

THE UNIVERSITY OF HONG KONG FACULTY OF LAW
ASIAN INSTITUTE OF INTERNATIONAL FINANCIAL LAW
AIIFL

<http://www.aiifl.com>

presents a symposium on

**Corporate Rescue in China:
Chinese and Comparative Perspectives**

7 October 2002

Venue: Council Chamber
8/F Meng Wah Complex
The University of Hong Kong
Hong Kong, China

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7 October 2002

9:00 - 9:15 Registration

9:15 - 9:30 Welcoming Remarks

Charles Booth, AIIFL Director & Associate Professor, Faculty of Law, University of Hong Kong

Session 1 – China

9:30 - 11:15 Panel – An Update on Insolvency Law Reform in China

Chair: **Charles Booth**, AIIFL Director & Associate Professor, Faculty of Law, University of Hong Kong

Speakers:

Wang Weiguo, Dean & Professor, Department of Economic Law, China University of Politics and Law & Member, Drafting Group of the New Chinese Bankruptcy Law, Beijing

Zhou Fangsheng, Researcher, Institute of Finance under the Ministry of Finance of the PRC, Beijing, formerly officer, State Economy and Trade Commission and Manager of Enterprises Debt Restructuring Project

Sun Qiang, Lecturer, China University of Politics and Law

Representative from the State Economy and Trade Commission (SETC), Beijing

11:15 - 11:30 Tea and Coffee Break

Session 2 – United States & Canada

11:30 - 12:30 Panel 1 – United States

Chair: **Philip Smart**, AIIFL Deputy Director & Associate Professor, Faculty of Law, University of Hong Kong

Speakers:

United States:

Bruce Markell, Doris S. and Theodore B. Lee Professor of Law, William S. Boyd School of Law, University of Nevada, Las Vegas

Expedited Reorganization Provisions as a Tool for Assisting Workouts

Arnold Quittner, Counsel, Pachulski, Stang, Ziehl, Young & Jones, Los Angeles

Options for a Distressed Debtor in the United States: Out-of-court Restructuring and Chapter 11

Canada: “Triage for Wounded Corporations: Does the Canadian Process Identify Those Who Can Recover?”

Ronald Davis, Faculty of Law, University of Toronto

Proposals Under the Bankruptcy and Insolvency Act: A Race Against Time to Save the Patient

Janis Sarra, Assistant Professor of Law, University of British Columbia

Restructuring Proposals Under the Companies’ Creditors Arrangements Act: Checking For Vital Signs

12:30 - 1:30 Lunch

Session 3 – Australia & South Africa

1:30 - 2:30 Panel – Australia and South Africa

Chair: **Douglas Arner**, AIIFL Deputy Director & Assistant Professor, Faculty of Law, University of Hong Kong

Speakers:

Australia:

Colin Anderson, Senior Lecturer, Department of Law, Faculty of Business, University of Southern Queensland

David Morrison, Director, Australian Centre for Commerce and Taxation, Faculty of Business Economics and Law, The University of Queensland

Christopher Symes, Senior Lecturer in Corporate Law, Flinders University, Adelaide

South Africa:

André Boraine, **David Burdette**, Professor & Lecturer, University of Pretoria & **Alastair Smith**, University of South Africa

Business Rescue in South Africa

Session 4 – Asia : Japan, Indonesia, India, Nepal and Hong Kong

2:30 - 3:15 Panel 1 – Japan, Indonesia, India and Nepal

Chair: **Mattheo Bushehri**, Assistant Professor, Faculty of Law, University of Hong Kong

Speakers:

Japan:

Shinjiro Takagi, Professor of Law, Dokkyo University

Indonesia:

Bertie Mehigan & Thong Huey Yann, White and Case LLP, Singapore

India:

Sumant Batra, Secretary, Indian Insolvency Organisation
Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest (Second) Ordinance, 2002 – An Analysis

Nepal:

Bharat Upreti, Advocate, Pioneer Law Associates (Unable to attend)

3:15 - 3:40 Tea and Coffee Break

3:40 - 4:50 Panel 2 – Hong Kong

Chair: **Charles Booth**, AIIFL Director & Associate Professor, Faculty of Law, University of Hong Kong

Speakers:

Stephen Briscoe, Executive Director, RSM Nelson Wheeler, Hong Kong

Paul Lejot, Axia Capital Partners Ltd, Hong Kong

Prudence Mitchell, Partner, CMS Cameron McKenna, Hong Kong

Simon Powell, Partner, Denton Wilde Sapte, Hong Kong

Rupert Purser, Joint Managing Director, Baker Tilly, Hong Kong

Martin Rogers, Partner, Clifford Chance, Hong Kong

Alan Tang, Partner, Grant Thornton, Hong Kong

4:50 - 5:00 Concluding Remarks

5:00 - 6:00 Cocktail Reception