INSTRUCTIONS



# WARSAW

ANNUAL CONGRESS · 5-8 OCTOBER 2017







Preventive Restructuring: Sunset on Insolvency?

MAIN SPONSOR

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### Welcome...

# We look forward to welcoming you to Warsaw on 5 October 2017

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- 3 Getting there
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### **CONGRESS VENUE**

Sofitel Warsaw Victoria Hotel

Krolewska 11 Street 00-065 Warsaw, Poland

Tel. (+48)22/6578011 Fax (+48)22/6578169 www.sofitel-victoria-warsaw.com

### **CONGRESS OFFICE**

The INSOL Europe Congress Office is located on the ground floor of the hotel and will be open from 9.00 on Wednesday 4 October until Saturday lunchtime 7 October. Messages and faxes will be directed to the Congress office via the main hotel numbers indicated.

The contact telephone for the Congress office is: +48 696425871.

### **HOTEL BOOKINGS**

Hotel bookings are not the responsibility of INSOL Europe. Please ensure that you have reserved your accommodation at your chosen hotel and confirm your booking before departure. All hotel accounts are to be settled by the delegate on departure.

### HOTEL CANCELLATIONS

Your hotel cancellation policy will have been provided on your confirmation of reservation.

Sofitel Warsaw Victoria Hotel Location



### **Getting there**



Sofitel Victoria Hotel, Conference Venue

# HOW TO GET TO THE CONGRESS VENUE

The hotel is a 20 minute drive from Chopin airport or a 40 minute drive from Modlin Airport, depending on traffic.

The central train station is within 2km.

### Transfers to the Sofitel Warsaw Victoria Hotel:

*Taxi:* From Chopin airport (WAW) by taxi the price is approx. 55 PLN (Sawa taxi), 75 PLN (Minibus) or PLN 110-PLN 170 for a private chauffeured Mercedes. From Modlin airport (WMI) approx. 159 PLN (Sawa taxi), 179 PLN

(Minibus) or PLN 300 - PLN 430 for a private chauffeured Mercedes. To reserve a private chauffeured Mercedes please contact the hotel concierge at *H3378-CR@sofitel.com* 

Bus: From Chopin airport take bus no. 175 directly to Pilsudski Square. Buses depart every 10 minutes. The starting bus stop is named Warszawa Lotnisko Chopina and finishes at Pl. Pilsudskiego where you will see the hotel. From Modlin airport please visit www.modlinbus.com for up to date information.

**Hotel Parking:** The price is 110 PLN for 24 hours and may be booked in advance with the hotel concierge H3378-CR@sofitel.com

Sofitel Warsaw Victoria Hotel Lobby



### **INSOL** Europe office

### Further information may be requested from Caroline Taylor

Tel: +44 (0)115 8780584

Email: carolinetaylor@insol-europe.org

#### or Wendy Cooper

Tel: +44 (0)115 9160214

Email: wendycooper@insol-europe.org

#### **INSOL Europe**

PO Box 7149, Clifton, Nottingham NG11 6WD UK

### REGISTRATION

The main registration desk will be situated outside the main conference room in the hotel lobby level and will be open from 14.00 until 20.00 on Thursday 5 October. It will then reopen at 08.00 on the Friday and Saturday mornings.

### **BADGES**

It is vital that all delegates wear their badges for access to the technical sessions, lunches and social functions. Accompanying persons will also need to wear their badges to allow access to the social functions. Delegates attending both the Academic Conference and the main Congress will be required to change their badge after the close of the Academic sessions.

### LUNCHES

Lunch on the Friday is open to delegates only. Saturday lunch is open to all delegates and accompanying persons.

### DIET

If you or your accompanying person have any special dietary requirements, please advise Wendy Cooper before Friday 15 September at: wendycooper@insol-europe.org

### **DRESS**

All Congress sessions will be smart casual dress, except for speakers and panellists, who will wear business suits. Thursday evening will be smart casual too. The Gala Dinner evening on Saturday will be business suits for gentlemen and appropriate cocktail/long dress for ladies.

### **TIMEKEEPING**

As we have a full technical programme, all delegates and speakers are requested to keep strictly to time.

