

Insolvency Law in the Channel Islands:
Modern Themes and Reform Perspectives Friday 14 October 2011



INSOLVENCY IN JERSEY - ASPECTS OF DÉSASTRE

**Mr Michael Wilkins
Viscount
of the Royal Court of Jersey**

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DÉSASTRE

- The History
- What it is
- Overseas Insurance Brokers Ltd (1966) JJ547
- Jobas Limited v Anglo Coins Limited
1987-1988 JLR 359

THE 1990 LAW

- Not a codifying statute
- Baltic Partners Limited
18 April 1996 JU 75 CA

OFFSHORE

- Its consequences

CROSS BORDER

- Inter-jurisdictional Challenges

The practical experience and scene

PERSONAL DÉSASTRE

- What is it?
- Its significance globally

- The characteristics of a mature system of natural person insolvency
- Importance of the Human Rights (Jersey) Law 2000
- In the matter of the Representation of Michael O'Brien 2003 JLR 1

- The possibility of restructuring debt
- An opportunity
- The World Bank Review

SOCIAL DÉSASTRE

- In the matter of Mr C S Russell
(5th August 1994, unreported)
- In the applications of Roach and
Lamy (2005) JLR 412
- The view of the Jersey Law
Commission

- Public funding of selected cases

- The consequences of Lord Hoffman's analysis in the Cambridge Gas Case
- Ruban and Lan v Eurofinance Sa and others [2010] ECWA Civ 895
- In the New Zealand case of Williams v Simpson 17 September 2010 (CIV 2010-5419-1174)

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A CLOSING SNIPPET

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