



## A landmark case: Judgement in *Rubin v Eurofinance SA* on enforceability of foreign insolvency orders

### About the topic

At this seminar, Ian Mann of Harneys will discuss the much-awaited UK Supreme Court's decision in *Rubin v Eurofinance SA* governing the enforceability of insolvency judgments through the common law. This landmark case has major implications for international cross-border insolvency.

The fundamental question before the Supreme Court was: "*As a matter of policy, should the court, in the interests of universality of insolvency proceedings, devise a rule for the recognition and enforcement of judgments in foreign insolvency proceedings which is more expansive, and more favourable to liquidators, trustees in bankruptcy, receivers and other officeholders, than the traditional common law rule...[i.e. Rule 43] or should it be left to legislation preceded by any necessary consultation?*"

### About the programme

<b>Date &amp; Time</b>	15 January 2013, Tuesday
<b>Venue</b>	HKICPA training centre 27 <sup>th</sup> Floor, Wu Chung House 213 Queen's Road East, Wanchai
<b>Fee</b>	HK\$180 per person for RIF members HK\$280 per person for Non-RIF members <i>Not a RIF member? Click <a href="#">HERE</a> to join.</i>
<b>CPD credit</b>	1 hour (subject to actual attendance)
<b>Law Society CPD credit</b>	Being applied for
<b>Language</b>	English
<b>Competency</b>	Business and Professional Knowledge*
<b>Rating</b>	Intermediate/Advanced level*
<b>Application deadline</b>	<b>11 January 2013</b>

\* Please refer [here](#) for descriptions of the various ratings.

### Rundown

<b>12:30 pm</b>	Registration (Sandwiches & drinks provided)
<b>1:00 pm</b>	Introduction
<b>1:05 pm</b>	Speaker's presentation
<b>1:50 pm</b>	Q&A / Discussion
<b>2:00 pm</b>	Closing remarks

### Chairman

**Mr. Rainier Lam**  
Member, RIF Member Services  
Sub-committee  
Partner, Business Recovery Services,  
PricewaterhouseCoopers

### Registration

**By post or fax:** Complete the attached reply slip and return it to the Institute on or before 11 January 2013, together with full payment. Cheque should be made payable to "Hong Kong Institute of Certified Public Accountants". Fax registration will be accepted for payment by any Visa/Master credit card.

***You may consider your registration to be successful unless you receive notification from us to the contrary.***



## About the speaker

**Mr. Ian Mann**

**Partner - Head of Litigation for Asia**

**Harneys**

Ian is head of the Asia litigation and restructuring desk servicing Asia based clients involved in BVI and Cayman matters. He joined Harneys in 2009 and became a partner in 2011.

Ian specialises in insolvency, restructuring, shareholders' disputes and contentious trusts (Ian is also a TEP). Ian is an experienced advocate who has a number of reported cases in the High Court and Court of Appeal in England. He continues to appear regularly as an advocate in the Commercial Division of the Eastern Caribbean Supreme Court and Court of Appeal. Prior to moving offshore, Ian practised as a barrister at 13 King's Bench Walk, chambers of Roger Ellis QC, London.

Ian has regularly appeared in ex parte applications seeking interim relief in support of multi-jurisdictional litigation to preserve assets and is accustomed to working in large onshore and offshore teams. Recently, Ian has been appointed BVI Counsel to the Joint Administrators of the Estate of Nina Wang; and has been involved in: the insolvency of Cayman company, CDC Corporation, controlling shareholder of HK listed company China.com; the insolvency of one of the companies of the Titan Petrochemicals Group; unfair prejudice proceedings in relation to a BVI joint venture vehicle owning substantial operations in the PRC; and several contentious trusts applications involving substantial Hong Kong and PRC based assets.

Ian is one of the general editors of the *British Virgin Islands Commercial Law*, Sweet & Maxwell, 2011.

Ian is ranked as a leading lawyer by the leading legal directories and has been described as "a *pleasure to work with*" by *Legal 500*.



**RIF lunch seminar – Judgement in *Rubin v Eurofinance SA* on enforceability of foreign insolvency orders**

Finance & Operations Department,  
Hong Kong Institute of CPAs  
37th Floor, Wu Chung House,  
213 Queen's Road East,  
Hong Kong.

**Enrolment Form**

**Fax no: 2893 9853**

**15 January 2013**  
(Reply on or before 11 January 2013)

**FOR OFFICE USE**

Seq. no.: .....  
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Please allow 4 days to process your application. In order not to delay the process, please DO NOT make any enquiries on your enrolment status. You can check it at "[My CPA](#)". Unsuccessful enrolment will be notified before the commencement of the event with full refund.

**Please type or print:-**

Name: (\*Mr./ Mrs. /Ms.) \_\_\_\_\_ Institute membership no.: \_\_\_\_\_  
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**You may use a separate sheet to list out the name, position and Institute membership no. (if applicable) of additional participant(s) from the same firm/company as the above applicant.**

**Please "✓" as appropriate**

**Admission Fee:**  HK\$180 per person (RIF members) X \_\_\_\_\_ person(s) = HK\$ \_\_\_\_\_  
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**Notes:**

- Enrolments are accepted on a first-come-first-served basis. Telephone reservations will not be accepted.
- Full payment must be made before applications will be processed.
- The closing date for enrolment is 11 January 2013.
- You may consider your registration to be successful unless you receive notification from us to the contrary.
- Unless the event is cancelled due to unforeseen circumstances, no refunds will be given after applications have been processed.
- Bad weather arrangement: The seminar will be cancelled if typhoon signal no. 8 or above / black rainstorm warning is hoisted, as announced by the Hong Kong Observatory, at or after 6:30 a.m. on the date of the event. In the event of cancellation due to bad weather, the admission fee will be refunded.

**Personal Data:** All information provided in this form will only be used by the Institute or its agent for the purposes of processing the registration and/or organising the event in which you have enrolled. Although you are not obliged to provide the data sought by this form, failing to do so may result in an inability to process your enrolment. Collected data will only be used for this specific event and promotion of any future similar events. By completing the form, you agree that the staff of the Institute or its agent may use your personal data for the purposes specified above. The detailed privacy policy of the Institute is available at < [www.hkicpa.org.hk](http://www.hkicpa.org.hk) >.

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