

## COURSE OF STUDY Strategie d'Impresa e Management

ACADEMIC YEAR 2023-2024

ACADEMIC SUBJECT Market and insolvency procedures

General information	
Year of the course	<i>1 year</i>
Academic calendar (starting and ending date)	<i>1 semester</i>
Credits (CFU/ETCS):	8 CFU
SSD	<i>IUS/04</i>
Language	<i>Italian</i>
Mode of attendance	<i>Facoltative</i>

Professor/ Lecturer	
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Telephone	
Department and address	<i>Dipartimento Ionico in Sistemi giuridici ed economici del Mediterraneo – Sede di Economia</i>
Virtual room	<i>Microsoft Teams</i>
Office Hours (and modalities: e.g., by appointment, on line, etc.)	<i>Monday h 10:30</i>

Work schedule			
Hours			
Total	Lectures	Hands-on (laboratory, workshops, working groups, seminars, field trips)	Out-of-class study hours/ Self-study hours
200	64		136
CFU/ETCS			
8	8		

<b>Learning Objectives</b>	<i>The Course of Markets and Insolvency Procedures aims to provide useful knowledge aimed at an adequate knowledge and understanding of the Italian system of insolvency proceedings. The legal profiles of the individual institutes will be examined, in connection with their purposes and operating methods, with the aim of allowing the application of the theoretical notions acquired for the solution of the most frequent problems that this sector of law poses to the operator.</i>
<b>Course prerequisites</b>	<i>Knowledge of the principles and notions of Private Law, Public Law and Business Law</i>

<b>Teaching strategies</b>	
<b>Expected learning outcomes in terms of</b>	
<b>Knowledge and understanding on:</b>	<i>Ci si attende di ottenere quale risultato del corso una significativa conoscenza della materia in termini sia astratti che concreti.</i>

<b>Applying knowledge and understanding on:</b>	<i>It is expected to obtain as a result of the course the full learning of the subject in order to be able to apply the precepts. Consequently, also through a seminar activity, we aim to provide the student with the tools to use the fundamentals of the subject in practice. Deepening of the Italian legal system in terms of insolvency procedures and identification of the regulatory and market mechanisms of greatest interest in order to train professionals capable of managing these procedures</i>
<b>Soft skills</b>	<p><b>Making judgements</b> Students must have the ability to collect and interpret data (normally in their field of study) deemed useful to determine autonomous judgments, including reflection on social, scientific or ethical issues related to them.</p> <p><b>Communication skills</b> Through the development of semi-veterinary lessons, the aim is to develop the student's ability to communicate what has been learned to specialist and non-specialist interlocutors.</p> <p><b>Ability to learn autonomously</b> At the end of the course the student, through the implementation of the method of study of the subject, will be able to continue the study independently throughout life, as well as to undertake subsequent studies with a high degree of autonomy</p>
<b>Syllabus</b>	
<b>Content knowledge</b>	<p><i>The course will explore the following aspects:</i></p> <p><i>A) General provisions: scope and definitions, general principles, actors and related obligations and protections;</i></p> <p><i>B) The negotiated crisis settlement;</i></p> <p><i>C) compulsory liquidation: prerequisites, the opening procedure;</i></p> <p><i>D) The bodies in charge of compulsory liquidation;</i></p> <p><i>E) The effects of compulsory liquidation for the debtor and third parties</i></p> <p><i>F) The effects of compulsory liquidation on acts detrimental to creditors</i></p> <p><i>G) The effects of compulsory liquidation on pre-existing legal relationships</i></p> <p><i>H) The ascertainment of liabilities and third parties' movable rights in rem</i></p> <p><i>I) The liquidation and distribution of assets</i></p> <p><i>J) termination of compulsory liquidation</i></p> <p><i>K) Crisis regulation instruments: composition with creditors, debt restructuring agreements, certified recovery plans;</i></p> <p><i>L) Over-indebtedness crisis resolution procedures;</i></p> <p><i>M) Cross-border insolvency</i></p> <p><i>N) group crisis and insolvency regulation</i></p>
<b>Texts and readings</b>	<i>G. D'Attorre, Manuale di diritto della crisi e dell'insolvenza, ult. ed.</i>
<b>Notes, additional materials</b>	
<b>Repository</b>	

<b>Assessment</b>	
<b>Assessment methods</b>	<i>Oral exam</i>
<b>Assessment criteria</b>	<ul style="list-style-type: none"> <li>• <i>Knowledge and understanding</i></li> </ul> <p><i>The purpose of the course is to provide students with the fundamentals of the subject, focusing on enterprises, partnerships, companies and recent laws</i></p> <ul style="list-style-type: none"> <li>• <i>Applying knowledge and understanding</i></li> </ul> <p><i>It is expected to actively participate in the seminar initiatives in order to verify the understanding of the notions learnt during the lectures</i></p> <ul style="list-style-type: none"> <li>• <i>Autonomy of judgment</i></li> </ul>

	<p><i>The students are expected to have a critical grasp of the subject matter, leading them to use the notions they have learnt for the analysis of concrete cases</i></p> <ul style="list-style-type: none"> <li>• <i>Communication skills</i></li> </ul> <p><i>Students are expected to use appropriate legal language to deal with technically complex topics</i></p> <ul style="list-style-type: none"> <li>• <i>Capacities to continue learning</i></li> </ul> <p><i>It is expected that the outcome of the course will be a thorough learning of the subject matter, providing the student with the tools to understand and apply it in practice</i></p>
Final exam and grading criteria	<p><i>It is expected that the outcome of the course will be a full understanding of the subject in order to be able to apply its precepts. Consequently, also by means of a seminar activity, it is intended to provide the student with the tools to use the fundamentals of the subject in a practical context</i></p>
<b>Further information</b>	
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