

# ILA Academic Forum and Annual Conference

20 and 21 April 2018

Technical programmes and booking form



# ILA Academic Forum

Friday 20 April 2018

The London School of Economics and Political Science,  
29 Lincoln's Inn Fields, London WC2A 3EG

The ILA Academic Forum 2018 will focus on 'hot topics' in corporate insolvency and personal bankruptcy law: the European Commission proposals for harmonisation; reform of the English corporate restructuring and insolvency framework; financial institution resolution; Brexit; and the implications of the rising consumer debt burden.

<b>09:00 – 09:25</b>	<b>Registration</b>
09:25 – 09:35	Chair's opening remarks Sarah Paterson, ILA Vice President
09:35 – 10:25	Jennifer Payne, Professor of Corporate Finance Law, University of Oxford Discussant: Philip Hertz, Clifford Chance <i>A Comparative Analysis of the European Commission's Proposals for New and Interim Financing of Insolvent Businesses</i>
10:25 – 11:15	Professor Andrew Keay, University of Leeds Discussant: Hamish Anderson <i>The Harmonisation of Transaction Avoidance in the EU: What's to be Included?</i>
<b>11:15 – 11:35</b>	<b>Coffee</b>
11:35 – 12:25	Professor Peter Walton and Lezelle Jacobs, University of Wolverhampton and Christopher Umfreville, Aston Law School <i>The role of the CVA in corporate rescue: An empirical analysis</i>
12:25 – 12:40	Harry Tait, PhD Scholar 2017 <i>Problems in the Philosophy of Insolvency Law</i>
<b>12:40 – 13:55</b>	<b>Lunch: The Bean Counter Café, 32 Lincoln's Inn Fields</b>
13:55 – 14:10	Philine Scheer, PhD Scholar 2017 <i>Sovereign Debt Restructuring: A Private Law Proposal</i>
14:10 – 15:00	Jo Braithwaite, Associate Professor of Law, LSE David Murphy, Bank of England <i>Fictional and Impossible Bankruptcies: the Role of Creditor Safeguards in FMI Resolution</i>
<b>15:00 – 15:15</b>	<b>Coffee</b>
15:15 – 16:05	Professor Michael Schillig, The Dickson Poon School of Law, Kings College Discussant: Catherine Burton, DLA Piper <i>Brexit: Implications for Corporate Restructuring</i>
16:05 – 16:55	Joe Spooner, Assistant Professor of Law, LSE Discussant: Jonathan Middleton <i>The Crisis of Mounting Consumer Debt</i>
16:55 – 17:00	Chair's concluding remarks <b>Conference ends</b>



## Evening Reception

**Friday 20 April 2018**

The ILA Annual Conference 2018 will open with an informal standing buffet reception on Friday evening. All delegates to the Annual Conference are warmly invited to the reception (included in the conference package) which is structured to allow arrival and departure at any time throughout the course of the evening. Delegates from the Academic Forum are also very welcome for a small fee.

### **Timings**

18:00 onwards

### **Dress Code**

Business casual

### **Address:**

Mary Ward House, 5-7 Tavistock Place, London WC1H 9SN

For further information:

**E** [ILAConference2018@slaughterandmay.com](mailto:ILAConference2018@slaughterandmay.com)

**T** (+44) 020 7090 5180

Please let us know in advance if you have particular dietary requirements or if your mobility is restricted.

Reception by kind sponsorship of:

**ERSKINE**  
CHAMBERS

  
**Guildhall**  
CHAMBERS

 **SOUTH**  
**SQUARE**

# ILA Annual Conference

Saturday 21 April 2018

Mary Ward House,  
5-7 Tavistock Place, London WC1H 9SN

Richard Levin will anchor the ILA Annual Conference 2018 with a discussion of how certain key issues for restructuring are addressed in Chapter 11. A series of speakers will then focus on the issues from a UK perspective, as we think about where the UK regime may be superior, where it would benefit from reform and the extent to which the US Bankruptcy Code might be used as a model for reform. We will finish the day with a cross-border panel of experts considering how debts are discharged in their regimes, and we will think about what this might mean for the law reform agenda and the implications of Brexit for the analysis.