### **CANCELLATIONS**

Refunds for cancelled Congress registrations will not be given if notified after 5 September 2017 although it will be permissible for registrations to be transferred within firms.

### ORDINARY GENERAL MEETING

### **Thursday 5 October**

Open to INSOL EUROPE MEMBERS ONLY, this is the first official business at the Congress and takes place at 18.00 on Thursday 5 October in Salon Belweder.

La Victoria Brasserie Moderne



# NEW CONGRESS ATTENDEES & SPONSORS

### **Thursday 5 October**

Immediately after the Ordinary General Meeting at 18.45, new Congress attendees and sponsors are invited to meet members of the INSOL Europe Council in Salon Krolewski of the congress hotel.

# WELCOME RECEPTION & DINNER

#### **Thursday 5 October**

Welcome drinks at the Congress hotel will commence at 19.00 in the ballroom foyer on the lobby level. Dinner will follow at 20.00 in the main ballroom. This year the dinner will be a buffet, which will stay open until 22.30 to allow for late arrivals.

### **BREAK-OUT SESSIONS**

### Friday 6 October

For the Friday morning break-out sessions, the name and time of your chosen groups will be shown on your delegate badge.

### **FREE EVENING**

#### Friday 6 October

This is a free evening for delegates and guests to sample the many wonderful restaurants that Warsaw has to offer. A selection of recommended local restaurants follows later in these joining instructions and early booking is advised to avoid disappointment. For those who wish to dine at the hotel, reservations should be made through the hotel directly. A list of delegates is attached for those who wish to invite colleagues/guests to join them on that evening. Direct messaging between delegates can be made via the congress App.

Last minute restaurant bookings and transport reservations for the Friday evening may be made with the hotel concierge. For groups of 10 or more, we recommend that you make your reservation via our agents s.goszczynska@mazurkas.com.pl

### **Organising Committee**

Chair: Caroline Taylor

Assisted by: Wendy Cooper, Malcolm Cork, Hannah Denney, Emmanuelle Inacio, Myriam Mailly, Paul Newson, Florica Sincu, Niculina Somlea, Edward Taylor, Harriet Taylor

Congress Technical Committee
Joint Chairs: Marcel Groenewegen
and Pawel Kuglarz

Secretary to Congress Technical Committee: Emmanuelle Inacio

### **GALA RECEPTION & DINNER**

### Saturday 7 October

This year the Gala evening will be held at the University of Technology. Coaches will leave the Sofitel Warsaw Victoria Hotel at 18.30 prompt. The journey takes approx. 20 minutes depending on traffic. A drinks reception will be followed by dinner, entertainment and dancing with the first buses departing at 23.00.

Please advise Wendy Cooper at wendycooper@insol-europe.org if you are unable to attend.





### **TOURS**

During the congress, an optional tour has been arranged on the Saturday afternoon (subject to change depending on the number of participants).

### WARSAW OLD TOWN & LAZIENKI ROYAL PARK, including Chopin Concert and refreshments, €65 per person

Departing Sofitel Victoria Hotel at 14.30, returning by 17.30

The afternoon will commence with a guided walking tour from the hotel to Warsaw Old Town (UNESCO site), intricately reconstructed after WWII, which is an excellent example of a compromise between historic values and modern needs.

Private bus transfer then follows along the prestigious Royal Route with its beautiful palaces, famous statues and historic churches towards the green heart of the city, "Lazienki Royal Park". The park is one of the largest and most beautiful city gardens in Europe and one of the greatest attractions of Warsaw.

This historic complex, full of monuments of architecture, paintings, sculptures and art handicraft, fascinating with its harmony and beauty, was inspired by Poland's last King Stanislaw August Poniatowski in the 18th century.

The tour will include a visit to the famous Palace on the Isle, being one of the most recognizable landmarks in Warsaw and during your visit, whilst surrounded by the magnificent interiors of the Palace, you will be provided with refreshments and a short Chopin concert. Private bus transfer and guides will escort you back to the hotel by 17.30.

