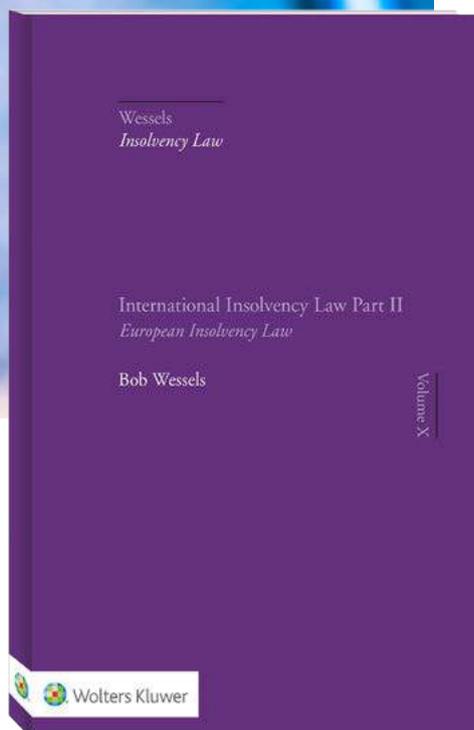


Bob Wessels

International Insolvency Law Part II European Insolvency Law



Crystal-clear treatment

- Innovative, complete and accurate treatment of the EU Insolvency Regulation (Recast), and soft law instruments
- Identifies key issues likely to arise in the application of the Regulation and covers over 300 court cases, including cases related to e.g. Alitalia, Lehman Brothers, Nortel Network, Olympic Airlines and several cases on director's liability and cross-border transaction avoidance decided by the Court of Justice of the European Union
- Delivers clarity and rigorous analysis of legal rules and concepts allowing practitioners to anticipate problems and solutions when advising corporate clients

INNOVATIVE UPDATE

Wessels International Insolvency Law, in its 4th edition, is known as the authoritative and practical guide on the law of international insolvency. It covers its huge and vast increasing body of legislative rules, case law, scholarly literature and other available sources.

The book *International Insolvency Law - Part II European Insolvency Law*, concludes an over 1000 pages treatment of matters of cross-border insolvency law. *International Insolvency Law - Part I Global Perspectives on Cross-Border Insolvency Law*, was already published at the end of 2015.

The core of *Part II European Insolvency Law* is a detailed commentary of the recast of the Insolvency Regulation which came into legal effect 26 June 2017. Account has been given to the enormous volume of literature, from Austria, Belgium, England, France, Germany and the Netherlands. Since the last edition some 200 cases have been included on many of the (detailed) questions that come up in practice.

Special attention has been given to the main themes in recent debates, such as the definition of collective insolvency proceedings, the meaning of the term

centre of main interest (COMI) and the more strict rules for courts to determine jurisdiction, the system of conflict of law rules in the new EU Insolvency Regulation, the rather complicated system of recognition and enforcement of other (insolvency related, 'annex') judgments, practical tools and recommendations for

communication and cooperation in cross-border insolvency cases and the specifics of group coordination proceedings.

The treatment is unique and innovative as the author, since 2010, acts as Expert counsel to the European Commission and has provided over the years advice and opinions to practitioners and courts all over Europe. Gained knowledge and expertise is reflected in the book. As a new element in treating the subject the author used during the early months of 2017 a deliberative public participatory drafting process by publishing draft texts via his blog and LinkedIn and inviting views, practical experiences and academic sources from respondents all over the world.

A comprehensive bibliography and consolidated tables (of Part I and II) on cases and a consolidated index have been included. The law is stated on the basis of information available at 1 May 2017.

On the 3rd edition of 2012:

A 'magnificent book' (Hon. Judge Bufford, Pennsylvania State University), a 'marvellous work' (prof. Jessica Schmidt, University of Bayreuth), written '*par l'un des meilleurs spécialistes au monde*' (François Mélin, Vice-président du Tribunal de grande instance d'Amiens). This is a work that serious insolvency academics, judges or practitioners cannot afford to do without (prof. Paul Omar, Nottingham Law School and prof. Heinz Vallender, University of Cologne: '*Am "Wessels" kommt niemand vorbei*').



“In this 4th edition I have done my utmost to provide the publication of choice for each insolvency practitioner, especially by including commentaries on over 300 court cases, soft law documents I have assisted to develop and my personal know how gained with my involvement in many cross-border cases.”



Wessels International Insolvency Law – Part II European Insolvency Law not only aims to be a first port of call on any question on European insolvency law for specialists (such as practitioners, judges and scholars), but also for those who are relatively new to the subject, including legislators and students. Guidance is offered on all concepts and complexities in European cross-border practice. The book:

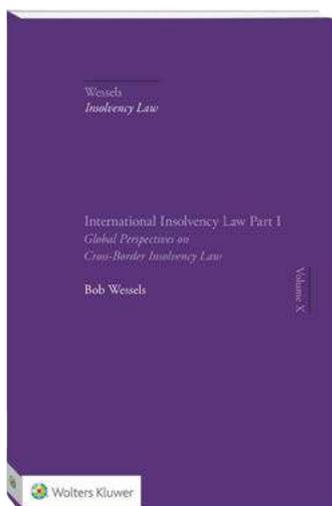
- Offers a comprehensive and critical statement on current and controversial matters
- Takes into account the legislative developments leading to EU Insolvency Regulation (Recast)
- Identifies key issues likely to arise in the application of the Regulation
- Delivers clarity and rigorous analysis of procedural or substantive rules
- Includes expert interpretation of legal principles and concepts
- Allows practitioners to anticipate problems and solutions when advising corporate clients
- Considers all relevant case law, including cases related to e.g. Alitalia, Lehman Brothers, Nortel Network, Olympic Airlines and several cases on cross-border director's liability and transaction avoidance decided by the Court of Justice of the European Union
- Contains an extensive bibliography and a comprehensive selection of all the relevant hard law and soft law texts, including the EU Cross-Border Insolvency Court-to-Court Cooperation Principles and Communication Guidelines

About the author

Professor Dr. Bob Wessels has been active as an independent (international) legal counsel and arbitrator. He is Professor emeritus of International Insolvency Law, Leiden University, The Netherlands. From 1987-2016 he was also a Deputy Justice at the Court of Appeal, The Hague. He has been an advisor to the IMF and the Worldbank. He is Member of the Joint Board of Appeal of the three European Supervisory Authorities (ESA, being ESMA, EBA and EIOPA respectively) and Expert counsel to the European Commission on such matters as the recast of the Insolvency Regulation and the proposal for a Directive on harmonisation of certain matters of restructuring and insolvency. He was Director of the Board of the International Insolvency Institute (III), INSOL Scholar for the Europe, Middle East and Africa region and Visiting Professor of International and Comparative Insolvency Law in Law Schools in Riga (Latvia), New York (St. John's University), Pretoria and Frankfurt. He is International Fellow of the American College of Bankruptcy, Honorary Member of INSOL Europe, Fellow of the European Law Institute (ELI), Member of the American Law Institute (ALI) and Chair of the Conference on European Restructuring and Insolvency Law (CERIL).



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