

New ESG Obligations for Insurance Institutions in Mexico

Category: Publications

written by Nader, Hayaux & Goebel | enero 10, 2025

Mexico City, January 7, 2025 — Ana Paula Silva and Sofía Mitre de Jacobis, co-authored an insightful article titled “Nuevas Obligaciones ASG para Instituciones de Seguros en México”, which sheds light on the significant regulatory advancements in Mexico’s insurance sector.

The article, published in The Legal Industry, explores the implications of the recently issued Circular Modificatoria 2/24 (“Circular 2/24”) by the Comisión Nacional de Seguros y Fianzas (CNSF). Effective January 1, 2025, this regulation mandates insurance and bonding institutions (collectively, “Instituciones”) to integrate Environmental, Social, and Governance (ESG) criteria into their operations, marking a critical step towards sustainable development in alignment with the Agenda 2030 for Sustainable Development.

Key Highlights of Circular 2/24:

1. Corporate Governance:

Institutions must revise their governance policies to include ESG criteria and establish compliance verification mechanisms.

2. Risk Management:

Risk management manuals must now incorporate ESG factors to assess and address associated risks effectively.

3. Investment Policies:

Investment policies must define the ESG standards that applicable assets and instruments must meet.

4. Public Disclosure:

Institutions are required to disclose the implementation status of ESG criteria through their Solvency and Financial Condition Report (RSCF).

Insights from the Authors:

Ana Paula Silva and Sofía Mitre de Jacobis highlight the pivotal role this regulatory framework plays in aligning Mexico's financial sector with global sustainability standards. Their analysis underscores the benefits for institutions adopting ESG strategies, including improved investor confidence and enhanced stakeholder relations.

This landmark regulation not only strengthens compliance within the industry but also sets a precedent for sustainable operations, positioning institutions as key contributors to Mexico's sustainable development goals.

Our Capital Markets team worked on the “Capital Markets in Mexico: Regulatory Overview”

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written by Nader, Hayaux & Goebel | enero 10, 2025

Nader, Hayaux y Goebel, S.C. is proud to announce its significant contribution to the esteemed publication “Capital Markets in Mexico: Regulatory Overview”, part of the Practical Law Country Q&A series by Thomson Reuters.

This comprehensive guide provides insights into the main equity and debt markets, regulatory bodies, key legislation, and disclosure requirements governing Mexico's capital markets. Our partners Hans Goebel and Jenny Ferrón authored the report, showcasing their expertise in banking, finance, capital markets, and mergers and acquisitions.

Highlights from the Guide:

- The Q&A guide delves into critical topics such as:
- Requirements for equity and debt listings on Mexico's main stock exchanges (BMV and BIVA).
- Legal frameworks, including the Securities Market Law and CNBV regulations.
- Innovations like streamlined issuance regimes for SMEs and sustainable financing trends.

NHG continues to lead the way in shaping Mexico's legal landscape, empowering clients with cutting-edge solutions in the dynamic field of capital markets.

Our Corporate team worked on the Guide to Mergers & Acquisitions Fifth Edition

Category: Publications

written by Nader, Hayaux & Goebel | enero 10, 2025

Nader, Hayaux & Goebel is proud to announce its contribution to the recently published Guide to Mergers & Acquisitions: Fifth Edition by Latin Lawyer. This prestigious publication provides in-depth insights and expert analysis on critical issues surrounding M&A transactions across the region.

Hans Goebel authored the chapter "Securities Markets in Latin America: Public M&A, Hostile Takeovers, and Shareholder Activism," offering a comprehensive exploration of these pivotal topics in the evolving Latin American markets.

The chapter provides:

- An overview of public M&A practices in Latin America.
- Analysis of regulatory frameworks governing hostile takeovers.
- Insights into trends in shareholder activism and their implications on corporate governance.

We are honored to collaborate with Latin Lawyer and share our expertise to benefit professionals navigating the complexities of the M&A landscape in the region.

Nuestro socio, Yves Hayaux du Tilly participó en la revista GANAR-GANAR con el artículo, “Movilizando a los consejeros de empresa hacia la acción climática”.

Category: Publications

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Yves Hayaux du Tilly asistió al evento “Mobilizing Directors for Climate Action ” en donde tuvo la oportunidad de compartir e intercambiar ideas con más de 32 consejeros de diferentes sectores como agricultura, energía, servicios financieros, farmacéuticos, entre otros, para impulsar la acción climática de los consejos de administración.

A propósito de su visita, Yves escribió un artículo para la revista Ganar - Ganar en donde comentó que uno de los principales temas fue el análisis de las advertencias del Panel Intergubernamental sobre el cambio climático, la trayectoria de las emisiones de carbono y el incumplimiento del acuerdo de Paris 2015.

Yves compartió en dicho artículo algunos puntos de interés del evento, entre ellos el

de crear estrategias y de hacer un cambio de cultura y mentalidad como líderes de empresas para que se logre un futuro sostenible y fructífero para las nuevas generaciones.

Otro punto importante que destaca en su artículo el Licenciado Hayaux du Tilly fue el de invertir en productos innovadores y nuevas tecnologías para apoyar la transmisión de una economía neutra en emisiones de carbono.