For further details and to register please contact Wendy Cooper, email: wendycooper@insol-europe.org

Lazienki Royal Park

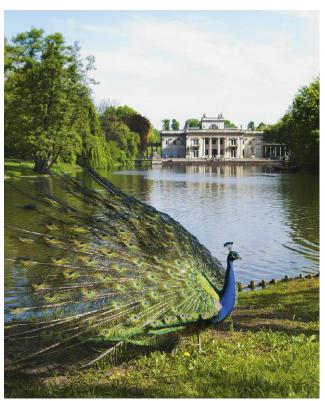


# CONGRESS PACKAGE COSTS INCLUDE

The registration fee for delegates and accompanying persons includes Thursday evening welcome reception, meal and wine during dinner; Friday lunch for delegates only (excluding alcoholic drinks), Saturday lunch for delegates and accompanying guests, Saturday Gala Evening Drinks reception, dinner, wine and entertainment. Coffee breaks for delegates, hire of meeting rooms, visual aids, technical equipment, Congress documentation and all other arrangements for the Congress on site.

### TRAVEL & HEALTH INSURANCE

INSOL Europe shall not be responsible for and shall be exempt from all liability in respect of any loss, damage, injury, accident, delay or inconvenience to any person during the Congress. It is the delegate and accompanying person's responsibility to be adequately insured in case of claims pertaining to travel/ accident and illness for the duration of your visit.



Palace on the Isle



# INSOL EUROPE ACADEMIC FORUM CONFERENCE

#### 4 & 5 October

Delegates who are also attending this event will receive separate joining instructions by email.

### **CONGRESS APP**

Our Congress App has details of the programme, sponsors, speakers and delegates and allows attendees to contact each other via internal messaging.

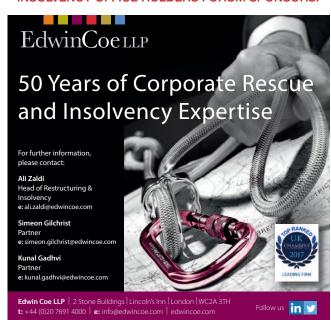
Information about how to access the App and a helpful guide can be found on our website here: **www.insol-europe.org/congress-app** 

We are grateful to CITR (www.citr.ro) and Schultze & Braun (www.schubra.de) for sponsoring our Warsaw Congress App.



Disclaimer: The Congress organisers have made every effort to ensure that the arrangements for the Congress are satisfactory, but can accept no liability for loss or damage to the person or property of Congress delegates however arising, including loss or damage resulting from the negligence of the Congress organisers, except to the extent that any such liability cannot lawfully be excluded. Furthermore, while every effort has been made to ensure that the speakers and the session chairs at the Congress are specialists in the areas upon which they will be lecturing, the organisers cannot accept any liability for any financial or other loss, whether direct or indirect or consequential caused to Congress delegates resulting from reliance of the delegates or any other party upon statements made or opinions expressed during the course of the Congress by speakers or session chairs. (This contract is governed by the laws of England and the English courts shall have exclusive jurisdiction to resolve any disputes arising out of it.)

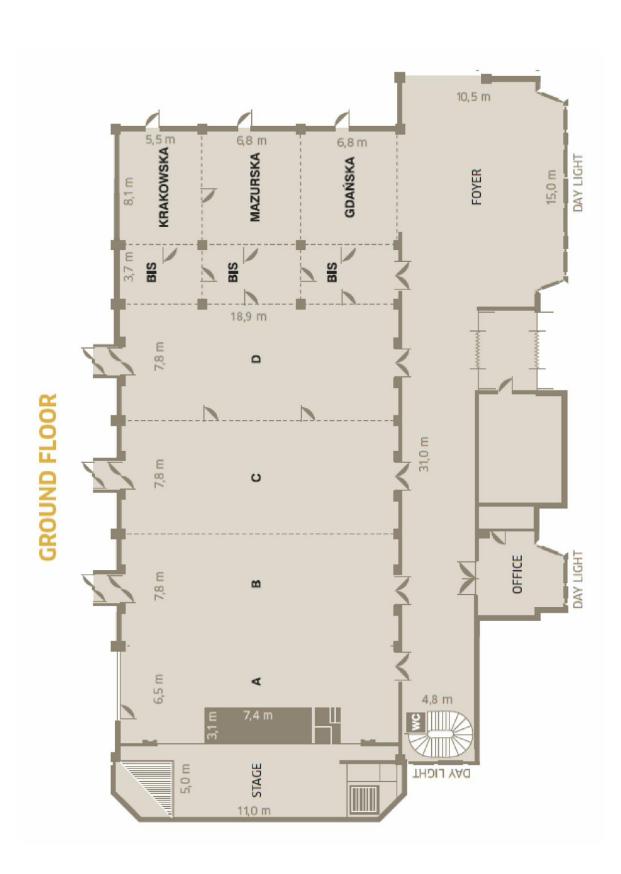
#### **INSOLVENCY OFFICE HOLDERS FORUM SPONSORS:**

