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Law Of Corporate Insolvency In Scotland

Corporate Insolvency in Scotland provides comprehensive coverage of all aspects of this technical and complex subject, including liquidation, receivership, administration and voluntary arrangements.

This textbook deals with the foundations and key issues of insolvency law and approaches the topic from a comparative perspective, i.e. it does not concentrate on one insolvency law in particular but rather introduces the relevant rules from various jurisdictions, primarily England (and Wales), France, Germany and those of the USA. It is case focused and

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designed for learning and teaching insolvency law.

Corporate Insolvency Law Perspectives and Principles
Cambridge University Press

This volume analyses corporate insolvency law as a coherent whole, stemming from common fundamental principles and amenable to being justified or criticised on that basis. The author explains why consistency of principle must be sought and how it might be found in the relevant statutory and case law. He then constructs an egalitarian theory for the analysis of corporate insolvency law, based on the premise that all the parties affected by this law are to be treated as equals. He argues that this theory can reconcile the dictates of fairness with the demands of economic efficiency. The theory is employed to analyse some of the most important aspects of

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insolvency law. Why should the individualistic method of enforcing claims against solvent companies give way to a collective method during insolvency? Why are there different formal mechanisms for dealing with troubled companies? What role does the pari passu principle play in the distribution of an insolvent company's assets? The controversial issues of whether and when secured creditors should be accorded priority over others receive detailed consideration. The functional role of the floating charge and its relationship with receivership are also analysed in this context. The many questions relating to the operation of the new administration procedure introduced by the Enterprise Act 2002 are considered in the light of principle. The book also analyses the role of the wrongful trading provisions. It examines, finally,

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why insolvency law objects to certain transactions at an undervalue and those having a preferential effect. This volume aims to enhance understanding of this important branch of the law, and to suggest principled solutions to problems which have not yet received judicial attention.

Current Issues in Insolvency Law

The Law of Corporate Insolvency in Scotland

The Law of Corporate Insolvency

Employee Rights in Corporate Insolvency

Corporate Insolvency Legislation 2021

The significant role of credit in obtaining corporate capital means that credit and the treatment of creditors' interests raises distinctive issues in the event of company insolvency. In this

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book, Kayode Akintola addresses these issues, providing an exceptional in-depth analysis of the principles, policy and practice of creditor treatment in corporate insolvency law. In this Research Handbook, today's leading experts on the law and economics of corporate bankruptcy address fundamental issues such as the efficiency of bankruptcy, the role and treatment of creditors - particularly secured creditors - in the bankruptcy process, the allocation of going-concern surplus among claimants, the desirability of liquidation in the absence of such surplus, the role of contract in bankruptcy resolution, the role of derivatives in the bankruptcy process, the costs of the bankruptcy system, and the special case of financial institutions, among other topics. Chapters trace the historical path of both

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law and policy analysis, with a focus on how the bankruptcy process serves underlying policy objectives. Proposals to reform corporate bankruptcy are presented. Research Handbook on Corporate Bankruptcy Law includes policy analysis by both lawyers and economists and is thus an invaluable resource to law scholars and students interested in the economic analysis of corporate bankruptcy law, as well as to economics and business scholars and students studying the law of corporate bankruptcy. These pages will prove equally valuable to lawmakers and judges who are interested in policy analysis of corporate bankruptcy. Contributors include: K. Ayotte, D.G. Baird, A.J. Casey, T.H. Jackson, M.B. Jacoby, E.J. Janger, S.J. Lubben, E.R. Morrison, J.A.E. Pottow, R.K. Rasmussen, M.J. Roe, A.

