



ANNUAL CONGRESS  
1-4 OCTOBER 2020

# SORRENTO

TOWARDS  
A NEW WORLD

MAIN SPONSOR





**Piya Mukherjee**  
President  
INSOL Europe

## Further Information

Details on how to obtain our discounted hotel corporate rates will be advertised in our registration brochure (due to be mailed in March 2020).

Details will also be available on our website:  
[www.insol-europe.org](http://www.insol-europe.org)

Further information may also be obtained from:

**Harriet Taylor**  
Event Manager  
INSOL Europe  
PO Box 7149  
Clifton  
Nottingham  
NG11 6WD  
United Kingdom

Tel: +44 (0)  
7771 621930

Email: [harriet@insol-europe.org](mailto:harriet@insol-europe.org)

# Welcome from the President

## Connect IRL!

In these times, where communication channels are FaceBook, Snapchat, Instagram, WhatsApp, Twitter, etc, we sometimes forget how enriching it is to meet one another in person, talk about work, business opportunities, challenges, war stories, digress on to likes and dislikes, family, food, holidays, pets etc. Unplugged communication!

It is with great pleasure that I invite you to our next and 39th Annual Congress from 1 to 4 October 2020 in Sorrento (Italy) on the breathtaking Amalfi coast and the perfect venue for unplugged communication.

Expect lemon groves, implausibly clear waters, a spectacular view of the Gulf of Naples and marvellous sunsets. It was here, though, that Ulysses resisted the tempting chants of the Sirens, tied to the mast of his ship and with his ears plugged with wax!

Expect a tempting technical programme. An enriching plethora of debates and discussions under the visionary overall theme "*Towards a New World*". In this new world, Brexit would have happened (...or would it?), Member States will be in the process of transposing the Directive on Pre-Insolvency Restructuring and the new groundbreaking reform of Italian insolvency law would have come into force. These and many more visions will be the topics of the sessions in the technical programme put together expertly by our hardworking Congress Technical Committee with co-chairs Giorgio Corno (Studio Corno Avvocati) and Simeon Gilchrist (Edwin Coe) at the helm.

We are very pleased and thankful for all the suggestions for topics received from the membership - the Congress Technical Committee has been spoilt for choice!

Come to Sorrento, make the debates and discussions lively, stay unplugged and connect 'In Real Life'!

*Ci vediamo a Sorrento!*

## Sponsorship Opportunities

Please contact Hannah Denney: [hannahdenney@insol-europe.org](mailto:hannahdenney@insol-europe.org) for information about any of the available opportunities.

Academic Forum €6,000 SOLD	Gala Dinner Reception €4,000 SOLD	Congress App €5,000 1 AVAILABLE
Main Sponsor €17,500 SOLD	Gala Dinner €10,000 SOLD	Film & Photography €4,000 AVAILABLE
Congress General Sponsor €9,000 2 AVAILABLE	Technical Sessions €4,000 SOLD	Young Members' Group Reception €4,000 SOLD
Welcome Reception & Dinner €7,500 SOLD	Promotional Gift Sponsor €1,500 AVAILABLE	Anti-Fraud Forum €2,000 SOLD
Friday Delegate Lunch €4,000 SOLD	Coffee Breaks €2,000 AVAILABLE	Insolvency Office Holders Forum €3,000 AVAILABLE
Saturday Delegate & Guest Lunch €4,000 SOLD	Exhibition Area €2,000 AVAILABLE	

# Technical Programme 2020



***We are delighted to warmly invite you to the paradisiacal Sorrento for the Annual Congress of INSOL Europe which will be held between 1 and 4 October 2020.***

If Sorrento got its name from Surrentum in ancient Rome, some prefer to believe rather that its name comes from the word Siren, who lured sailors with their enchanting voices to shipwreck on the rocky coast of Sorrento. Maybe that is why people always have been attracted by this Italian jewel by the sea lying between the Gulfs of Naples in the north and Salerno in the south and felt the need to “Come Back to Sorrento” as say the words by Giambattista de Curtis of the famous Neapolitan song composed by his brother Ernesto de Curtis. Sorrento has indeed been visited by the illustrious Lord Byron, John Keats, Johann Wolfgang von Goethe, Charles Dickens, Alphonse de Lamartine, Richard Wagner, Henrik Ibsen and Friedrich Nietzsche, to name a few, and inspired their work to a great extent... Sorrento has also seen the birth of the poet Torquato Tasso, the painters Giuseppe Agellio, Giacomo di Castro, Edoardo De Martino, the poet and writer Aniello Califano and the politician and writer Raffaele Lauro who just received the 2019 “Penisola Sorrentina Arturo Esposito” award for his career in narrative writing. What better setting to host our 2020 Congress than Sorrento, which has inspired great minds whose work changed the world.

