



Syllabus of Module

7. Insolvency Proceedings and Liquidation

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Module Annotation

The content of the module Insolvency Proceedings and Liquidation is to familiarise the students with the legal regulation of bankruptcy resolution under Act No. 182/2006 Coll., on Bankruptcy and Methods of its Resolution (Insolvency Act), as amended. The basic concepts of insolvency law will be explained, the course of insolvency proceedings, the position of the parties to the proceedings, the court and the insolvency trustee, and the methods of resolving insolvency (bankruptcy, reorganisation, debt relief) will be described. The module also includes an explanation of the process of liquidation of legal entities under the current legislation, based mainly on the Civil Code, and a description of its phases from dissolution to termination.

Module Objective

After completing the Insolvency and Liquidation module, students should gain an overview and orientation in so-called bankruptcy law. They should be familiar with the conceptual apparatus of legal regulations governing insolvency law, orient themselves in the individual stages of insolvency proceedings, know the options for resolving insolvency and their specifics, as well as the position and function of individual procedural subjects in insolvency proceedings. Emphasis will also be placed on the practical handling of basic procedural filings in insolvency proceedings, such as insolvency petitions, applications for claims, injunctive actions, etc. The section on liquidation will explain the current legal regulation, the position of the liquidator of a legal entity and his/her functions, as well as the course of

liquidation up to the dissolution of the legal entity. Emphasis will again be placed on solving practical problems such as the publication of liquidation, filing of claims in liquidation, etc.

Literature

1. Act No. 182/2006 Coll., on bankruptcy and methods of its resolution (Insolvency Act), as amended
2. Act No. 304/2013 Coll., on Public Registers of Legal and Natural Persons (selected provisions, esp. § 65)
3. Act No. 89/2012 Coll., Civil Code (§§ 187 - 209)
4. Act No. 90/2012 Coll., on Commercial Companies and Cooperatives (Act on Commercial Corporations) (selected provisions, esp. §§ 93 – 94)
5. HÁSOVÁ, Jiřina and Tomáš MORAVEC. Insolvenční řízení. In Prague: C.H. Beck, 2013. Právní praxe. ISBN 978-80-7400-459-9.
6. HÁSOVÁ, Jiřina. Insolvenční zákon: komentář. 2. vyd. In Prague: C.H. Beck, 2014. Beckova edice komentované zákony. ISBN 978-80-7400-555-8.
7. KOZÁK, Jan. Insolvenční zákon a předpisy související: komentář. 3. vydání. Prague: Wolters Kluwer, 2016. Komentáře (Wolters Kluwer ČR). ISBN 9788075521354.
8. MARŠÍKOVÁ, Jolana. Insolvenční řízení z pohledu dlužníka a věřitele: příručka zejména pro neprávnický. Prague: Linde, 2009. Praktická právnická příručka. ISBN 978-80-7201-780-5.
9. POKORNÁ, Jarmila. Obchodní společnosti a družstva. In Prague: C.H. Beck, 2014. Academia iuris (C.H. Beck). ISBN 978-80-7400-475-9.
10. RICHTER, Tomáš. Insolvenční právo. Prague: ASPI, 2008. ISBN 978-80-7357-329-4.