Abstract:

Topical issues of European insolvency law

The thesis deals with COMI issue according to European Insolvency Regulation (1346/2000 EC) in connection with insolvency of group of companies. It analyses the interpretation of COMI concept under current wording of Regulation and fundamental decisions of the Court of Justice of the European Union. It advocates the motion to determine the COMI of companies based on irrebuttable presumption of COMI in the place of registered seat. Further, the thesis concerns with current proposals for amendments to Regulation relating to COMI definition and insolvency of company groups and evaluates their benefits and drawbacks.