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Schwartz, M. Simkovic, D. Skeel, R. Squire, G. Triantis, M.J. White, T.J. Zywicki

This book provides a critical examination of modern English corporate insolvency law, in particular the procedures under the Insolvency Act 1986, from both conceptual and functional points of view. It focuses throughout on identifying a rational explanation for the form that the rules and institutions of the modern law take or, where there is no such rational explanation, the history which has resulted in the present position. A central theme of the book is that the nature and fundamental purpose of insolvency proceedings themselves dictate many of the features of English insolvency proceedings. For example, collective execution on behalf of creditors necessitates definition of the

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insolvent estate and the provision of rules concerning provable debts and transaction avoidance. Many key features of the insolvency procedures are therefore essentially matters of practicality rather than principle, albeit practicalities applied justly and fairly. The book covers the nature and purpose of insolvency law; the procedures; the administration, supervision and regulation of insolvency proceedings; the insolvent estate and transaction avoidance; investigation and wrongdoing by directors; phoenixism and pre-packing; distribution of the insolvent estate; and, lastly, cross-border insolvency. It examines the various principles of insolvency law in the context of practice, drawing upon historical perspectives where appropriate. By explaining how the law takes the form that it does, the book

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promotes an understanding of the present law and institutions as a whole, and shows how this understanding might inform future developments.

The ninth edition of Keay's Insolvency has come at a time when major insolvency reforms, foreshadowed in previous editions, have just been announced. While none of these has become law, the authors have introduced readers to the proposed changes and the considerable impact they will have on the operation of the law and the administration of insolvencies. These include the introduction of a safe harbour defence to insolvent trading, allowing more emphasis on informal restructuring, restrictions on counter-parties terminating contracts under "ipso facto" clauses, and allowing small companies to go through a streamlined

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liquidation process. The timing of these reforms, and their significance, is such that those studying and practicing in insolvency need to have an understanding of what is coming, which Keay will provide, even if by way of brief comment at various points throughout. Those reforms have confirmed the authors' continued and increased focus on corporate restructuring law and practice, including outside the context of formal insolvency, an on-going trend in Australia, and internationally. This edition also has new commentary on the roles and duties of lawyers acting in insolvency. PPS law and practice and further embedded in the commentary, along with cross-border insolvency, tax, banking and other related laws. The text has necessarily been updated with commentary on new

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and important case law, with an emphasis on decisions from the High Court and Courts of Appeals, or on decisions that add new perspectives on the law and practice. The authors have given greater emphasis to legal and insolvency practice - with references throughout to ASIC and AFSA regulatory guidance, Court rules, the ARITA Code, tax issues and forms. Useful tables have been added to explain the details in the text and each chapter now has a summary table of references to the particular parts of the legislation, regulatory guidance, and court rules. The book also cross-references to cases in the new case book, Insolvency Law - Commentary and Materials. Commentary on the statistical trends available from the October 2015 annual reports of the regulators, and other data, is explained, in

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particular in as far as they may support the law reform trends. The final chapter in the last edition of the text critically assessed Australia's insolvency regime. The authors stand by that commentary and have necessarily updated and added to it in light of the law reform announcements, remaining of the view that while the laws work well enough, the environment local and international environment in which they operate has significantly changed such that, while the reforms are welcomed, a wholesale review of the regime in Australia is still needed. The authors are pleased to see the recognition given to Australian insolvency law and practice through the election of Mr Mark Robinson of PPB Advisory as President of INSOL International in 2015, and of Professor Rosalind Mason, of Queensland University of

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Technology (QUT), as Chair of INSOL Academics. Both have contributed enormously to the development of the practice and law of insolvency both in Australia and internationally. We are very pleased to have Mark Robinson contribute a foreword to this edition of the book. Michael Murray remains a visiting fellow at the Queensland University of Technology, and is now a Fellow of the Australian Academy of Law, and continues to work in and contribute to the development and thinking of insolvency and restructuring law, practice and policy. Jason Harris is now an Associate Professor in Law at the University of Technology, Sydney, and continues to teach and write extensively in the area, in particular in corporate law and restructuring. Each brings his respective knowledge, experience and thoughts to

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this important area of law and practice.

