

International Conference

“The Treatment of Shareholders’ Rights in the Insolvency of Companies”



Rome, 23th June 2016

Banca d'Italia
Nuovo Centro Convegni
Via Nazionale 190

First Conference of the ‘Community of Practice on Insolvency’, jointly organized by the Bank of Italy and the University of Florence*

“The Treatment of Shareholders’ Rights in the Insolvency of Companies”

Registration: 8.45-9.15

Opening: 9.15

Seminar language: English

Morning session (9.15-13.00)

9.15 Welcome remarks

Marino Perassi, *General Counsel, Bank of Italy*

9.30 Introduction. The CoP on “The Treatment of Shareholders Rights in the Insolvency of Companies”. Preliminary results and future work

Monica Marcucci (Bank of Italy)

10.00 Imminent versus actual insolvency: procedural and substantive rights of equity holders

Manfred Balz (Mayer Brown LLP)

10.30 Shareholders rights in cross-border restructurings. A UK perspective

Gabriel Moss QC (South Square)

11.00 *Coffee break*

11.30 The corporate entity as a bankruptcy asset

Lorenzo Stanghellini (University of Florence)

12.00 Insolvency at EU level. What about shareholders?

Bartłomiej Kurcz (EU Commission)

12.30 *Q&A*

13.00 *Lunch*

Afternoon session (14.15-18.15)

14.15 Round table: What role for shareholders in various insolvency systems around the world

Moderator: Lewis Kruger (IBA)

Speakers:

- George Bazinas (Bazinas Law Firm, Athens)
- Andre Boraine (University of Pretoria)
- Luis Mejia (Instituto Tecnológico Autónomo de México)
- Adolfo Rouillon (Universidad Nacional de Rosario, Argentina)
- Adrian Thery (Partner at Garrigues, Spain)

16.15 Shareholders bargaining power in the Chapter 11 mechanism: a solved problem? Leif Clark (CBInsolvency LLC)

16.45 Shareholders and Insolvency: views from Central and East Europe Sjimen de Ranitz (Resor NV)

17.15 Q&A

17.45 Concluding remarks

- * The conference is the first of a series of public events aimed to disseminate and discuss the results of a research project, co-led by the Bank of Italy and the International Bar Association, on the treatment of shareholders in insolvency procedures. Information and documentation concerning such project, which is conducted within the Global Forum on Law Justice and Development, may be found at www.globalforumljd.org/cops/insolvency-and-creditordebtor-regimes. Seven hours of continuing legal education credits have been requested at the Council of The Bar Association of Rome.

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