



Playbook on China's Corporate Restructuring Tools and Their Cross-border Implications

Thursday, 21 October 2021 |
3:30pm to 4:45pm (SGT) |
Zoom webinar

Overview

China has witnessed vibrant insolvency law developments in recent times, evident by the establishment of specialised bankruptcy courts across the country, an upward trend in the number of cross-border insolvency cases involving Chinese businesses overseas and multinationals with operations in the Mainland, and the recently concluded protocol between the Mainland and the Hong Kong Special Administrative Region (HKSAR) on the recognition of each other's insolvency proceedings.

Organised by the Asian Business Law Institute, this webinar looks to discuss the following key aspects:

- Corporate restructuring tools available under domestic Chinese law (and practice): reorganisation (重整) and mediation (和解) with case study
- Mutual recognition of insolvency proceedings in the Mainland and HKSAR – how this protocol may impact the recognition and enforcement of foreign insolvency orders from Mainland China, the HKSAR and countries in Southeast Asia, and how it may influence approaches for cross-border deals involving Mainland China and Southeast Asia
- Cases of Chinese bankruptcy administrators being recognised in other jurisdictions, including in Singapore
- A survey of the regimes in Singapore and other jurisdictions in Southeast Asia on the recognition of foreign insolvency orders and proceedings, and whether a protocol similar to the Mainland-HKSAR arrangement is possible in the Southeast Asian region

SILE Attendance Policy

Participants who wish to obtain CPD Points are reminded that they must comply strictly with the Attendance Policy set out in the CPD Guidelines. For this activity, this includes logging in at the start of the webinar and logging out at the conclusion of the webinar in the manner required by the organiser, and not being away from the entire activity for more than 15 minutes. Participants who do not comply with the Attendance Policy will not be able to obtain CPD Points for attending the activity. Please refer to <http://www.sileCPDcentre.sg> for more information.

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|  Seminar | 1 Public CPD Point |
| | Practice Area: Corporate/Commercial Training Level: General |



Programme (21 October 2021)

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| 3:30 PM | Webinar (attendee log-in from 3:15 PM) |
| 4:30 PM | Attendee Q&A |
| 4:45 PM | End of Webinar |

Registration

General admission: S\$ 70 (nett)

ABLI Founding Partners: 10% off general admission

Members of the Singapore Academy of Law can redeem this webinar with their SAL C\$ on SAL-e.

Register online at:

<https://www.eventbrite.sg/e/chinas-corporate-restructuring-tools-and-their-cross-border-implications-tickets-162392808261>

Register by

Monday, 18 October 2021

Enquiries to:

catherine_shen@abli.asia

Speakers

(in alphabetical order)



The Hon Mr Justice Jonathan Harris

Judge of the Court of First Instance of the High Court of the Hong Kong Special Administrative Region

Jonathan Harris became a judge of the High Court of Hong Kong on 1 December 2009 and shortly thereafter was appointed the Judge in charge of the Companies and Insolvency Court. Judge Harris practiced as a solicitor in Hong Kong from 1983 to 1993. He was a partner in an international law firm prior to joining the Bar in 1993. Judge Harris was appointed Senior Counsel in 2006. Prior to joining the Judiciary, his principal areas of practice involved insolvency, company regulation and securities.

Judge Harris is an active member of the International Insolvency Institute and INSOL and is a member of INSOL's International College of Mediators. He has a particular interest in cross-border insolvency and restructuring issues. He was one of the attendees at the inaugural conference of the Judicial Insolvency Network which led to the production of "JIN Guidelines" and is a member of the Advisory Committee of the Asian Business Law Institute's project "Asian Principles of Business Restructuring".

Judge Harris is also a member of the Judicial Committee of the Academy of Experts in England, a Fellow of the Chartered Institute of Arbitrators and the Hong Kong Institute of Arbitrators, and a CEDR accredited mediator.

Shen Yuhan (Shanghai, China)

Partner, King & Wood Mallesons

Shen Yuhan specialises in insolvency restructuring, bankruptcy reorganization, risk management, bankruptcy liquidation of financial institutions and special opportunity investment.

She has more than 10 years of experience in insolvency practice, and has handled numerous complex large and medium-sized restructuring matters, including joint reorganisation, bankruptcy liquidation, voluntary shut-down and other insolvency arrangements or dispute resolution. She has also advised on establishing special situation investment funds and non-performing assets investment issues.

Yuhan has led and advised complicated restructuring projects across different sectors, including infrastructure, manufacturing, retail and financial institutions. She has been ranked as a "Rising Star" in Asia Pacific by The Legal 500 for 2020 and 2021.

Sim Kwan Kiat (Singapore)

Head of Restructuring & Insolvency, Rajah & Tann Singapore LLP, Singapore

Kwan Kiat heads the Restructuring & Insolvency practice group of Rajah & Tann Singapore LLP, Singapore's largest dedicated legal practice dealing with banking and financing disputes, corporate insolvencies, business advisory, workouts and debt restructurings, and enforcement of creditors' rights. He regularly advises and acts for banks and accounting firms in the whole gamut of insolvency proceedings, from liquidation, receivership to judicial management and schemes of arrangement, of which many had a strong cross-border element.

Cited and recognised in the field of restructuring and insolvency in publications including Chambers Asia-Pacific, Asia Pacific Legal 500, IFLR 1000, Asialaw Leading Lawyers, and Best Lawyers, Kwan Kiat is a regular speaker at local and overseas seminars and conferences, and also teaches Insolvency Law and is the Deputy Subject Coordinator for the Insolvency Law and Practice course for the Singapore Bar Examinations.

