



UNIVERSITÀ
DEGLI STUDI DI MILANO-BICOCCA

SYLLABUS DEL CORSO

Diritto Fallimentare

1920-5-A5810199

Learning objectives

Learning special and typical rules of bankruptcy procedures let the student achieve skills and a critical approach in professional management of bankruptcy proceedings both ex latere debitoris and ex latere creditoris.

Contents

The course concerns bankruptcy, composition before bankruptcy, extraordinary management for insolvent corporate and crisis negotiations. These procedures are regulated in the law n. 14/2019 ("Codice della crisi d'impresa e dell'insolvenza") _____

Detailed program

The course concerns:

- the general rules of failure procedures;
- bankruptcy (eligibility; adjudication; trustee, bankruptcy judge and bankruptcy court; effects on debtor and creditors; fraudulent and avoidable transfers; executory contracts; proof and allowance of claims; compulsory winding-up; composition before bankruptcy; bankruptcy closure);
- some elements of other failure procedures.

Prerequisites

Knowledge of civil law, corporate law and civil procedure.

Teaching methods

Lectures and, in the second part of the course, casuistic case study method.

Assessment methods

Oral exam.

Textbooks and Reading Materials

1. L. GUGLIELMUCCI, Diritto fallimentare, Giappichelli, ultima edizione.

Or

2. G. FAUCEGLIA, Il nuovo diritto della crisi e dell'insolvenza, Giappichelli, ultima edizione.
