

Timetable for Introduction to Law of Insolvency 2nd Semester 2022

Classes 3.00 – 4.50 on Mondays

| | | |
|--|---|----|
| Mon, 11/07 | Introduction to course, introduction to law of insolvency, definitions and terms, texts and material, nature of problems encountered, insolvency practitioners, position of Official Assignee, discussion about debt, security, and secured creditors | 1 |
| Mon, 18/07 | History of personal insolvency, social purpose and jurisprudence, legal framework, refresher on assets and liabilities - Process of entering bankruptcy – debtor initiated and creditor initiated. NOTE THIS IS NOT A PHYSICAL CLASS – SEE RECORDING | 2 |
| Mon, 25/07 | Immediate effects of bankruptcy – vesting – limits of statutory vesting Powers and duties of Official Assignee – duties of bankrupt – disclaimers - creditors' claims and priorities of payments | 3 |
| Mon, 01/08 | Antecedent transactions – preferences – gifts – Property Law Act provisions – Analysis of fact situation to be handed out. | 4 |
| Mon, 08/08 | Alternatives to bankruptcy, No Assets Procedure, Schemes of Arrangement, Composition in Bankruptcy | 5 |
| Mon, 15/08 | Miscellaneous bankruptcy topics – deceased estates – annulment – discharges – set-offs – interest - appeal against OA's decisions | 6 |
| Mon, 22/08 | Brief introduction to company law - corporate insolvencies - scheme of insolvency provisions in the Companies Act 1993 and terminology, relevant High Court Rules and forms – processes for entering into liquidation | 7 |
| Mid Semester Break 27 August to 5 September | | |
| Mon, 05/09 | Effect of liquidation - control of company – powers and duties of liquidators | 8 |
| Mon, 12/09 | Disclaimers - creditors' claims and priorities of payments - insolvent transactions – secured creditors and receiverships – creditors' claims and priority of payments – J H Stationers case as an example | 9 |
| Mon, 19/09 | Company restructuring – compromises and schemes of arrangement – voluntary administration - statutory management – “living down” – “phoenix companies” – directors' liability - solvent liquidations | 10 |
| Mon, 26/09 | Directors' liability as an asset – current accounts - unusual liquidations – incorporated societies, incorporated trusts, trading trusts, friendly societies - family trusts, unincorporated associations, s240A Companies Act, Court appointed receivers | 11 |
| Mon, 03/10 | Revision & wrap up | 12 |
| Mon, 10/10 | Trans-border insolvencies (Hon Paul Heath QC is visiting presenter) | 13 |
| | | |
| | FINAL EXAMINATION | |

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