Comparative Company Law

Statutory Priorities in Corporate Insolvency Law

Corporate Insolvency

Corporate Rescue

A UK and US Perspective

Insolvency Law provides a clear, readable and comprehensive account of the principles of insolvency law in England and Wales in relation to both corporate and personal debtors. This concise text contains detailed academic

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analysis and covers areas of debate and controversy. The subject of insolvency is set in its social, economic and historical context with brief extracts from judgements and statutes provided. It covers the subject in appropriate depth and breadth to make it suitable for single-module teaching of the subject.

The Concentrate Q&As are a result of a collaboration involving hundreds of law students and lecturers from

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universities across the UK. The series offers you better support and a greater chance to succeed on your law course than any of the competitors. 'A sure-fire way to get a 1st class result' (Naomi M, Coventry University) 'My grades have dramatically improved since I started using the OUP Q&A guides' (Glen Sylvester, Bournemouth University) 'These first class answers will transform you into a first class student' (Ali Mohamed, University of

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Hertfordshire) 'I can't think of better revision support for my study' (Quynh Anh Thi Le, University of Warwick) 'I would strongly recommend Q&A guides. They have vastly improved my structuring of exam answers and helped me identify key components of a high quality answer' (Hayden Roach, Bournemouth University) '100% would recommend. Makes you feel like you will pass with flying colours' (Elysia Marie Vaughan, University of Hertfordshire)

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'My fellow students rave about this book.' (Octavia Knapper, Lancaster University) *'The best Q&A books that I've read; the content is exceptional'* (Wendy Chinenye Akaigwe, London Metropolitan University) *'I would not hesitate to recommend this book to a friend'* (Blessing Denhere, Coventry University)

This is an ambitious, original, fascinating and eminently readable study of UK company law in its European

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and international context. As well as doctrinal company law (whether purely domestic or European), it touches on theory and other laws, especially insolvency, fiscal and private international law affecting the corporate form. It provides insights that will be of interest and use to academic company lawyers across the world and should be on the reading list for any postgraduate course on company law. John Birds, University of

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Manchester, UK In this book, David Milman explains the significant impact and effect of global trends on the regulation and implementation of UK corporate law, exposing both the historical and future advancement of the global convergence (and divergence) of corporate principles in jurisdictions across the world. The treatment of the subject area is unique, informative and a compelling read. The exposition of the subject

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matter is thought provoking. The book is comprehensively crafted, exhibiting the author's enviable ability to import detailed and complex issues into a most readable text. Stephen Griffin, University of Wolverhampton, UK In this timely book, David Milman considers how UK corporate law has been affected by the forces of globalisation, arguing that this is not a new development, but rather is part of an historical continuum. He examines corporate law

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regulatory strategy in general, treatment of foreign shareholders and multinational groups, aspects of private international law and issues connected with cross border insolvency. The substantive chapters cover a full range of issues, from the harmonisation of corporate law, and the common denominators in corporate law principles, to the regulation of overseas companies and foreign stakeholders and transnational

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cooperation. The book concludes with a consideration of the wider issue of convergence in corporate law and examines whether total convergence is a realistic possibility. National Corporate Law in a Globalised Market is set against the backdrop of the progressive implementation of the Companies Act 2006 and the turmoil of the current world financial crisis. With a scholarly review of current theoretical and policy issues in

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corporate law this book will be an invaluable resource tool for academics and advanced students as well as practitioners.

This interdisciplinary examination of corporate insolvency law assesses recent reforms and anticipates new legislation.

