



REPUBLIC OF SLOVENIA
GOV.SI



IN COOPERATION WITH



FACULTY OF LAW,
ECONOMICS
AND FINANCE

The Insolvency Regulation

Luxembourg, 29-30 January 2025

Organized by  **EIPA** | European Institute of Public Administration

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Venue : to be determined

Programme

Objectives: Ensuring that insolvency related judicial decisions are recognised and enforced in all the Member States and are not hindered by national legal provisions is of paramount importance to the proper functioning of the EU Internal Market. The Insolvency Regulation tackles the interaction of insolvency proceedings between Member States of the EU and applies to collective insolvency proceedings by establishing EU-wide uniform jurisdiction, applicable law, recognition and enforcement rules. The Regulation was adopted in 2000 and has been now replaced by the recast Regulation.

The objective of the seminar is to provide an update on the case law of the CJEU in relation to the Insolvency Regulation (recast). The seminar will revisit the latest case law in relation to lodging a claim, in secondary insolvency proceedings ongoing in a Member State, compulsory time limit, individual not exercising an independent business or professional activity, rebuttable presumption that the centre of that person's main interests is his or her habitual residence and the law applicable to insolvency proceedings.

Target group: The seminar is especially interesting for legal practitioners working in the field of civil law, dealing with cross-border civil cases, but is also of relevance to those having a particular interest in the EU Area of Freedom Security and Justice, based on the principles of mutual recognition and mutual trust.

Participants will have a nuanced understanding of the practical insights about how relevant information concerning insolvency cases is made available in publicly accessible online registers, and how the e-justice portal and the work under the flagship of e-codex supports digitalization efforts

Seminar Methodology: Short presentations complemented with practice-oriented discussions led by experts who have an in-depth understanding of cross border civil matters and the digitalisation of judicial work. Departing from the rich case law of the Court of Justice of the European Union, the seminar will focus on practical issues arising in the daily administration of the cross-border civil law cases.

The seminar also involves a visit to the CJUE and a background explanation on how national courts can refer interpretative requests to the CJEU in the context of the preliminary reference procedure.



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Grégory Minne is a Partner in the Restructuring & Insolvency and Finance & Capital Markets practices of Arendt & Medernach. He is a lecturer at the University of Luxembourg and a visiting lecturer at the Catholic University of Louvain (Belgium) and at the University of Paris Est Créteil (UPEC, Paris XII) (France). He is a member of the European Law Institute (ELI) and of INSOL Europe, and a conferee of the Conference of European Restructuring and Insolvency Law (CERIL). Grégory Minne is a frequent speaker at conferences and seminars, gregory.minne@arendt.com

Since November 2024 **Dr. Carlos Santaló Goris** is a Researcher at the Luxembourg Centre for European Law (LCEL) at the University of Luxembourg and Long-term expert at EIPA Luxembourg providing services in the field of European Law. Prior to joining EIPA Luxembourg in 2023, Carlos worked as a Research Fellow at the Max Planck Institute Luxembourg for International, European, and Comparative Procedural Law. His areas of expertise include private international law and comparative procedural law, c.santalogoris@eipa.eu

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WEDNESDAY 29 JANUARY 2025

08.30 Registration of participants

09.00 **Welcome of participants and introduction to the seminar programme**

09.15 **Scope, delineation from the Brussels I bis Regulation**

Case C-328/12, Schmid	Case C-116/11, Bank Handlowy
Case C-295/13 H.	Case C-461/11, Ulf Kazimierz Radziejewski
Case C-649/13, Nortel Networks	Case C-157/13, Nickel & Goeldner
Case C-213/10, F-Tex SIA	Case C-394/22, Oilchart International

Carlos Santaló Goris

10.00 **Q&A**

10.15 Coffee break

10.45 **The centre of main interest**

Case C-341/04, Eurofood IFSC Ltd.	Case C-649/13, Kornhaas
Case C-396/09, Interedil Srl	Case C-723/20, Galapagos Bidco
Case C-327/13, Burgo Group SpA	

Cristina M. Mariottini



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- 11.30 Q&A
- 11.45 Coffee break
- 12.00 **Coordination between main and secondary proceedings**
Case C-557/13, Lutz, Case C-327/13, Burgo Group SpA, Case C-116/11, Bank Handlowy, Case C-73/20 ZM, Case C-25/20, Alpine BAU, Case C-339/07, Christopher Seagon
Grégory Minne
- 12.45 Q&A
- 13.00 Lunch break
- 14.30 **Case study – The centre of main interest**
Cristina M. Mariottini
- 15.15 Q&A
- 15.30 Break
- 15.45 **Case study – Coordination between main and secondary proceedings**
Grégory Minne
- 16.30 Q&A
- 16.45 Evaluation
- 17.00 End of Day 1

THURSDAY 30 JANUARY 2025

- 08.00 **Visit to the Court of Justice of the European Union**
Arrival - security check
- 13.00 **END OF SEMINAR**



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