



# INSOLVENCY PROCEEDINGS WITHIN THE EU: LATEST DEVELOPMENTS

**Thursday, 8 June 2017**

08:30 Arrival and registration of participants

09:00 **Welcome**  
*Angelika Fuchs and Michael Veder*

Moderator: *Michael Veder*

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## I. CASE LAW

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09:05 **Recent CJEU case law on cross-border insolvency proceedings**  
*Stefania Bariatti*

09:45 Discussion

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## II. KEY AMENDMENTS IN THE NEW INSOLVENCY REGULATION

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10:00 **Scope of application, pre-insolvency and hybrid proceedings**  
*Michał Barłowski*

10:30 Discussion

10:45 Coffee break

11:15 **Centre of main interests (COMI): definition, 'head office functions test' and COMI shifting**  
*Gabriel Moss*

11:45 **Coordination of main and secondary proceedings, including tools to prevent secondary proceedings**  
*Reinhard Dammann*

12:15 Discussion

12:30 **Practical concerns surrounding publication of insolvency proceedings**  
*Bob Wessels*

12:50 Discussion

13:00 Lunch

Moderator: *Stefania Bariatti*

14:00 **Groups of companies, determination of COMI and the new group coordination proceeding**  
*Alexander Bornemann*

14:30 **CASE STUDY (based on real facts)**  
**Restructuring of a group of companies**  
*Francisco Garcimartín and Michael Veder*

15:30 Coffee break

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## III. LOOKING BEYOND

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16:00 **Harmonisation trends on security rights and insolvency law at international level**  
*Jenny Clift*

16:30 Discussion

16:45 **BREXIT DIALOGUE**  
**Implications for insolvency and restructuring**  
*Gabriel Moss and Bob Wessels*

17:45 End of the first conference day

19:30 Evening programme and conference dinner

## Objective

This conference aims to meet the requirements of insolvency lawyers to stay informed on the latest developments in jurisprudence and legislation in insolvency matters at EU level.

It will examine practical problems in applying the recast Insolvency Regulation, consequences of Brexit and the recent EU proposal on business insolvency.

## Who should attend?

Lawyers practising in the field of insolvency law, judges, insolvency administrators, ministry officials, policy makers, academics.

## What participants said last year:

"Excellent speakers & venue"

"The conference was very well organised and I learned a lot."

"I could really benefit from the experience and expertise of the speakers"

"Interesting contributions from the international audience"

"Excellent!"

## Joint Dinner

After a day's intensive exchange, enjoy our joint dinner on 8 June at the restaurant "Das Weinhaus".

## Discover Trier

The guided tour through Karl Marx's birthplace will inform you about the person, his life, his work, his allies and his adversaries.

Marx's birthplace captivates countless visitors with its baroque charm.



## Travel

Shuttle services from the airports of Luxembourg (30 minutes) and Frankfurt Hahn (50 minutes) to the ERA Conference Centre can be booked at special rates at: [era@finkelgruens-taxi.de](mailto:era@finkelgruens-taxi.de)

## CPD

ERA's programmes meet the standard requirements for recognition as Continuing Professional Development (CPD). This event corresponds to 10 CPD hours.

## Friday, 9 June 2017

### IV. FACILITATING PRE-INSOLVENCY RESTRUCTURING

Moderator: *Alexander Bornemann*

- 09:00 **The new Commission proposal on insolvency, restructuring and second chance**  
*Andreas Stein*
- 09:30 **Procedural steps for pre-insolvency restructuring: commencement, stay, restructuring plan, voting et al.**  
*Nico Tollenaar*
- 10:00 Discussion
- 10:15 Coffee break
- 10:45 **Creditors' rights and the protection of new and interim financing in the restructuring process**  
*Florian Bruder*
- 11:15 Discussion
- 11:30 **Interplay between the proposed Directive, the recast Insolvency Regulation and other areas of law**  
*Francisco Garcimartín*
- 12:00 Discussion
- 12:15 **ROUND TABLE**  
**Changing the insolvency landscape in the EU?**  
*Andreas Stein*  
*Michał Barłowski*  
*Francisco Garcimartín*  
*Florian Bruder*  
*Michael Veder*
- 13:00 Lunch and end of the conference

For programme updates: [www.era.int](http://www.era.int)

Programme may be subject to amendment.

