1. Record Nr. UNINA9910337832903321 Autore Moustaira Elina Titolo International Insolvency Law: National Laws and International Texts // by Elina Moustaira Pubbl/distr/stampa Cham:,: Springer International Publishing:,: Imprint: Springer,, 2019 **ISBN** 3-030-04450-5 Edizione [1st ed. 2019.] 1 online resource (155 pages) Descrizione fisica 340.978 Disciplina Soggetti Private international law Conflict of laws Law—Europe Private International Law, International & Foreign Law, Comparative Law European Law Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Nota di contenuto Introduction -- Insolvency - International Insolvency -- Influences -Legal Transplants -- European Union.-UNCITRAL Model Law 1997 --Protocols -- Groups of Companies -- Restructuring -- Conclusions. Sommario/riassunto This book presents problems that often arise in the context of international/cross-border insolvencies; analyzes and compares national legislations and jurisprudence; elucidates the solutions offered by international/regional instruments; and explores the differences in the implementation of these instruments by various countries and the consequences of these differences. It examines in detail a number of famous and less famous cases tried by national courts, in which it became readily apparent that insolvency law remains one of the bastions of national law. In addition, the book discusses the notion of transplanting foreign [international] insolvency rules and especially the influence that US insolvency law has exerted on other countries'

insolvency [and international insolvency] law. Far from adopting an unrealistically optimistic stance, it soberly examines the complications of cross-border insolvencies, while also presenting potential solutions.