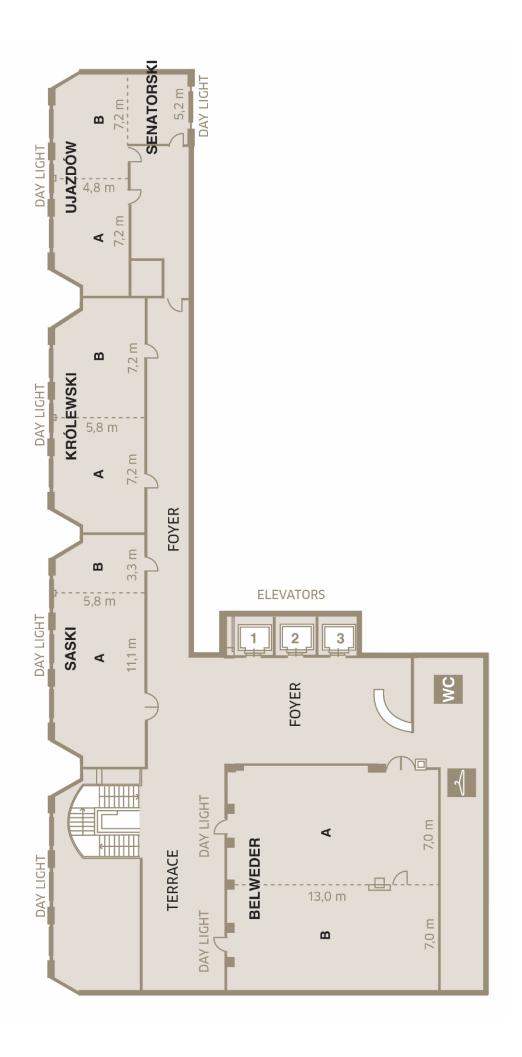


### ACADEMIC FORUM SPONSORS:



# **Venue Floorplans**





**FIRST FLOOR** 

Subject to alteration

THURSD/	AY 5 OCTOBER	ROOM
09.00	INSOL Europe Academic Forum Conference continues	Belweder
09.00	INSOL Europe Council Meeting (invitation only)	Krolewski
09.00	INSOL Europe Judicial Wing Meeting (invitation only)	Ujzadow
14.00	Main Congress registration desk opens	Ballroom lobby
16.00-17.30	Eurofenix Editorial Committee Meeting (invitation only)	Senatorski
16.00-18.00	Insolvency Office Holders Forum  Kindly sponsored by Edwin Coe - www.edwincoe.com  (Invitation only, however if you are interested in joining this meeting, please contact carolinetaylor@insol-europe.org)	Opera
17.00-19.00	INSOL Europe Anti-Fraud Forum Meeting  Kindly sponsored by Grant Thornton - www.grant-thornton.co.uk  (Invitation only, however if you are interested in joining this meeting, please contact carolinetaylor@insol-europe.org)	Saski
17.30-19.00	INSOL Europe Financial Institutions Group Meeting (Invitation only, however if you are interested in joining this meeting, please contact carolinetaylor@insol-europe.org)	Room 609
18.00	INSOL Europe Ordinary General Meeting (INSOL Europe members on	y) Belweder
18.45	Sponsors & new Congress attendees drinks reception	Krolewski
19.00	Congress welcome drinks reception for all delegates & guests Kindly sponsored by Allen & Overy - www.allenovery.com	Ballroom lobby
20.00	Congress dinner for all delegates & guests  Kindly sponsored by Allen & Overy - www.allenovery.com	Ballroom