**The main theme of our 2020 Congress will be “Towards a New World”.**

Now that the Directive on Restructuring and Insolvency was adopted on 20 June 2019 and entered into force on 16 July 2019, the transposition race has started: EU Member States are required to implement the Directive by 17 July 2021 in their national legislation at the latest (with an extension up to 17 July 2022 if they encounter particular difficulties in transposing the Directive). Our 2020 Congress will be the opportunity for the INSOL Europe Directive Project Group to present the Implementation Guide on the Restructuring Directive which might serve as a reference tool to assist the national legislators but also to assess the adequacy of national legislative proposals and legislations that already implemented the Directive.

The EU Directive on Restructuring and Insolvency, once implemented, will have important practical consequences and will be discussed, amongst others, during our breakout sections.

The Directive will represent a change for EU Member States towards debtor-in-possession-type insolvency regimes like chapter 11 in the US and schemes of arrangement in the UK. It is indispensable that lessons be learned from the experience of these common law jurisdictions which will be presented during our 2020 Congress.

The practical consequences of the liability of directors in a likelihood of insolvency will also be explored as well as the new role of the practitioner on the field of restructuring which appears to be not only a supervisor but also a mediator.

Torna a Surriento,  
Vide 'o mare de Surriento,  
che tesoro tene nunno:  
chi ha girato tutto 'o munno  
nun l'ha visto comm'a ccà. [...]

*Come Back to Sorrento,  
Look at the sea of Sorrento,  
what a treasure it is!  
Even who has travelled  
all around the world,  
Has never seen a sea like this. [...]*

Giambattista de Curtis  
“Come Back to Sorrento”  
Listen to the song here:  
<https://youtu.be/HbUfpQ9Nmbw>

Although the UK is expected to have exited the EU by the implementation deadline of the EU Directive on Restructuring and Insolvency, the UK will undoubtedly remain in the race with the announced reforms on its restructuring and insolvency regime in line with the Directive and the need to maintain the attractiveness of its cross-border restructuring in the Brexit era. Our 2020 Congress will cover these issues in depth.

Our community is thus going towards a New World of greater restructuring and insolvency harmonisation.

In this regard, the INSOL Europe Judicial Wing will organise a mock trial devoted to the crucial issue of creditors' challenges to practitioners in procedures concerning restructuring, insolvency and discharge of debt. The mock trial will be the opportunity to simulate two different national judicial proceedings.

We should warn our delegates that some horror is coming their way... Indeed, the INSOL Europe IOH Forum will present their “Little Shop of Horrors” since insolvency practitioners cannot escape the European General Data Protection Regulation which is applicable to them as of 25 May 2018, creating new duties and responsibilities...

The voluntary arrangements of an individual or a company which is insolvent or in likelihood of insolvency with its creditors are taking on a bigger role and a panel will examine them on a comparative perspective as voluntary arrangements raise practical, commercial and moral issues.

The 2020 Sorrento Congress will also cover topical matters related to the Recast European Insolvency Regulation now that all its provisions are in force.

As our New World is a digital world, the insolvency practice will be challenged with the question of protecting and recovering digital assets. The INSOL Europe Insolvency Tech & Digital Assets Group will present an update on the treatment and valuation of digital assets as well as the latest cases related to the insolvency of cryptocurrency exchanges/ICOs/miners.

As a New World cannot be conceived without the need for environmental protection and sustainable development, our 2020 Congress will unavoidably question the environmental liabilities of insolvency practitioners which will undoubtedly increase. In particular, we must question how to deal with contaminated assets (*de lege late* and *de lege ferenda*).