### Your contact persons



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### Speakers



Stefania Bariatti



Michał Barłowski



Alexander Bornemann



Florian Bruder



Jenny Clift



Reinhard Dammann



Francisco Garcimartín



Gabriel Moss QC



Andreas Stein



Nico Tollenaar



Michael Veder



Bob Wessels

# Registration

## INSOLVENCY PROCEEDINGS WITHIN THE EU:

### LATEST DEVELOPMENTS

Trier, 8-9 June 2017 / Event Number: 117D22



Europäische Rechtsakademie  
Academy of European Law  
Académie de Droit Européen  
Accademia di Diritto Europeo

#### Registration

Fax: +49 (0) 651 93737-773

E-mail: [info@era.int](mailto:info@era.int)

Online registration:  
[www.era.int/?125705&n](http://www.era.int/?125705&n)

Postal address:

ERA  
Postfach 1640  
D-54206 Trier

#### Location

ERA Conference Centre,  
Metzer Allee 4, Trier

#### Language

English

#### Contact Person

Christiane Schmitz  
Assistant  
[cschmitz@era.int](mailto:cschmitz@era.int)  
+49 651 937 37 122

#### Accommodation at special rates



Vienna House Easy Trier,  
from € 95  
[www.viennahouse.com](http://www.viennahouse.com)  
+49 (0)651-9377-0



Villa Hügel Trier, from € 102  
[www.hotel-villa-huegel.de](http://www.hotel-villa-huegel.de)  
+49 (0)651-93710-0



Park Plaza Trier, from € 110  
[www.parkplaza-trier.de](http://www.parkplaza-trier.de)  
+49 (0)651-9993-0

Contact the hotel directly to make your  
reservation (see para. 16  
[www.era.int/legalnotice](http://www.era.int/legalnotice)).

Please indicate the event your will attend.



[www.era.int/?125705&n](http://www.era.int/?125705&n)

I would like to register for the ERA event mentioned above.

☐ Please update my address (see below) ☐ My address (above) is correct ☐ Please delete my address

**PLEASE USE BLOCK CAPITALS:**

Title	<input type="checkbox"/> Ms	<input type="checkbox"/> Mr	Other	<input type="text"/>
First Name	<input type="text"/>			
Surname	<input type="text"/>			
Organisation	<input type="text"/>			
Department	<input type="text"/>		Tel.	<input type="text"/>
E-Mail	<input type="text"/>			
Street	<input type="text"/>			
Postcode/City	<input type="text"/>		Country	<input type="text"/>

☐ **Evening programme:** I shall attend the function on 8 June (at no extra charge).

#### Registration fee

Fee	Standard	EU & ERA patrons*	Young lawyers & other groups**	Members of INSOLEurope and lawyers in private practice
Registration before 08/05/2017	€ 711.00 <input type="checkbox"/>	€ 426.60 <input type="checkbox"/>	€ 533.25 <input type="checkbox"/>	€ 533.25 <input type="checkbox"/>
Registration after 08/05/2017	€ 790.00 <input type="checkbox"/>	€ 474.00 <input type="checkbox"/>	€ 592.50 <input type="checkbox"/>	€ 592.50 <input type="checkbox"/>

#### \* EU and ERA Patrons

- Staff of European Union institutions and agencies;
- Staff of ERA's patrons (Austria, Bulgaria, Croatia, Cyprus, Czech Republic, Denmark, Finland, France, Germany and the German states, Greece, Hungary, Ireland, Italy, Latvia, Lithuania, Luxembourg, Malta, the Netherlands, Poland, Portugal, Romania, Scotland, Slovakia, Slovenia, Spain, Sweden, United Kingdom, City of Trier).
- Fellows of the European Law Institute

#### \*\* Young lawyers & other groups

- For young lawyers up to 30 years of age (important: the participant must provide a copy or details of his or her passport or identity card on registration);
- Full-time staff of universities or comparable academic institutions;
- Staff of charitable organisations or comparable institutions
- Registration of three or more employees from the same organisation

#### Method of payment

- ☐ Credit card For registration with credit card payment please go to our website [www.era.int/?125705&n](http://www.era.int/?125705&n)
- ☐ Cheque Cheque number
- ☐ Bank transfer

I will transfer the registration fee to ERA's account at Deutsche Bundesbank Saarbrücken:  
IBAN: DE145900 00 00 00 58501900 – BIC: MARKDEF1590

**Important! Please state your name and the event number on the bank transfer.**

I confirm my registration and accept the general terms and conditions: [www.era.int/legalnotice](http://www.era.int/legalnotice)

Place, Date

Signature