



the global voice of
the legal profession®



Follow us
@IBAEvents
#IBAInsolve

INTERNATIONAL BAR ASSOCIATION CONFERENCE 2024

This conference is presented by the IBA Insolvency Section

29th Annual IBA Global Insolvency and Restructuring Conference

2–4 June 2024, Kunsthaus, Zürich

Working programme

WiFi

Network: Kunsthaus Event
Password: khz-Event-2021\$

Network security cannot be guaranteed; if you access the wifi network you do so at your own risk in accordance with the provider's terms and conditions. Anyone else connected to this network might be able to intercept your personal data.

All speaker materials and biographies can be found at www.ibanet.org/conference-details/conf2449

Conference Co-Chairs

David Heems *HOUTHOFF, Amsterdam; Mid-Year Meetings Conference Officer, IBA Insolvency Section*

Brigitte Umbach-Spahn *Wenger Plattner, Zürich; Member, IBA Insolvency Section Advisory Board*

Host Committee

Baer & Karrer

Lenz & Staehelin

Homburger

Prager Dreifuss

MLL Legal

VISCHER

Wenger Plattner

Sunday 2 June

1830 – 2030 **Host Committee reception**

Restaurant Sonnenberg

Hitzigweg 15, 8032 Zürich, Switzerland

All registered delegates are welcome to attend.

Monday 3 June

Registration will take place in the Vortragssaal
All working sessions will take place in the Auditorium
All coffee/tea breaks and lunch will take place in the Vortragssaal

0830 – 1700 **Registration**

0830 – 0910 **Welcome coffee/tea**

0910 – 0915 **Opening remarks**

Amir Singh Pasrich *International Law Affiliates, New Delhi, Delhi; LPD Assistant Treasurer/ IBA Assistant Treasurer*

0915 – 1000 **Keynote speaker**

Keynote speaker

Alain Girard *Head of the Recovery and Resolution Division, Swiss Financial Market Supervisory Authority, Bern*

1000 – 1030 **Coffee/tea break**

MOBILE TELEPHONES

Delegates are requested to ensure that mobile telephones and any other portable devices are switched to silent in working sessions.

Conference reception and dinner sponsor



Monday continued

1030 – 1145 **Preventing insolvency in the financial sector: insurance companies**

This panel will explore the complexities involved in the restructuring of distressed insurance companies. The primary goal in such restructurings is to ensure the most favourable outcome for policyholders. This discussion will delve into the optimal strategies for achieving this objective and the differences that arise across various insurance categories.

Moderator

Brigitte Umbach-Spahn *Wenger Plattner, Zürich; Member, IBA Insolvency Section Advisory Board*

Speakers

Jana Essebier *VISCHER, Zürich*

Mathias Juul Holter *Poul Schmith, Copenhagen*

Pekka Jaatinen *Castrén & Snellman, Helsinki; Member, IBA Insolvency Section Advisory Board*

Paul Sharma *Alvarez & Marsal, London*

1145 – 1230 **INTERACTIVE SESSION**

Dilemmas we may encounter while working at restructurings: an interactive intermezzo

Moderator

Huan Tan *Benvalor, Utrecht; Co-Chair, IBA Insolvency Section*

1230 – 1400 **Lunch**

1400 – 1515 **Litigation in distressed situations**

This panel will examine the full litigation spectrum from the pre-filing stage of when a company is in distress, to after a debtor has filed an insolvency proceeding and the post confirmation litigation (including fraudulent transfer and preferential transfers). The panel of senior litigators will also provide practical tips in the context of directors' and officers' (D&O) liability exposure to litigation and cross-border of enforcement/foreign recognition of judgments.

Moderator

Cia Mackle *Pachulski Stang Ziehl & Jones, Los Angeles, California*

Speakers

Guilherme Fontes Bechara *Demarest Advogados, São Paulo; Membership Officer - South America, IBA Insolvency Section*

Gion Jegher *Prager Dreifuss, Zürich*

Tomohiro Okawa *Nagashima Ohno & Tsunematsu, Tokyo*

Alexandra Szekely *Le 16 Law, Paris*

1515 – 1545 **Coffee/tea break**

MOBILE TELEPHONES

Delegates are requested to ensure that mobile telephones and any other portable devices are switched to silent in working sessions.

