UNIVERSITÀ
DEGLI STUDI DI MILANO-BICOCCA

# COURSE SYLLABUS

## Business Crisis and Insolvency Law

**2122-2-F7701M123**

### Learning objectives

Students will have the chance of acquiring a good mastery in bankruptcy matter both from a theoretical point of view and from a practical point of view, in relation to possible future professional engagements of the ones who will be appointed to the title of liquidator, within the practice of the profession of chartered accountant.

At the end of the course students will be able to estimate the premonitory signs of bankruptcy and its consequences. Students will be encouraged to participate in discussions and lessons related to legal cases and speeches by Magistrates.

### Contents

The teaching matter of Bankruptcy Law is the in-depth analysis of traders' bankruptcy, excluding composition with creditors and other minor collective actions. Lectures will highlight the so called "privatization" of bankruptcy proceedings in a broad sense and they will especially focus on creditors' active role, by examining the effects of bankruptcy on pre-existing legal relationships. Special attention will be given to jurisprudence and to routine procedures of main Italian Courts as well as of liquidators.

## Detailed program

Conditions of bankruptcy. Notion of insolvency. Opening of bankruptcy proceeding. Bankruptcy administration. Effects of bankruptcy on actions adversely affecting creditors and pre-existing legal relationships. Bankruptcy avoiding action. Bankruptcy and liquidation of assets. termination of bankruptcy proceeding. Bankruptcy of companies.

## Prerequisites

Knowledge of principles regarding obligations and contracts.

## Teaching methods

Lectures in lecture hall.

During Covid-19 emergency lectures will be only online.

## Assessment methods

Oral examination on the subjects on the syllabus. No intermediate tests.

Assessment criteria: complete preparation, appropriate language.

During Covid-19 emergency oral examinations will be only via Webex.

## Textbooks and Reading Materials

Textbooks will be suggested at the beginning of the course . In any case the Civil Code, present bankruptcy law and "Codice della crisi d'impresa" (CCI) included, will be absolutely necessary.

## Semester

The teaching will be held during the first academic semester.

## Teaching language

Italian.