### **FRIDAY 6 OCTOBER**

### MORNING TECHNICAL SESSION

Kindly sponsored by Hoche Société d'Avocats - www.hoche-avocats.com

08.30-09.00	Welcome coffee	Ballroom lobby
09.00-09.10	Opening remarks of the Annual Congress by the Congress Facilitator, Co-Chairs and the President of INSOL Europe	Ballroom
	Sally Bundock (UK) Marcel Groenewegen (CMS, The Netherlands), Pawel Kuglarz (Taylor Wessing, Poland) Steffen Koch (hww hermann wienberg wilhelm, Germany)	
09.10-09.30	Keynote Speaker To be announced	
09.30-10.15	The EU Commission Directive proposal: Scope, contents and future legislative process  • With its new Directive proposal, the EU Commission has somehow developed its 20	014 Recommendation

- With its new Directive proposal, the EU Commission has somehow developed its 2014 Recommendation on a new approach on business failure.
- Discuss the new Proposal with some of the members of the EU Commission Expert Group.
- Find out about the possible future evolution of the new Directive proposal and its legislative process.

Moderator: Adrian Thery (Garrigues, Spain)

Prof. Michael Veder (Resor, The Netherlands)

Nora Wouters (Dentons, Belgium)

Michal Barlowski (Wardyński and Partners, Poland)

Subject to alteration

10.15-11.00	Brexit: Impact on European restruc		
	Moderator: Mark Fennessy (Proska Chris Laughton (Mercer & Hole, UK Giuseppe Scotti (Macchi Gangemi Annerose Tashiro (Schultze & Brau	) Studio Legale, Italy)	
11.00-11.30	Delegate coffee break  Kindly sponsored by Troostwijk - v	vww.troostwijkauctions.com	Ballroom lobby
11.30-12.10	Break-out sessions		To be advised
	<ul> <li>The Proposal for a EU Directive on Preve of the general move towards early inter-</li> </ul>	• Sales in the "Zone of Insolver • Vendor Remedies for Payme • Avoidance Actions  ker, USA)  veden)  tion in European Restructurings earr, UK) Netherlands) spain)  ncing, new lending options in Eur of main features by reference to US DIP fir entive Restructuring. The DIP lending provention measures. d current status of rules on and market in sc. ols other that DIP financing. How are groupols are not available. developments in the US and Europe. In, UK) Italy) tech Republic/Slovakia)  roposal and the UK Insolvency Service in the US in the UK	rope? nancing. risions in the context DIP financing in ps financing a
	<ul> <li>Common proposals: Companies nee Application for Division of cred Ability to cram UK moratorium Focus on emple</li> </ul>	d to be insolvent or approaching insolven moratorium to be filed with a court. itors into classes. down secured and junior creditors. will be a gateway to multiple procedures byee rights in Europe. of classes prior to issuing a plan in UK. dos for classes.  Beever, UK)  E, France)	
12.10-12.20	Change of break-out rooms		
12.20-13.00	Repeat of break-out sessions		To be advised
13.00-14.00	Delegate lunch Kindly sponsored by McStay Luby	- www.mcstayluby.ie	Hotel restaurant

