



Cross Border Restructurings

The corporate, tax and employment view

Thursday 26 January 2017 – La Clusaz - France

Introduction

- What is restructuring?
- Advantages and disadvantages of restructuring

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?



INTERNATIONAL ASSOCIATION OF YOUNG LAWYERS



Cross Border Restructurings (cont.)

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



INTERNATIONAL ASSOCIATION OF YOUNG LAWYERS



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?



INTERNATIONAL ASSOCIATION OF YOUNG LAWYERS



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.



INTERNATIONAL ASSOCIATION OF YOUNG LAWYERS



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?

Cross Border Restructurings (cont.)

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



INTERNATIONAL ASSOCIATION OF YOUNG LAWYERS



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?



INTERNATIONAL ASSOCIATION OF YOUNG LAWYERS



Which is the A, B, C, D?



INTERNATIONAL ASSOCIATION OF YOUNG LAWYERS

i am **aija**

Conclusions



INTERNATIONAL ASSOCIATION OF YOUNG LAWYERS

i am **aija**

Thank you

Speakers:

Karl-Friedrich Gulbins

Pluta – Attorneys at Law

Germany

Karl-Friedrich.Gulbins@pluta.net

PLUTA 

Antti Säiläkivi

HPP- Attorneys at Law

Finland

antti.sailakivi@hpp.fi



Moderator:

Pablo Vinageras

Garrigues- Attorneys at Law

Spain

Pablo.Vinageras.Cobielles@garrigues.com

GARRIGUES



INTERNATIONAL ASSOCIATION OF YOUNG LAWYERS

i am **aija**