National Corporate Law in a Globalised Market

Research Handbook on Corporate Bankruptcy Law

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Keay's Insolvency

The UK Experience in Perspective

Corporate and Personal

This book examines powers and remedies available to a liquidator or administrator that render 'vulnerable' the company's prior contractual commitments or proprietary dispositions so as to enhance the asset pool available to creditors. In the process, the book does two things. First, it offers comprehensive accounts of the relevant causes of action: undervalue transactions,

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preferences, late floating charges, unregistered charges, transactions defrauding creditors, gratuitous corporate transactions and post-petition dispositions in liquidation. Secondly, it seeks to raise issues about the context and purpose of these causes of action, many of which have not yet been fully explored in the case law or academic literature. These are considered through a discussion of their relationship to the pari passu principle; a restitutionary analysis of the remedial provisions; and issues arising specifically in

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cross-border and international insolvency proceedings. The book is thus a source of reference both for insolvency litigators and for transactional lawyers seeking advice on potential vulnerability. The thematic approach and rigorous analysis will also make it of interest to an academic readership.

This publication provides a consolidation of Australian corporate insolvency legislation as at 1 January 2021. Key Features - Amending Act and legislative instrument details, including amending item numbers

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and the dates on which the amendments come into force. - Modifications to the Corporations Act 2001 (Cth) by the Corporations Regulations 2001 (Cth) (as amended by the Corporations and Other Legislation Amendment (Insolvency Law Reform) Regulation 2016 (Cth)). - Application, savings and transitional provisions. - Coverage of all ASIC insolvency approved forms. - Cross-references to ASIC Regulatory Guides and legislative instruments. - Interactions between the Corporations Act 2001 (Cth) and the

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Corporations (Stay on Enforcing Certain Rights) Declaration 2018 (Cth). - Interactions between the Cross-Border Insolvency Act 2008 (Cth) and the Cross-Border Insolvency Regulations 2008 (Cth). - Links between the Corporations Act 2001 (Cth) and the Corporations Regulations 2001 (Cth). - Links between the Corporations Act 2001 (Cth) and the Insolvency Practice Rules (Corporations) 2016 (Cth). - Commentary is included under various sections of the Corporations Act 2001 (Cth) and Corporations Regulations

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2001 (Cth).

This interdisciplinary examination of corporate insolvency law assesses recent reforms and anticipates new legislation. Finch poses two critical questions: first, are current laws and procedures efficient, expert, accountable and fair?; second, are fundamentally different conceptions of insolvency law necessary to enable it to serve both corporate and broader social ends?

We live in an age of economic turmoil. The recent crises emphasize the need for

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modern, sophisticated rules to govern businesses in financial distress in order to realize value from distressed companies and to protect economic institutions. This book provides information for legislators, policymakers, lawyers, accountants, academics, and administrators who seek to understand the workings of insolvency laws. Guided by the World Bank's Principles and Guidelines, it supplements the work in this field done by UNCITRAL.

**Corporate Insolvency Law
Concentrate Questions and Answers**

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Company Law

International Corporate Insolvency Law

Insolvency Law

A Comparative Textbook

This new edition of Corporate Insolvency Law builds on the unique and influential analytical framework established in previous editions - which outlines the values to be served by insolvency law and the need for it to further corporate as well as broader social ends.

Examining insolvency law in the fast-evolving commercial world, the third edition covers the host of new laws, policies and practices that

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have emerged in response to the fresh corporate and financial environments of the post-2008 crisis era. This third edition includes a new chapter on the growing issue of cross border insolvency and deals with a host of recent developments, notably; the consolidation of the rescue culture in the UK, the rise of the pre-packaged administration, and the substantial replacement of administrative receivership with administration. Suitable for advanced undergraduate and graduate students, professionals and academics, Corporate Insolvency Law offers an organised basis for rising to the challenges of an ever-shifting area

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of the law.