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### **FRIDAY 6 OCTOBER**

### **AFTERNOON TECHNICAL SESSION**

Kindly sponsored by Moon Beever - www.moonbeever.com

14.00-15.00	The insolvency regulation recast: Time to get practical Moderator: Stan Brijs (NautaDutilh, Belgium) Prof. Reinhard Bork (University of Hamburg, Germany) Judge Prof. Rymvidas Norkus (Supreme Court of Lithuania) Christina Fitzgerald (Shakespeare Martineau, UK) Bartosz Groele (Tomasik Pakosiewicz Groele, Poland)	
15.00-15.30	Turnaround Wing Project: The EU Commission Directive proposal and the practicalities of its legal implementation  Risk of not implementing the same text in each EU jurisdiction: forum shopping.  The EU Commission Directive proposal can coexist with other out-of-court restructure Moderator: Alberto Núñez-Lagos (Uría Menéndez, Spain)  Speakers to be announced	ring tools.
15.30-16.00	Delegate coffee break  Kindly sponsored by CPO (Centre for Professional Legal Education)	Ballroom lobby - www.cpo.nl
16.00-16.10	Update on INSOL International Principles of Multi-Creditor Workout Sean Pilcher (Restructuring RBS, UK)	s
16.10-17.05	Group Insolvencies: Theory and Practice in cross-border Insolvencie  Moderator: Bartosz Merczynski (Allen & Overy Poland)  Jeroen Princen (Ploum Lodder Princen, The Netherlands)  Michael Jaffé (JAFFÉ Rechtsanwälte Insolvenzverwalter, Germany)  Brigitte Umbach-Spahn (Wenger Plattner, Switzerland)	S
17.05-17.10	Closing remarks of the day Steffen Koch (President of INSOL Europe, hww hermann wienberg will	helm, Germany)
17.30-19.00	INSOL Europe Turnaround Wing Meeting (Invitation only, however if you are interested in joining this meeting, please contact carolinetaylor@insol-europe.org)	Saski
17.30	INSOL Europe Eastern European Countries' Committee Meeting (Invitation only)	Ujazdow
18.00	INSOL Europe 2018 Congress Technical Committee Meeting (Invitation only)	Krolewski
18.00-20.00	Young Members Group Drinks Reception  Kindly sponsored by Schiebe und Collegen - www.schiebe.de  (Invitation only, however if you are interested in joining this meeting, please contact carolinetaylor@insol-europe.org)	Alchemist bar
	Free evening	



Conference Room

Subject to alteration

### **SATURDAY 7 OCTOBER**

### MORNING TECHNICAL SESSION

Kindly sponsored by Prof. Dr. Pannen Rechtsanwälte - www.profpannen.de

08.30-09.00	Welcome coffee	Ballroom lobby
09.00-09.05	Opening remarks by the Co-Chairs Marcel Groenewegen (CMS, The Netherlands), Pawel Kuglarz (Taylor We	<i>Ballroom</i> ssing, Poland)
09.05-09.30	Keynote speaker - Cezary Stypułkowski (CEO of mBank, Poland)	
09.30-10.15	Preventive restructuring frameworks - how do they work in practice  Does the preventive restructuring exist in EU? Current legislations in certain EU co  Presentation of certain proceedings - including ESUG proceedings and the Polish acceptance of the scheme of arrangements  Case study - how the presented proceedings would work in case of hypothetical of particular:  Affected claims  The role of the administrator  Impact of the proceedings on the ability of the debtor to manage its affairs  Impact on the court and administrative proceedings  Impact on the employment relations  Possibilities for creditors to challenge the decision taken in the course of proce  Possible cross-border aspects of preventive restructuring.  Moderator: Prof. Bettina Nunner-Krautgasser (University of Graz, Aus Judge Emil Szczepanik (District Court for the Capital City of Warsaw Robert Hänel (Anchor Rechtsanwälte, Germany)  Przemyslaw Wierzbicki (Warp, Poland)	entries proceedings on the company - in eedings
10.15-10.30	INSOL International Announcements Adam Harris (President of INSOL International, Bowmans, South Afri	ca)
10.30-11.00	Delegate coffee break	
11.00-11.45	Legal Tech/Internet 4.0. How will technology change the industry?	
	Moderator: Joanna Goodman (Joanna Goodman, UK) Judge Erik Boerma (Court of Breda, The Netherlands) Joseph Raczynski (Thomson Reuters, USA) Gunther Thies (STP Information Technologie, Germany)	
11.45-12.15	Establishment of Insolvency Registers in all Member States and their Interconnection: Reality or Illusion?	
	Moderator: Susanne Fruhstorfer (Taylor Wessing, Austria) Judge Anna Hrycai (Poland) Niklas Körling (Wistrand, Sweden)	
12.15-12.50	Prepack - Magic tool to rescue a business?  Take your pick: the main steps of the pre-pack Key points: valuation of the company, confidentiality and rapidity Goal: return for creditors and clients Conclusions: pros & cons.  Moderator: Audrey Molina (Dentons, France) Friedrich von Kaltenborn-Stachau (BRL, Germany) David Rubin (David Rubin & Partners, UK), Daniel Ozon (Poland)	
12.50-13.00	Closing of the day Steffen Koch (President of INSOL Europe, hww hermann wienberg wil	helm, Germany)
13.00	Delegate & guest lunch then free afternoon  Kindly sponsored by hww hermann wienberg wilhelm - www.hww.ee	Hotel restaurant u
14.30-17.30	Optional tour including Chopin concert (see page 11 for details)	
18.30	Buses depart for Gala Evening	Front of hotel
19.00	Gala Evening Drinks Reception University Kindly sponsored by anchor rechtsanwälte - www.anchor.eu	ity of Technology
20.00	Gala Evening Dinner, Entertainment and Dancing  **Cindly sponsored by NautaDutilh - www.nautadutilh.com**  University  University	ity of Technology

