

International Insolvency Law

# 0. Organisational matters

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# Course website

<https://ppg.wpia.uj.edu.pl/international-insolvency-law>

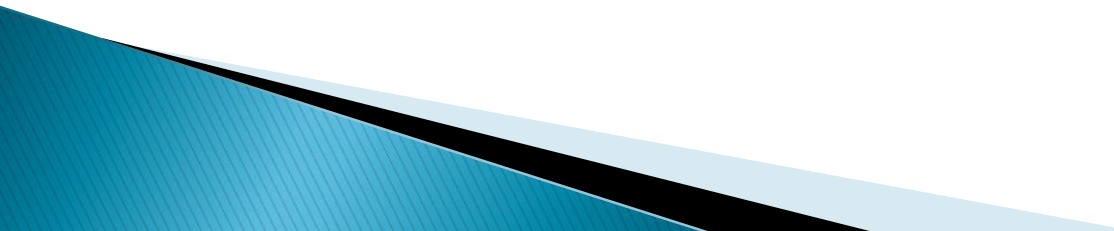
or:

- ▶ <https://ppg.wpia.uj.edu.pl/> (Chair for Business Regulation and Economic Policy/Katedra PPG i Polityki Gospodarczej) → „Dydaktyka” → „Przedmioty” → „International Insolvency Law”
- ▶ Please follow the website for materials and announcements.
- ▶ Presentations covering each course will be made available on the website.

# Pre-requirements

- ▶ No strict formal requirements

BUT:

- ▶ some previous knowledge of national insolvency law or participation in a course in insolvency law (in case of Polish students: Prawo upadłościowe i restrukturyzacyjne) would be highly desirable.
  - ▶ orientation in basic concepts of corporate law
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# The European Insolvency Regulation

- ▶ Regulation (EU) 2015/848 of the European Parliament and of the Council of 20 May 2015 on insolvency proceedings (recast) (**European Insolvency Regulation**) → applied from 26 June 2017
  - ▶ previously (important for the context): Council Regulation (EC) No 1346/2000 of 29 May 2000 on insolvency proceedings (old EIR) → applied until 25 June 2017
- available on EUR-LEX (<https://eur-lex.europa.eu/>)
- ▶ Please use the English version alongside a version in your language

# The European Insolvency Regulation

- ▶ Please use the consolidated text of the EIR and the old EIR
- go to the EUR-LEX search page and find by number. Once found, click on „**Current consolidate version**”.
- direct link for the EIR: <https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX%3A02015R0848-20220109>
- direct link for the old EIR: <http://eur-lex.europa.eu/legal-content/EN/TXT/?qid=1519584644882&uri=CELEX:02000R1346-20161012>

# Reading and materials

- ▶ **Recitals** to the EIR and to the old EIR – accessible on EUR-LEX by clicking on „Access initial legal act” just below the title
- ▶ The Virgos–Schmit Report (unofficial explanatory memorandum to the old EIR):  
[http://aei.pitt.edu/952/1/insolvency\\_report\\_schmidt\\_1988.pdf](http://aei.pitt.edu/952/1/insolvency_report_schmidt_1988.pdf)
- ▶ Other reading will be indicated separately for each class

# Schedule

- ▶ 20 hours (10 classes)

classes on following Mondays:

- ▶ 4, 11, 18, 25 March;
- ▶ 8, 15, 22, *[29]* April;
- ▶ 6, 13, 20 May

(29 April is a backup date in case of cancellation of the class on any of above dates)

# Two ways to complete the course

Free choice between the following ways to complete the course:

- ▶ Exam
- ▶ Activity during classes (including preparing a presentation)



# Exam

- ▶ Main exam in oral or written form is planned for 27 May
- ▶ Two exams in oral or written form (essays and/or cases) will be scheduled during the regular exam session in June (tentatively: 17 and 24 June)
- ▶ You can freely choose between the oral or written exam according to your preference.
- ▶ One re-sit exam in September in case of need
- ▶ Written exam: 2 questions, 60 minutes
  - „open book” formula;
  - written by hand or on a laptop according to your preference.
- ▶ Oral exam: a conversation in person or, in case of justified need, by a MS Teams call
- ▶ Activity during classes will be rewarded with an increase of the final mark by 0.5 or 1 point

# Completing the course by activity

- ▶ The following three conditions are required to complete the course by activity, without the need to take the exam:
    - presence at at least 50% of classes;
    - regular participation in discussion during the classes;
    - presenting a specified topic in class (a list of topics will be provided).
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