Monday continued

1545 – 1700 **Pre-pack and pre-arranged bankruptcies: are they a real option?**

Pre-packs are a popular restructuring tool with a growing number of jurisdictions having introduced pre-packaged insolvency proceedings during the last years. However, its practical use as a restructuring tool and effectiveness differs from jurisdiction to jurisdiction. The purpose of this panel is to provide, from a practical standpoint, a global view of pre-packs and analyse the opportunities, challenges and risks of conducting pre-packs from the perspective of debtors, shareholders and creditors. During this session we will also discuss how pre-packs and other restructuring tools available to market operators (e.g. restructuring plans) currently co-exist and how pre-packs in corporate restructurings are expected to develop in the future.

Moderator

Ignacio Buil *Cuatrecasas, London; Vice Chair, Reorganisation and Workouts Subcommittee, IBA Insolvency Section*

Speakers

Misha Sharmah *Shardul Amarchand Mangaldas & Co, New Delhi, Delhi*

Luca Jagmetti *Baer & Karrer, Zürich*

Paul Kuipers *Linklaters, Amsterdam*

Ricardo Revoco *Carey, Santiago; Vice Chair, Reorganisation and Workouts Subcommittee, IBA Insolvency Section*

Kate Stephenson *Kirkland & Ellis, London*

1900 – 2200 **Conference reception and dinner**

Zunftthaus zur Schmiden, Guildroom, Marktgasse 20, 8001 Zürich

Ticket price: €155

One place per registered delegate is permitted.

Transport will not be provided.

Tuesday 4 June

Registration will take place in the Vortragssaal
All working sessions will take place in the Auditorium
All coffee/tea breaks and lunch will take place in the Vortragssaal

0830 – 1500 **Registration**

0830 – 0900 **Welcome coffee/tea**

0900 – 1015 **Restructurings in the automotive sector**

This panel will consider what are the main challenges facing the worldwide automotive sector throughout the supply chain, from original equipment manufacturers (OEMs) to auto parts manufacturers. The panel will discuss the legal mechanisms available in the key affected jurisdictions for rehabilitating, 'recycling' or simply winding-down distressed businesses in this sector.

Moderator

Lucy McCann *Brodies, Edinburgh*

Speakers

Karsten Lafrenz *Partner & Managing Director, AlixPartners, Zürich*

Marlies Raschke *Noerr, Dresden*

Thomas Wearsch *Jones Day, New York*

Lingqi Yang *Fangda Partners, Shanghai*

1015 – 1045 **Coffee/tea break**

1045 – 1115 **Keynote speaker**

Keynote speaker

Michael Jaffé *JAFFÉ, Munich*

MOBILE TELEPHONES

Delegates are requested to ensure that mobile telephones and any other portable devices are switched to silent in working sessions.

1115 – 1230 **Distressed M&A – challenges and opportunities?**

In this interactive session the conference will hear from a panel of industry experts from around the globe on various issues arising from the highly topical subject of distressed mergers and acquisitions (M&A). The session will consider:

- What makes distressed M&A different?
- Who are the stakeholders in distressed M&A?
- What are the tools for the debtor company to manage risk through a distressed M&A process?
- What are the emerging challenges and risks in distressed M&A in the current market environment?
- What are the outlook and opportunities for distressed M&A in the future?

Moderator

Gordon Hollerin *Harper Macleod, Glasgow; Co-Chair, Reorganisation and Workouts Subcommittee, IBA Insolvency Section*

Speakers

Alison Goldthorp *Charles Russell Speechlys, London*

Stefan Kramer *Homburger, Zürich*

Chiyong Rim *Kim & Chang, Seoul*

Evan Simpson *Sullivan & Cromwell, London*

1230 – 1345 **Lunch**

1345 – 1500 **The role of security enforcement in a restructuring process**

This panel will explore recent trends impacting secured creditors and the enforcement of security interests rights in restructurings in Europe and the United States.

Moderator

Reginald Sainvil *Baker McKenzie Miami, Florida; Vice Chair, Legislation and Policy Subcommittee, IBA Insolvency Section*

Speakers

Anna Hermelinski-Ayache *Elvinger Hoss Prussen, Luxembourg City; Vice Chair, Legislation and Policy Subcommittee, IBA Insolvency Section*

John Monaghan *Holland & Knight, Boston, Massachusetts*

Pierre-Gilles Wogue *ADVANT Altana, Paris; Co-Chair, Legislation and Policy Subcommittee, IBA Insolvency Section*

1530 – 1630 **Guided tour in the Kunsthaus for the Hodler exhibition**

The IBA, its officers and staff accept no responsibility for any views expressed, presentations or materials produced by delegates or speakers at the Conference.

MOBILE TELEPHONES

Delegates are requested to ensure that mobile telephones and any other portable devices are switched to silent in working sessions.