

Asia Judicial Round Table

The forum seeks to engage all participants (whether from developed or developing insolvency and restructuring jurisdictions) in a sharing of experiences and an exchange of views. It will take the form of structured conversations in which a topic will be introduced by one or two speakers for 5 or 10 minutes and then contributions on that topic invited from any participant.

9.00-9.30	Welcome and opening remarks
9.30 -10.30	Asian Focus: Regional Reform and Restructuring Peer group discussion providing a regional round-up of recently introduced or proposed reforms and developing restructuring techniques.
10.30_11.00	Coffee
11.00-12.00	Testing the Boundaries: how well does your system cope? Insolvency regimes are increasingly being required to address financial distress in fresh contexts. In the UK and in Thailand the insolvency of non-banking financial institutions and insurance companies has highlighted shortcomings in conventional approaches. The insolvency of state-owned enterprises raises new questions. What are the challenges in your jurisdiction and how are you addressing them?
12.00-1.00	“Pre-packs” : the US and UK meanings. Pre-packaged resolutions are increasingly under consideration globally. But a “pre-pack” can take two distinct forms. An understanding of how they work enables clearer thinking. This will be a comparative law session with different jurisdictions sharing experiences of pre-packs.
1.00-2.00	Lunch
2.00-3.00	Consensual approaches Some jurisdictions depend on court-driven insolvency processes: others permit entirely “out-of-court” workouts for recovery. Many adopt a hybrid approach. What does your jurisdiction permit? Whatever approach is permitted, what role is there for Alternative Dispute Resolution to reduce court participation? What would be the interaction between an arbitration clause and a debt dispute in a liquidation application?

3.00-3.30 Coffee

3.30-4.30 **Cross-border relationships**

Ownership, management and the operation of businesses now cross borders. Singapore and Hong Kong are two globally recognised restructuring hubs. How has Singapore (a Model Law country) sought to establish its reputation? How willing is it to make its laws internationally attractive and its protocols available? How has Hong Kong (a non-Model Law country) created a role as an intermediary between offshore incorporated businesses and mainland Chinese operations and/or ownership? How has the Hong Kong Companies Court made its laws internationally effective and attractive? What could other jurisdictions learn from these experiences? How are countries rising to the challenge of cross-border insolvencies?

4.30-5.00 **Open discussion and closing remarks**

5.00-6.30pm **Judicial Round Table Reception**

6.30pm **Delegates can join the INSOL Conference Cocktail Reception**