



INSOL
INTERNATIONAL

ACADEMIC GROUP

INSOL ACADEMIC COLLOQUIUM

11-12 September 2023

Venue: Nishimura & Asahi Tokyo Office - Otemon Tower, 1-1-2 Otemachi, Chiyoda-ku, Tokyo 100-8124, Japan

Sunday 10 September 2023

6.30 - 8.30pm **Academics' Dinner**

Monday 11 September 2023

9:00 - 9.30 **Registration & Tea/Coffee**

9.30 - 9.45 **Welcome and Opening Remarks**

Prof. G. Ray Warner - Professor of Law, St John's University School of Law,
Chair of the INSOL International Academics Group

9.45 - 10.45 **Consumer Insolvency**

Chair: Prof. Lezelle Jacobs, University of Technology Sydney, Australia

*"A Consumer Scheme of Arrangement: toward a modular approach to
consumer bankruptcy."*

Prof. John Pottow, University of Michigan, USA

*"One world or two? Contemporary observations and suggestions for the
bankruptcy mechanism in Taiwan."*

Prof. Albert Yu-Wei Cheng, National Central University, Taiwan

"Predicting the time to consumer repeat bankruptcy"

Catherine Robinson, University of Technology Sydney, Australia

10.45 - 11.00 Delegate Discussion

11.00 - 11.30 Tea / Coffee Break

11.30 – 12.50 **Dissonance - Intersecting Legal Regimes**

Chair: Prof. John Pottow, University of Michigan, USA

“UK law governed contracts and their modification in foreign insolvency proceedings.”

Prof. Gerry McCormack, University of Leeds, UK

“Conflict of laws in insolvency - A look from outside at the current UNCITRAL project.”

Prof. Alexander Trunk, University of Kiel, Germany

“Harmony & Dissonance in forum shopping for debt restructuring in Asia Pacific.”

Meng Seng Wee, National University of Singapore, Singapore

“Deus ex machina, or gargantua? Interim (DIP) lenders, ‘roll-ups’, and ‘creeping-DIPs’ under the Companies Creditors Arrangement Act (CCAA)”

Prof. Alfonso Nocilla, University of Western Ontario, Canada

12.50 – 1.05 Delegate Discussion

1.05 – 2.00 Lunch

2.00 – 3.00 **SME Insolvency Reform: Global Perspectives**

Chair: Prof. Jason Harris, Sydney Law School, Australia

Prof. Andre Boraine, University of Pretoria, South Africa

Andres Martinez, Senior Financial Sector Specialist, World Bank Group

3.00 – 3.15 Delegate Discussion

3.15 – 3.30 Tea / Coffee Break

3.30 - 4.30

Assets and Banks

Chair: Prof. Michael Veder, Radboud University, The Netherlands

"Chasing Assets Abroad: Ideas for more effective asset tracing and recovery in cross-border insolvency."

Prof. Janis Sarra, University of British Columbia, Canada

"Treatment of debtors' cryptoassets in cross-border European insolvency proceedings"

Jura Golub, University of Osijek, Croatia

"Bank insolvency: a global overview and steps ahead"

Dr. Shuai Guo, China University of Political Science and Law, P.R. China

4.30 - 4.45

Delegate Discussion

4.45 - 5.00

Concluding Remarks

6.30 - 8.30

INSOL Tokyo Welcome Reception

Palace Hotel, Tokyo, 1 Chrome-1-1 Marunouchi, Chiyoda-ku, 100-0005



Tuesday 12 September 2023

8.45 - 9.15 **Registration & Tea/Coffee**

9.15 - 9.30 **Welcome back**

Prof. G. Ray Warner - Professor of Law, St John's University School of Law,
Chair of the INSOL International Academic Steering Committee

9.30 - 10.30 **Broadening the Analysis**

Chair: Prof. Annika Wolf, University of Applied Sciences Emden/Leer,
Germany

"Insolvency law through the lens of human rights theories."

Dr. Eugenio Vaccari, Royal Holloway, University of London UK, and Dr. Tara
van Ho, University of Essex, UK

"Non-financial sustainability in a distressed scenario."

Prof. Dubravka Akšamović & Prof. Lidija Šimunović, University of Osijek,
Croatia

"The political economy of bankruptcy reforms in India."

Debanshu Mukherjee, Vidhi Centre for Legal Policy, India

10.30 - 10.45 Delegate Discussion

10.45 - 11.15 Tea / Coffee Break

11.15 - 12.15 **Insolvency Professionals**

Chair: Prof. Charles Booth, University of Hawaii, USA

"The role of supervisors in Japan's Civil Rehabilitation proceedings"

Prof. Junko Suigimoto, Nihon University, Japan

"The cross-border regulation of insolvency practitioners."

Michael Murray, Murrays Legal, Australia



"Is insolvency an industry or a profession? A critique and comparison of Australian and English & Welsh insolvency regimes using Freidson's model of professionalism."

Dr. Elizabeth Streten, Queensland University of Technology, Australia

12.15 - 12.30 Delegate Discussion

12.30 - 1.30 Lunch

1.30 - 2.30 **Global Trends, Legal Transplants and Insolvency Reforms in Aisa**

Chair: Prof. Aurelio Gurrea-Martinez, Singapore Management University

Prof. Anthony J. Casey, University of Chicago, USA

Prof. Simin Gao, Tsinghua University, P.R. China (invited)

Prof. Wataru Tanaka, University of Tokyo, Japan

2.30 - 2.45 Delegate Discussion

2.45 - 3.00 Tea / Coffee Break

3.00 - 4.20 **Business Insolvency**

Chair: Ilya Kokorin, PhD Candidate, Leiden University, The Netherlands

"Directors' duty to consider creditors' interests - is it necessary?"

Prof. Sulette Lombard, University of South Australia, Australia

"The relevance of future debts in assessing insolvency: is hope a strategy?"

Mark Wellard, Southern Cross University, Australia

"Deadlines for proving debts in corporate insolvencies: an Anglo-American analysis."

Zinian Zhang, University of Glasgow, UK

"Where to now? The final report of the process evaluation of the UK Corporate Insolvency and Governance Act 2020."

Dr. Lezelle Jacobs, University of Technology Sydney, Australia & Dr. Peter Walton, University of Wolverhampton, UK



- 4.20 - 4.35 Delegate Discussion
- 4.35 - 5.20 **INSOL Academics Group Projects - Building Community and Expanding Resources**
- 5.20 - 5.30 Concluding Remarks & Conference Close
- 5.30 - 7.30 INSOL Tokyo Cocktail Reception
Palace Hotel, Tokyo, 1 Chrome-1-1 Marunouchi, Chiyoda-ku, 100-0005
- 6.30 - 8.30 INSOL ERA Dinner