*This title provides invaluable guidance to all parties concerned with businesses in financial difficulties, be they modestly-sized enterprises, mega-corporations or indeed banks and insurers. It is a comprehensive statement of the law regarding company insolvency and related aspects of receiverships, examinerships and the winding up/liquidation of companies. Key Features * Comprehensive and up-to-date account of the entire corporate insolvency regime including the complex priorities and preferences among competing creditors * Focuses on examinerships, receivers,*

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liquidations and the position of secured creditors * An easy-to-understand reference that provides you with invaluable analysis and interpretation * Up to date and including all important case law and legislation Contents Creditors Remedies; Debentures and Charges; Compromise and Reorganisations; Examinerships; Receiverships: Appointment and Effects; Receivers' Powers and Duties; Commencing Insolvent Liquidations; Effects of Liquidations; Liquidators, their Powers and Duties; Avoiding Transactions; Imposing Liability; Paying Off Debts and Claims; Termination and Aftermath of Winding Up;

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Priorities and Preferences Among Creditors; Employment and Insolvency; The Financial Sector; European and International Aspects About the Authors Michael Forde is a senior counsel. Hugh Kennedy is a barrister. Daniel Simms is a barrister

This text offers up-to-date and authoritative guidance on all aspects of corporate insolvency as the law stands in Scotland. The fourth edition takes account of developments in case law and legislation, including the Enterprise Bill and the impact of devolution and human rights.

Bailey and Groves: Corporate Insolvency - Law and Practice is a leading commentary on the

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substantive law of corporate insolvency and practical guidance on the various procedures arising in this important field. Written by recognised experts in the field, it remains a user-friendly text covering all aspects on corporate insolvency in one volume and is accessible to both legal and accountancy practitioners.

Perspectives and Principles

Law and Practice

Corporate Insolvency Law and Bankruptcy

Reforms in the Global Economy

A Practical Guide

The Framework of Corporate Insolvency Law

This book analyses corporate rescue laws, processes and

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policies prescribed in corporate insolvency or bankruptcy laws, and employment laws of the UK and the US, with a particular focus on how extant employee rights are treated when a debtor employer initiates corporate insolvency proceedings. The commencement of formal insolvency proceedings by an employer affects employees' rights and interests. Employment laws seek to protect employees' rights and interests, while insolvency laws seek to promote corporate rescue, which may entail workforce changes. Consequently, this creates a tension between whose interest insolvency law should give primacy of protection. The book analyses how corporate rescue processes such as administration, pre-pack business sales, company voluntary arrangements, receivership and liquidation impact

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employee rights and protection during corporate rescue proceedings in both jurisdictions. It goes on to address how the federal system of government in the US and the diffusion of power between federal and state law jurisdictions impact a uniform code of employee protection during Chapter 11 bankruptcy reorganisation proceedings. The book considers how an interpretative approach to law (Dworkin's Interpretative Theory of Law) may be used to balance both employee protection and corporate rescue laws during corporate insolvency in the UK and the US. Of interest to academics, students and employment law practitioners, this book examines the tension between corporate rescue laws and employment protection laws during corporate insolvency in the US and the UK and how

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this tension may be remedied or balanced.

Comparative Insolvency Law argues that the most important development in contemporary insolvency law and practice is the shift towards a rescue culture rather than full creditor satisfaction. This book is the first to specifically examine the rise of the pre-pack approach, which permits debtor companies to formulate a clear pre-arranged exit before entering into formal insolvency proceedings.

Comparative Company Law provides a systematic and coherent exposition of company law across jurisdictions, augmented by extracts taken from key judgments, legislation, and scholarly works. It provides an overview of the legal framework of company law in the US, the UK, Germany, and France, as well as the legislative measures

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adopted by the EU and the relevant case law of the Court of Justice. The comparative analysis of legal frameworks is firmly grounded in legal history and legal and economic theory and bolstered by numerous extracts (including extracts in translation) that offer the reader an invaluable insight into how the law operates in context. The book is an essential guide to how company law cuts across borders, and how different jurisdictions shape the corporate lifespan from its formation by way of incorporation to its demise (corporate insolvency) and eventual dissolution. In addition, it offers an introduction to the nature of the corporation, the framework of EU company law, incorporation and corporate representation, agency problems in the firm, rights of stakeholders and shareholders, neutrality and defensive

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measures in corporate control transactions, legal capital, piercing the corporate veil, and corporate insolvency and restructuring law.

