

LAWS70240 Corporate Insolvency and Reconstruction

Credit Points:	12.50
Level:	7 (Graduate/Postgraduate)
Dates & Locations:	2010, Parkville This subject commences in the following study period/s: Semester 2, Parkville - Taught on campus.
Time Commitment:	Contact Hours: The total class time is between 24 and 26 hours. Total Time Commitment: Visit the Melbourne Law Masters website for more information about this subject.
Prerequisites:	Visit the Melbourne Law Masters website for more information about this subject.
Corequisites:	Visit the Melbourne Law Masters website for more information about this subject.
Recommended Background Knowledge:	Visit the Melbourne Law Masters website for more information about this subject.
Non Allowed Subjects:	Visit the Melbourne Law Masters website for more information about this subject.
Core Participation Requirements:	Visit the Melbourne Law Masters website for more information about this subject.
Coordinator:	Prof Ian Ramsay
Contact:	For the most up-to-date information about this subject, contact the Melbourne Law Masters Office by email at law-masters@unimelb.edu.au or phone 8344 6190 or alternatively visit the subject website: www.masters.law.unimelb.edu.au
Subject Overview:	Principal topics will include: <ul style="list-style-type: none"> # The aims of insolvency law, historical background, basic concepts and definitions # Assets available for distribution: The ranking of claims, proprietary and non-proprietary claims and their significance, equitable interests, retention of title, set-offs and other forms of quasi-security # Groups of companies and the liability of officers: Pooling, directors' duties and liability for insolvent trading # Liquidation: Winding up in insolvency # Avoidance of antecedent transactions # Corporate rescue: Voluntary administration and deeds of company arrangement # Receivers and agents: Appointment, duties and liabilities of receivers and liquidators # Employee entitlements # Schemes of arrangement # Directions to liquidators, receivers, administrators and deed administrators # Insolvency in an international context: The United States Chapter 11 and the United Kingdom administration procedures as comparative studies and cross-border insolvency.
Objectives:	A student who has successfully completed this subject should: <ul style="list-style-type: none"> # Have a good understanding of the legal principles governing corporate insolvency # Have a good understanding of the various formal corporate insolvency procedures (liquidation, receivership and administration) and an appreciation of various informal procedures # Appreciate the societal implications of insolvency and the scope of practical issues that arise in corporate insolvencies # Be able to see other areas of law from a fresh viewpoint, e.g. the rules of property law, security law and the principles of equity.
Assessment:	Take-home examination (100%) (19-22 November) or 10,000 word research paper (100%) (22 November) on a topic approved by the subject coordinator

Prescribed Texts:	Visit the subject website for more information
Breadth Options:	This subject is not available as a breadth subject.
Fees Information:	Subject EFTSL, Level, Discipline & Census Date, http://enrolment.unimelb.edu.au/fees
Generic Skills:	Visit the Melbourne Law Masters website for more information about this subject.
Links to further information:	http://www.masters.law.unimelb.edu.au/