*We trust that you will enthusiastically join us to discuss the rich insights of our panel sessions and speakers in Sorrento where you will have the opportunity to network and share unforgettable moments with friends old and new.*

***We look forward to seeing you all in Sorrento in October 2020 for what will be a truly memorable conference!***

Co-chairs of the 2020 Sorrento  
Congress Technical Committee  
Giorgio Corno, Studio Corno Avvocati, Italy  
Simeon Gilchrist, Edwin Coe, UK

# INSOL Europe General Sponsors



THAT AMAZING FEELING WHEN YOU **DISCOVER VALUE**

WE MAKE IT EVERY DAY. WE'RE EUROPE'S NO.1 WHEN IT COMES TO AUCTIONS, MILLIONS AND ADVICE.

IS THE BEST REVENUE  
IS IN ALL MAJOR EUROPEAN COUNTRIES  
IS THROUGHOUT FAST AND RELIABLE  
IS THOROUGH EXPERTISE IN AGRICULTURE, METALWORKING, FOOD PROCESSING AND MANY OTHER MARKETS

WWW.TROOSTWIJKAUCTIONS.COM



## MASTER DISTRESS, TOGETHER.

Lawyers, accountants and tax advisors providing comprehensive solutions in restructuring and insolvency situations.

In Berlin, Cologne, Dusseldorf, Frankfurt, Hamburg, Leipzig and wherever you need us.

Andersen Rechtsanwalts-gesellschaft  
Steuerberatungsgesellschaft mbH

Contact: Michael Thierhoff  
Tel.: +49 69 979 953-0  
michael.thierhoff@AndersenTaxLegal.de




**BUCHLER PHILLIPS**  
CORPORATE RECOVERY, TURNAROUND AND RESTRUCTURING

For specialist personal, corporate recovery and turnaround advice

David Buchler | Senior Partner

t: +44 (0)20 7647 9011  
E: david@buchlerphillips.com

6 Grosvenor Street, London W1K 4PZ

## David Rubin & Partners

Chartered Accountants • Licensed Insolvency Practitioners

Specialists in:  
Corporate Restructuring and Recovery • Insolvency and Bankruptcy • Cross Border Insolvency • Litigation Support

For practical and confidential advice about corporate and personal restructuring and insolvency, contact:

Paul Appleton, David Rubin & Partners  
25 - 28 Bedford Row  
London WC1R 4HE  
Telephone 020 7400 7900  
email paula@drpartners.com

Asher Miller, David Rubin & Partners  
Pearl Assurance House  
319 Ballards Lane  
Finchley, London N12 8LY  
Telephone 020 8343 5900  
email asherm@drpartners.com

David Rubin,  
David Rubin & Partners C.I. Limited  
Ground Floor, Elizabeth House  
Les Ruettes Braye  
St. Peter Port  
Guernsey GY1 1EW  
Telephone 01481 711 266  
email davidr@drpartners.com

www.drpartners.com

## ASSET EXPERTISE

Specialist corporate recovery advice across all industries and property sectors.

Valuing and disposing of property, plant, machinery and other business assets from 35 offices across the UK and Ireland.

For more information contact Paul Proctor or Roland Cramp on +44(0)20 7198 2000 or info@lsh.co.uk



## Aon's Insolvency and Restructuring Solutions

Aon delivers a suite of specialist solutions for restructuring and insolvency situations to help enhance returns and reduce the total cost of risk to creditors.

Services include:



- Tax insurance solutions to help accelerate and enhance distributions
- Open/blanket cover for assets and liabilities of insolvency estates and in M&A situations (UK only)
- Bonds
- Portfolio defective title solutions
- Warranties & indemnities
- Structured Capital / Trade Credit Insurance

For more information, please contact:

Andrew McInosh +44 (0)202 2941 29 andrew.mcintosh@aon.co.uk

Sally Eastwood +44 (0)2060 193316 sally.eastwood@aon.co.uk


Aon is authorized and regulated by the Financial Conduct Authority, (FRN 201424)

**Kellerhals Carrard**

Prof. Dr. Daniel Staehelin | Dr. Lukas Bopp

Basel – Berne – Geneva – Lausanne – Lugano – Sion – Zurich  
www.kellerhals-carrard.ch



General and Congress Sponsorship Opportunities exist within INSOL Europe together with advertising in our quarterly journal 'eurofenix'

For a list of promotional sponsorship benefits, please contact:

David Rubin at david@drpartners.com  
or Hannah Denney at hannahdenney@insol-europe.org