This book provides a logically ordered guide to the substantive law and practice relating to corporate insolvency as it currently stands. Procedures for commencing and conducting various types of insolvency proceedings are set out alongside the latest legislation (the Insolvency Act 1986, the Insolvency Rules 1986 and the two Insolvency Acts of 1994) and any relevant case law which supports, modifies or interprets that legislation

European Corporate Insolvency

Pennington's Corporate Insolvency Law

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An Analysis of Preferred Creditor Status
Comparative Insolvency Law

With the increasing interdependence of global economies, international relations are becoming a more complex system. Through this, the growth of any economy is dependent upon the ease of business transactions; however, in recent times, there has been a growing impact of corporate insolvency law. Corporate Insolvency Law and Bankruptcy Reforms in the Global Economy is an essential reference source that discusses the importance of insolvency laws in the financial architecture of emerging economies, as well as its fundamental issues. Featuring research on topics such as

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business restructuring, debt recovery, and governance regulations, this book is ideally designed for law students, policymakers, economists, lawyers, and business researchers seeking coverage on the jurisprudence and policy of corporate insolvency law in a globalized context.

'Insolvency Law Handbook' is useful for professionals called upon to advise debtors faced with personal or corporate insolvency, or their creditors. It explains the insolvency process - looking at each of the various procedures in turn, highlighting the decisions to be made, the options available and the potential pitfalls.

The second edition of this authoritative book examines in

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detail all the corporate insolvency procedures available in Ireland, including examination, receivership, and winding-up. It examines the rights and liabilities of the parties involved in the winding-up process (company directors, shareholders, and secured and unsecured creditors), and it also addresses the issue of fraudulent and reckless trading in Ireland. Contents include: winding up by the court: procedural and practical considerations * voluntary liquidations * priority of creditors' claims * receivership * issues arising in receivership * creditors' remedies * fraudulent and reckless trading * director disqualification and restriction * curbing abuses: the office of the director of

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corporate enforcement * examinations * Irish legislative rescue provisions * rescuing businesses: market solutions. For many years, the functioning of the single European market has made it easy for companies to establish themselves and do business throughout the European Union--unless, that is, they failed. In that case, until recently, a company became subject to the insolvency laws of each individual country. The divergence among these laws seemed far beyond the possibility of harmonisation. During the last few years, however, a twofold development is bringing relief. First, thanks to the European Regulation on Insolvency and the UNCITRAL Model Insolvency Laws,

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jurisdictional issues can be resolved and determined in cases where more than one country is affected by the insolvency of a particular enterprise. Second--and far more promising--stated EU policy goals urging a convergence in thinking on substantive insolvency issues at the Member State level are bearing fruit in reforms that abandon extreme or unusual features and open more common ground. Spearheading these reforms are statutory corporate insolvency procedures that offer an alternative to liquidation--procedures grouped under the heading of corporate rescue. In this book eleven outstanding European insolvency law specialists, representing both practitioners

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and academics, investigate significant changes in corporate rescue laws that have either already been implemented or that are on the law reform agenda. The essays include expert analyses and evaluations of corporate rescue laws in each of six EU Member States--France, Germany, Italy, Spain, Sweden, and the United Kingdom--as well as insightful discussions of the broader European context. Because corporate rescue is the lifeblood of insolvency law, it is likely to be this aspect that has the greatest role to play in the economic and social development of the European Union. For this reason--and because of the obvious beneficial value of corporate rescue in ensuring fair treatment of creditors

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and protection of debtors, as well as in reducing the level of stigma attached to insolvency--"Corporate Rescue in Europe will be valued by company lawyers and law firms throughout Europe, and in particular to those handling bankruptcy and insolvency proceedings.

Personal and Corporate Law and Practice

Theory and Application

Insolvency Law Handbook

A Global View of Business Insolvency Systems

Creditor Treatment in Corporate Insolvency Law

Considering five areas of insolvency law, this volume contains essays on insolvency practitioners, global

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insolvencies in a world of nation states, priority rights on corporate insolvency, directors' duties with regards to insolvency and creditors' schemes of arrangement.

