štrbac**, lawyer, Law office of Tomislav Šunjka. Key practice areas: Employment Law, he advises both employees and employers, in negotiations, dispute resolution before Courts, in arbitrations and other competent bodies.

**Tomislav Šunjka**, Lawyer, Founder and Principal, Law office of Tomislav Šunjka. Specialist in white collar crime, fraud, bankruptcy, bankruptcy fraud, corruption, insider trading, money laundering, embezzlement, computer crime, forgery, copyright infringement; Member of ICC Fraudnet ([www.icc-ccs.org](http://www.icc-ccs.org)), litigation & arbitration, enforcement procedures & debt collection. Mr. Sunjka trained with EBRD and London School of Economics, and is Regional Head of the Anti-Corruption Committee of the International Bar Association

**Dr. Erika Teoman-Brenner**, Wirtschaftskammer Österreich, AußenwirtschaftsCenter Belgrad

## Programme

### ◆ Introduction

- Recent economic developments
- Notes on cross-cultural negotiation tactics

### ◆ Do's & Don'ts – Typical Management Risks - Geschäftsführer-Haftung – Probleme

- The legal & risk & liability position of managers in Serbia
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- Control of Business Policy or Legal Decisions
- Managers vs. lawyers - can liabilities be transferred to a lawyer? ...in part or totally?
- Managers vs. Shareholders - Conflicts of Interest?
- Managers - Internal Procedures vs. Liability
- Is the manager responsible & liable for accountants' mistakes?
- Managers vs. Trade Unions and Employees
- Who Controls Controllers? Managers vs. Auditors

### ◆ White Collar and Business Crimes; Anticorruption;

- "STAY OUT OF JAIL" - Managers – "Favourite Person of All Governmental Authorities"
- Wrong Turns in Corporate Maze (crimes, penalties, commercial misdemeanours, and practice)
- You Can Run, but You Cannot Hide (Cooperation Between Austrian and Serbian Authorities)
- Watch out! Your Company Can Be Arrested! (Criminal liability of legal entities)
- Discover Corruption - to Preserve Company's operations, budget and reputation

### ◆ WE HAVE BEEN CONNED - BLACKMAILED! WHAT SHALL WE DO?

- How can company react when it has faced with bribery or fraud?
- position of a company as victim of corruption
- Asset Tracing & Recovery
- hunt down your defrauded asset on the Balkan

### ◆ New Investment Rules & Trends - Strong Government Investment Supports & Subsidies

- Free Government Money for Facilitating Your Business
- Navigate through the Serbian Investment Wildness
- Make money by employing
- **CARVING THROUGH THE SERBIAN REGULATIONS**
  - Off the Rack Companies vs. Tailoring the Company's Suit
  - Extracting Your Money From Serbia

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- *Prevention of corruption, commercial crime, counterfeiting, investment fraud, shipping fraud*
- *International negotiations in the light of cross cultural differences*

## Registration Form

Mail or Fax to:

**Mrs. Cennet Kacan**  
ICC Austria

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responsible for the content: **Mrs. Doris Feichtl**

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### Registration

## Managing of Investments in SERBIA

### Do's & Don'ts – Typical Management Risks

**28 June 2017, 9.00 a.m.– 5.00 p.m.**

**Vienna**

I agree that my name/address is registered electronically by ICC Austria who will inform me about further programs via e-mail

#### Participation fee:

incl. Seminar documentation,  
Coffee break, Lunch

**€ 490,00 + 20% VAT**

Price for ICC Austria Members:

**€ 392,00 + 20% VAT**

#### Closing date:

**4 working days before**

**Get 4% early booking discount  
if you book until 15.05.2017**

**Please be advised that your registration is already valid with the written confirmation!  
The fee must be paid verifiably before closing date!**

### Participant Information

Family Name: ..... First Name: ..... ☐ Mr. ☐ Mrs.

Organisation / Company: .....

Address: .....

Postal Code, City: ..... Country: .....

E-Mail: ..... Telephone: ..... Fax: .....

Job Title / Position : .....

### Invoice data

Organisation / Company: .....

VAT Number (obligatory for invoicing for European participants): .....

Address: .....

Postal Code: ..... City: .....

Country: .....

### Cancellation Policy:

A full refund will only be given for cancellations received up to 14 working days before the event. Cancellations must be made in writing. Should you be unable to attend you can nominate a colleague as replacement

.....  
Date

.....  
Signature