<b>08:45 – 09:30</b>	<b>Registration and refreshments</b>
09:00 – 09:30	ILA Annual General Meeting (ILA members only)
09:30 – 09:40	Chair's opening remarks The Honourable Lord Justice Newey
09:40 – 10:55	Richard Levin, Jenner & Block  <i>Operational restructuring: the US experience</i> <i>Aspects of Chapter 11 which facilitate operational restructuring: ipso facto ban; rejection and assumption; the "Estate Neutral" proposal; directors' duties; s 363 sales; and changes in DIP finance</i>
<b>10:55 – 11:15</b>	<b>Coffee: Dickens Library</b>
11:15 – 12:15	Joanne Rumley, Foot Anstey Felicity Toubé Q.C., South Square  <i>Should the UK ban ipso facto clauses in executory contracts?</i> <i>Implications for trade insurance; open account supply and SMEs; reputational issues; and lessons learnt</i>
12:15 – 13:00	Camilla Lamont, Landmark Chambers  <i>Restructuring leasehold estates in England</i> <i>Rejection of leasehold contracts; changing leasehold terms; and impact on landlord rights</i>
<b>13:00 – 14:00</b>	<b>Lunch: Dickens Library</b>
14:00 – 14:15	GLAS presentation ILA Sponsor
14:15 – 15:00	Neil Golding, Freshfields  <i>Assisting the English court with valuation disputes in restructuring</i> <i>Possibilities for expert assistance: the administrator-in-waiting; party experts; court-appointed expert; and mandatory arbitration</i>
15:00 – 16:00	Mark Arnold Q.C. and Charlotte Cooke, South Square  <i>Coherence of directors' duties in England after Ralls Builders and the SBEE Act 2015</i> <i>The decision in Ralls Builders; ability to direct compensation in the CDDA; alternative structures to secure compensation for specific creditors; and the case for reform</i>

16:00 – 16:15	Coffee: Dickens Library
16:15 – 17:15	Panel Session <i>A cross-border panel of experts will consider recognition of a typical leveraged debt restructuring implemented in the US, England or an offshore jurisdiction and the implications of various post-Brexit scenarios for the analysis</i>
17:15 – 17:25	Chair's concluding remarks <b>Conference ends</b>

# ILA Academic Forum and Annual Conference 2018

## Booking Form

If you would like to attend the 2018 ILA Academic Forum and/or Annual Conference, please complete this form and send it **with a cheque made out to the Insolvency Lawyers' Association to:**

Nicola Bailey  
Slaughter and May  
One Bunhill Row  
London EC1Y 8YY

### Your details

Full name and title:

Organisation:

Address:

Telephone:

Email:

Dietary requirements:

Mobility restrictions:

ILA Member (please delete as appropriate):                      Yes / No

Type of rate	Rate £	Tick all that apply	Amount to pay
<b>Academic Forum</b>			
<b>Friday 20 April 2018</b>			
<b>The London School of Economics and Political Science, 29 Lincoln's Inn Fields, London WC2A 3EG</b>			
Academic rate (no charge)	£0		£
Practitioner supplement (only available to those also attending the Annual Conference)	Net: £75 VAT: £15 <b>Total: £90</b>		£
<b>Evening Reception</b>			
<b>Friday 20 April 2018</b>			
<b>Mary Ward House, 5-7 Tavistock Place, London WC1H 9SN</b>			
<i>This informal evening reception will consist of a standing buffet dinner and drinks. There is no additional charge for delegates attending the Annual Conference</i>			
Rate for delegates attending the Annual Conference (no charge)	£0		£
Rate for those not attending the Annual Conference	Net: £25 VAT: £5 <b>Total: £30</b>		£
<b>Annual Conference</b>			
<b>Saturday 21 April 2018</b>			
<b>Mary Ward House, 5-7 Tavistock Place, London WC1H 9SN</b>			
Day delegate rate for ILA members <i>Please note that this rate includes admittance to the Friday evening reception</i>	Net: £400 VAT: £80 <b>Total: £480</b>		£
Day delegate rate for non-members <i>Please note that this rate includes admittance to the Friday evening reception</i>	Net: £450 VAT: £90 <b>Total: £540</b>		£
<b>Sub-total</b>			£
Discount	10%		(£ )
Early Bird discount for bookings received <b>before 31 January 2018</b>			
<b>Total to pay incl. VAT</b>			£

If you have any questions, please email [ILAConference2018@slaughterandmay.com](mailto:ILAConference2018@slaughterandmay.com)