Vanessa Finch provides a new look at corporate insolvency laws and processes, with two key questions posed throughout. Are current UK laws and procedures efficient, expert, accountable and fair? Are fundamentally different conceptions needed for the law to develop in a way that serves corporate and broader social ends? Topics considered in this fully up-to-date, interdisciplinary and wide-ranging

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book include different ways of financing companies, causes of corporate failure and prospects for designing rescue-friendly processes. This will appeal to academics, students at advanced undergraduate and graduate level and legal practitioners.

The classic text on corporate insolvency law, providing a clear and comprehensive treatment of the fundamental principles underpinning insolvency law, and long relied upon by practitioners and the courts. In this work particular attention is paid to what assets are available for distribution on insolvency, transactions vulnerable to being set

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aside, and the liability of directors. The core features of liquidation, administration (and administrative receivership), schemes of arrangement and company voluntary arrangements, are identified and explained with reference to practice and underlying policy. This new edition has been thoroughly updated throughout.

Commercial Law Series European Corporate Insolvency A Practical Guide Edited by Harry Rajak, Professor of Law, University of Sussex and Peter Horrocks and Joe Bannister of Lovell White Durrant
In response to an expanding European market and

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increasing economic integration, what progress has the European Union made towards a unified insolvency regime system? The high-profile cases of BCCI and Maxwell have illustrated the dangers of cross-border corporate collapses — with no clear integrated policy emerging from Brussels how can the practitioner know which national regime will apply? Following the recent UK Paramount case, what are the implications for receivers and administrators who retained a company's employees after their appointment? Anyone involved in pan-European insolvency will be all too aware of

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these issues — European Corporate Insolvency provides practical solutions from experts operating in all the key European jurisdictions on a daily basis. In addition to the country-by-country coverage, the measures that currently apply at European Union level are also analysed with future developments and draft proposals discussed. Detailed research into the rights and privileges available in the various European insolvency regimes is an essential but time-consuming task for busy practitioners — the innovative matrix index incorporated into European Corporate Insolvency is designed specifically to

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assist in this essential task by providing detailed comparative access to all the areas covered. Each chapter deals with: sources of insolvency law registration of companies survival of the insolvent corporation liquidation and dissolution augmenting assets public control Law/Finance Law of Company Insolvency Principles of Corporate Insolvency Law The Pre-pack Approach in Corporate Rescue Law Q&A Revision and Study Guide An Overview of Recent Developments from Selected Countries in Europe

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A critical examination of corporate insolvency law theory and practice as encountered in the new worlds of rescue and debt trading.

Principles of Insolvency Law is widely regarded as 'the' text on Insolvency law.

Professor Sir Roy Goode's reputation as the "doyen of commercial law" has established a unique position for the Work as a leading authority in the field. The book provides a clear and concise treatment of the general philosophical principles underpinning Insolvency law. It works as an introduction to

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this complex area and as such it has a broad market, ranging from students and newly qualified practitioners to barristers in Court. Who enjoys statutory preferred creditor status? What justifications exist for jurisdictions to maintain statutes that favour 'priority' creditors over other creditors and contributories? This book examines preferential debts derived from specific legislative provisions applying to corporate insolvency. In exploring the concept of preferential treatment, Statutory Priorities in

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Corporate Insolvency Law includes chapters that provide a doctrinal, theoretical and historical analysis of who enjoys preferred creditor status. As well as examining the traditional major categories of priorities, this work also identifies potential new categories for priority status such as environmental clean-up costs, international creditors, tort claimants and consumers among other non-consensual creditors. While the study focuses on Australian corporate insolvency law, where appropriate, comparisons are made with other

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common law jurisdictions, particularly the UK, Canada, New Zealand and the US.

Vulnerable Transactions in Corporate Insolvency

Corporate Insolvency and Rescue