### Local restaurants

All within walking distance of Congress venue

AÏOLI www.aioli-cantine.com Mediterranean cuisine, 100 capacity
AÏOLI is a new place on Warsaw's culinary map and has quickly become one of its brightest stars. It dedicates itself to simplicity and the joy of urban lifestyle and Mediterranean cuisine. It was created through combination of few passions: hospitality, quality of life in the South of Europe as well as in Warsaw. In a modernindustrial, yet cosy interior, an intense city rhythm meets with fresh and simple cuisine that combines great quality hidden in the simplicity of ingredients with virtues of an urban canteen.

DER ELEFANT www.derelefant.com International cuisine, 200 capacity
Recently relaunched in a renovated building of the former Hotel Saski, the interior of Der Elefant has completely changed. The place is now styled after New York lofts. Allan Starski, well-known production designer, is responsible for the design of the restaurant. The menu features completely new dishes from different cuisines – among others burgers, osso bucco, canard cassis, Polish pierogi and Singapore noodles.

DOM WODKI www.domwodki.pl International & Polish cuisine, 100 capacity The French have cognac and champagne, the Scots whisky, the Swiss cheese and chocolate, the Americans bourbon and the Italians prosecco and pasta. Mexico has its tequila, Spain its many types of wine, the Czech Republic its beer, while Poland has vodka, recognised the world over as its most iconic product, as well as distinct regional dishes and breads as the country's main culinary flagships. DOM WÓDKI is a restaurant where the 6 centuries old tradition of producing vodka, honey mead and liqueurs is complimented by the rich delights of Polish cuisine.





GAR JAKUBIAKA www.trattoriatavola.pl Polish & Mediterranean cuisine, 80 capacity
Tomasz Jakubiak's kitchen can be compared to a giant pot filled to the brim with seasonal vegetables and fresh herbs, meat and fish from the best suppliers, as well as pasta prepared by the best Italian recipes, but produced near Warsaw. Polish cuisine with a Mediterranean twist is second to none! Taste, smell, colour and above all charismatic chef - Tomasz Jakubiak, who greets his guests and cooks for them - it's the best recommendation.

INFORMAL KITCHEN www.informalkitchen.pl European, International, Mediterranean cuisine Our ethos is proven recipes, carefully selected ingredients and flavours inspired by various regions of Poland and Europe, as well as culinary experiences from distant voyages. InFormal stands for authenticity, simplicity and flavour.

STREFA www.restauracjastrefa.pl

Polish cuisine, 100 capacity
Strefa is a restaurant with a unique
atmosphere. In this restaurant you will find
international cuisine with touches of Poland.
Strefa is a place created by people with a
passion that combines the culinary artistry,
elegant interior and a convenient location in
the center of Warsaw. C Jaroslaw Walczyk
belongs to one of the best culinary masters in
the country, who cooks according to its own
and unique recipes. Quality is of paramount
importance for him and cooking treats as a way
of life and pure pleasure.

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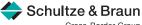


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Telephone 020 7400 7900 email paul@drpartners.com

#### **David Rubin, David Rubin & Partners**

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email david@drpartners.com

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