

Legal Due Diligence

As part of the legal due diligence a comprehensive inventory is created for both the external and internal legal relations of the company.

The legal Due Diligence represents a type of “foundation” of the entire Due Diligence of process, in order to legally secure other section analyses like the Financial Due Diligence or the Tax Due Diligence.

The primary task of the legal due diligence is risk identification in the presence of company results and the viability of the company.

The Due Diligence Report will show, for the legal due diligence, the corresponding action for the proposed transaction.

For your legal due diligence, check the following questions:

Corporate Documents

- Is there a current, notarized certificate of registration available?
- At present are further entries still pending in the Register of Companies? If so which ones?
- Is the notarized Certificate of Incorporation available?
- Are the Articles available?
- Is the current social contract available?
- Are the rules of procedure for the CEO available?
- Are, in the case of incorporation in kind, both a copy of the transfer agreement and the acquisition of understanding by the respective shareholders available?
- Are the deeds and contracts in full (especially for the transfer of shares, capital increases and reductions, transformations, etc.) at hand?
- Are in the case of divestment of a business segment of the association, a corresponding equipment purchase agreement and the relevant commercial registers available?
- Is an updated list of shareholders or associates giving the shares in existence?