



# Cross Border Restructurings

## The corporate, tax and employment view

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# Introduction

- What is restructuring?
- Advantages and disadvantages of restructuring



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# Cross Border Restructurings

What are the main challenges facing companies involved in cross-border restructurings?

What specific challenges are the accompanying consultants/lawyers confronted with?



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## Cross Border Restructurings (cont.)

Have there been any recent, significant legal and regulatory developments that will affect cross-border restructurings and insolvencies going forward?



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## Cross Border Restructurings (cont.)

What strategies would you recommend for navigating the multiple legal systems and cultural differences that companies may face?

Would you agree that restructuring requires a very high degree of interdisciplinary cooperation (i.e. not only between the different involved legal areas but as well as between legal advisers and economists etc.). What does this mean in practical terms?



## Cross Border Restructurings (cont.)

What advice would you give to multijurisdictional companies preparing to get involved in cross-border?

What are their options from the outset?



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## Cross Border Restructurings (cont.)

What jurisdiction, based on your experience, would be optimal for creditor-protection processes (like US chapter 11)?

Experiences on structuring cross-border distressed deals through any foreign SPV-structure.



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## Cross Border Restructurings (cont.)

Does national legislation (in general) allow exemptions from statutory filing and control procedures, like securities law filings and merger control procedures, in restructuring / distressed deal situations?



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## Cross Border Restructurings (cont.)

What is the biggest difference between out-of-court and court-driven restructurings?



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## Cross Border Restructurings (cont.)

How do you see the restructurings and bankruptcy landscape unfolding over the coming 12 months? Do you expect to see greater numbers of firms involved in such a process?



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Which is the A, B, C, D?



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# Conclusions



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# Thank you

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