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Legal and Ethical Standards in Corporate Insolvency Elizabeth Streten, 2024-06-17 Recent financial crisis and the global financial impacts of the COVID 19 pandemic have brought renewed interest to the regulation and practice of corporate insolvency and restructuring Modernisation of the insolvency profession and the regulation of its practitioners is a contemporary concern and recent years have seen significant reforms of insolvency law The success of such reforms can be enhanced through a clear understanding of difficulties faced by the insolvency profession in achieving successful restructuring and insolvency outcomes and through the determination of effective solutions to those difficulties However there is limited empirical data to inform the day to day practice of insolvency nor the difficulties experienced by insolvency practitioners in pursing insolvency and restructuring solutions This book addresses this absence of data and understanding examining the role and practice of corporate insolvency practitioners and exploring the challenges that they encounter Offering an empirical study together with a comparative analysis of the experiences of practitioners around the world this book facilitates a greater understanding of corporate insolvency practice

confronting a misunderstanding of and under confidence in corporate insolvency practitioners making it key reading for academics practitioners and regulators working in the area of corporate insolvency Forthcoming Books Rose Arny, 2004

The Future of Cross-border Insolvency Irit Mevorach, 2018 A fresh and insightful guide to post financial crisis cross border insolvency this book interrogates the current regime and sets out a framework for improving its future In recent decades and especially since the global financial crisis a number of important initiatives have focused on developing the mechanisms for managing the insolvency of multinational enterprises and financial institutions The book considers the effectiveness of the current system and identifies the gaps that could be bridged by adopting certain strategies and tools to improve the system further The book first discusses the theoretical debate regarding cross border insolvency and surveys the strengths and weaknesses of the prevailing method modified universalism in its application to both commercial entities and financial institutions consequently identifying a single set of emerging norms. The book argues that adhering to these norms more robustly would enhance global welfare and produce the best outcomes for businesses and institutions By drawing upon sources from international law as well as behavioural and economic theory the book offers a blueprint for meeting the demands of future cross border insolvencies It considers how to translate modified universalism into binding international law and how to choose the right instrument for cross border insolvency as well as the impact that instrument design has on decisions and choices It explores how to encourage compliance and proposes mechanisms that could potentially overcome or at least take into account behavioural biases in decision making Bulletin for International Fiscal Documentation International Bureau of Fiscal Documentation, 1996

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