[Da clic aquí para leer el artículo completo.](#)

Our Banking & Finance professionals wrote on the Mexican chapter of the Chamber's Banking and Finance 2024 Guide

Category: Publications

written by Nader, Hayaux & Goebel | enero 10, 2025

The new Banking & Finance 2024 guide covers over 30 jurisdictions. The guide provides the latest legal information on the loan market in each jurisdiction covered, including the impact of global conflicts and ESG lending; loan structuring and documentation, including restrictions on foreign lenders; tax issues; guarantees and security; enforcement; bankruptcy and insolvency; and project finance.

To date in 2024, global leveraged finance activity has increased significantly, primarily due to a significant upturn in refinancing and repricing activity resulting in the highest seasonal volumes seen to date which are dramatically above the levels seen during the second half of 2022 and 2023. Amid cooling inflation, stabilised

benchmark interest rates and favourable monetary policy, loan investor demand has increased significantly in 2024. However, although central bank interest rates are expected to decrease in the latter part of 2024, they remained relatively high for a significant portion of the year, and, to a large extent, the macroeconomic and political uncertainties that dampened market activity during the second half of 2022 and 2023 have not abated.

M&A activity and other drivers of new issuances of leveraged loans have also remained relatively muted. Borrowers have instead focused on opportunistic transactions, with most of the increased leveraged finance activity observed in 2024 consisting primarily of repricings, maturity-driven refinancings and “amend and extend” transactions, and also increasingly dividend recapitalisations. As a whole, however, the size of the US and global leveraged loan markets has not changed materially during the most recent twelve months, as the modest volume of new issuances is offset by repayments of existing leveraged financings as borrowers seek to reduce their cost of debt capital in a continued high interest rate environment.

Our Partners Michell Nader, Julián Garza and associate Paulina Bracamontes wrote the Mexican chapter of this guide. Explore the latest trends and understand the pressing issues in the Energy sector with our expert insights.

Our Energy team worked on the Chamber’s Renewable Energy 2024 guide.

Category: Publications

written by Nader, Hayaux & Goebel | enero 10, 2025

The guide is a comprehensive resource, providing the latest legal information on the energy transition and renewable energy technologies. It covers the laws and

regulatory authorities governing the energy sector, the generation, transportation and storage of electricity, gas (including hydrogen and biofuels) and heat, trade and supply, the financing, development, and subsidization of renewable energy projects, and the outlook for the sector.

The global renewable energy sector is undergoing unprecedented growth and transformation, driven by economic instabilities, geopolitics and the urgent need to address climate change. Solar, wind, and energy storage technologies are at the forefront of this transformation, offering scalable, cost-effective, and increasingly reliable alternatives to fossil fuels.

Our Mexico Renewable Energy chapter was written by partners Javier Arreola, Santiago Medina, and associate Ana Alpízar. Explore the latest trends and understand the pressing issues in the Energy sector with our expert insights.

Our Telecoms team worked on The Legal 500's Country Comparative Guide on TMT

Category: Publications

written by Nader, Hayaux & Goebel | enero 10, 2025

This prestigious guide offers the in-house legal community a practical overview of the laws and regulations in key jurisdictions, all compiled in an easy-to-use Q&A format.

Our chapter on Mexico's TMT provides comprehensive insights into the regulatory regime that governs software, Proprietary Rights, and Software Transactions, giving readers a thorough understanding of the local legislation. Produced by The Legal 500 in association with leading lawyers from around the globe, this guide includes hot-topic articles that analyze current trends and developments.

Our Mexico TMT chapter was written by partner Julián Garza and associate Paulina Bracamontes. Explore the latest trends and gain a deeper understanding of the pressing issues in the TMT sector with our expert insights.

Regulación de riesgo cibernético en el sector financiero (Legal Industry)

Category: Banking & Finance, Publications, Securities and Capital Markets, Securitizations & Structured Finance, Structured Finance
written by Nader, Hayaux & Goebel | enero 10, 2025

NHG contributed to the [15th edition of Legal Industry Magazine \(Revista Industrial\)](#) with the Article: “Regulación de riesgo cibernético en el sector financiero”.

Guía ASG para México 2023 (GANAR GANAR)

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With the contribution of Partner [Luciano Pérez](#) and Associate [Ana Paula Silva](#), NHG has contributed to the [July-August 2024 edition of GANAR GANAR](#), with the article “Guía ASG México 2023”.

Mexico Chapter in The Legal 500's Country Comparative Guide on Capital Markets.

Category: Capital Markets, Publications

written by Nader, Hayaux & Goebel | enero 10, 2025

Our Capital Markets team contributed to The Legal 500's Country Comparative Guide on Capital Markets.

This prestigious guide offers the in-house legal community a practical overview of the laws and regulations in key jurisdictions, all compiled in an easy-to-use Q&A format.

Our chapter on Mexico's capital markets provides in-depth insights into the regulatory framework, shareholder and debt securities, giving readers a comprehensive understanding of the local legislation. Produced by The Legal 500 in association with leading lawyers from around the globe, this guide includes hot-topic articles that analyze current trends and developments.

Our Mexico Capital Markets chapter is authored by partners Gunter Schwandt and Ana Paula Telleria, and associate Alfonso Díaz C. Explore the latest trends and gain a deeper understanding of the pressing issues in the capital markets sector with our expert insights.

□ Read more about it here:
<https://www.legal500.com/guides/chapter/mexico-capital-markets/>