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| **Module name** | **International insolvency law** |
| Studies cycle | **Iº and IIº** |
| Semester | **1** |
| ECTS | **4** |
| ECTS points hour equivalents | **Contact hours (work with an academic teacher): 15****Total number of hours with an academic teacher: 15** **Total number of ECTS points for the module: 4**  |
| website |  |
| Language of instruction | English |
| Short description | The module covers the knowledge in the area of the selected issues of Polish and European insolvency law with cross-border factor, especially jurisdiction rules on main and secondary insolvency proceedings. The module developes the ability of comparative analysis and mutual relations of national regulations to European law concerning cross-border insolvency. |
| Full description | **The class covers the following issues:**1. Notion of international insolvency law and international insolvency procedure; the place of international insolvency law in the legal system.2. Sources of international insolvency law; relation of Polish regulations to the 1965 Law on Private International Law and to Fourth Part of Civil Procedure Code; relation of national regulations to European law concerning cross-border insolvency.3. Applicable law on consequencies of declaration of bankruptcy concerning substantive law actions and substantive consequencies of actions done in the course of insolvency proceedings; *lex concursus* and exclusions to its applicability.4. Jurisdiction in insolvency matters.5. Territorial principle and principle of universalism in international insolvency law.6. Efficiency of foreign judgements in insolvency matters; recognition of foreign insolvency proceedings by national courts.7. Main and territorial insolvency proceedings; secondary insolvency proceedings.8. Powers and obligations of foreign representatives.9. International legal aid in cross-border insolvency matters; cooperation with foreign courts and foreign representatives.10. Scope of application of Council Regulation (EC) of 29 May 2000 on insolvency proceedings; applicable law and jurisdiction according to Council Regulation.11. Implementation of Directives concerning insolvency law in Polish legal system; insolvency proceedings concerning foreign banks and credit institutions.12. Legal validity of 1985 UNCITRAL Model Law on Cross-Border Insolvency and its impact on national regulations. |
| Reading list | B. Wessels: International Insolvency Law, Kluwer 2006 |
| Educational outcomes | **KNOWLEDGE:**W1. Student knows the basic notions on international insolvency law; he has an idea of different types of public institutions involved in that process; K\_W02; **K\_W03; S2A\_W02.**W2. Student knows the sources of law regulating relations between participants of insolvency procedure with cross-border factor; **K\_W04; S2A\_W03.**W3. Student has a deepened knowledge concerning role of the individual in shaping, organizing and functioning the law-governed institutions in international insolvency law; **K\_W08**; **K\_W14**; **S2A\_W05; S2A\_W07.****SKILLS:**U1. Student is able to property analyse the social and economical reasons and the course of processes regulating by international insolvency law; **K\_U04; S2A\_U03;**U2. Student is capable of drawing adequate conclusions from the conducted; **K\_U12; S2A\_U08.****ATTITUDES:**K1. Student is aware of the necessity of enhancing the level of his/her knowledge and skills; **K\_K01; K\_K02; S2A\_K01**K2. Student is able to supplement, improve and update gained knowledge and skills, also in the interdisciplinary aspects; **K\_K12; S2A\_K06.** |
| Assessment methods and criteria | Frequency of attendance;Effort in class;Final paper. |
| Teaching methods | Lecture;Case study;Legal and comparative analysis;Legal acts study;Discussion. |
| Educational outcomes verification methods | W1, class – final paper;W2, class – final paper;W3, class – final paper;W4, class – final paper;U1, class – final paper;U2, class – final paper;K1, class – final paper;K2, class – final paper. |
| Prerequisites | none |
| Comments | none |
| **Type of classes** | Conversatory |
| Academic teacher | dr Mariusz Piotr Wójcik |
| ECTS points hour equivalents | **Contact hours (work with an academic teacher): 15****Total number of hours with an academic teacher: 15** **Total number of ECTS points for the module: 4** |
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