

CORPORATE FINANCE LAW

8 ECTS *Insegnamento a scelta per il piano di studi in "Amministrazione, finanza e controllo"*
(Prof. Giuseppe De Simone)

COURSE LANGUAGE: Italian

PREREQUISITES

The prerequisite for this course is a basic knowledge of Civil and Company law.

LEARNING OBJECTIVES

This course is designed to provide students with a general framework of the laws applicable to extraordinary financial operations in relation to companies both in good standing or in distress. In particular, the course intends to provide the students with a reasoned understanding of the main EU and national legal framework and to analyze the factors that influence their evolution, also with a view to understanding the management of the company and the relationships with financial creditors.

LEARNING OUTCOMES

Knowledge and ability to understand

Students will be able to understand the topics of this course and the institutes governing extraordinary finance operations (including operations carried out in order to overcome corporate crisis/ insolvency).

Autonomous judgement

Upon completion of this course, the student will be able to analyze, to understand and to provide autonomous evaluation in relation to extraordinary finance operations (including operations carried out in order to overcome corporate crisis/ insolvency), understanding the EU and national legal framework which regulates the matter.

Communication skills

Through the theoretical concepts acquired, the student will be able to apply the acquired knowledge to specific situations and to understand and to use correctly the legal language relating to the matter.

COURSE SYLLABUS

1. General introduction on the finance of the company; the banking monopoly rule; the so-called shadow-banking
2. Typical and atypical, long and short-term banking agreements
3. Extraordinary finance operations: syndicated loan agreements and guarantees
4. Elements of structured finance in relation to the company
5. Management of corporate finance for entities in distress: restructuring certified plans, debt restructuring agreements, composition with creditors.

COURSE STRUCTURE

Lectures for 48 hours in total. In relation to each topic of this course syllabus, additional cases and materials may be provided during the lectures.

COURSE GRADE DETERMINATION

The final exam will be an oral exam or a writing exam consisting of a mix of multiple choice or a writing open-ended exam.

OPTIONAL ACTIVITIES

Additional modules concerning case studies of particular interest or guidelines/court judgments of particular importance may be provided in this course.

READING MATERIALSAttending students:

- ✓ AA. VV., Contratti di Finanziamento bancario, di investimento, assicurativi e derivati, Wolters Kluvers, 2016.
- ✓ Cases and materials provided during this course and available on the electronic platform.

Not attending students:

- ✓ AA. VV., Contratti di Finanziamento bancario, di investimento, assicurativi e derivati, Wolters Kluvers, 2016.
- ✓ Bontempi, Diritto Bancario e Finanziario, Giuffré, latest available edition.