

# Challengeable Transactions



The Insolvency Act 1986 and the Bankruptcy (Scotland) Act 2016 set out our rights as insolvency practitioners to investigate various transactions occurring prior to formal insolvency. Our overall aim is to recover funds diverted from the company or estate, that would otherwise have been available to the creditors on appointment.

This course looks at the statutory framework for those challenges, the evidential requirements for a successful challenge, the likely defences, and some of the leading court decisions that set the precedent in this area.

## CPD LEARNING OUTCOMES

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- What are the challenges, how do we evidence them and what possible defences might exist
- Gratuitous alienation
- Unfair preference
- Misfeasance
- Wrongful trading
- Fraudulent trading
- Excessive pension
- Reduction of capital awards on divorce
- Extortionate credit transactions
- Remedies: reduction, restoration and repayment – which one do you get?
- Reduction of post appointment transactions

## WHO SHOULD ATTEND

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This course is suitable for experienced Insolvency Practitioners looking for an update and a fresh approach to case issues, as well as staff who would benefit from an in depth introduction or refresher to the issue of challengeable transactions.

## SPEAKER

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Eileen Maclean MA Hons MIPA MABRP MBA, director of Insolvency Support Services Limited

## LOCATION AND DATE

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Edinburgh      Wednesday 13 June 2018

## TIME

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1.45pm to 5.00pm

## COST

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**Half day course: £155 + VAT**

50% reduction for third delegate booking (at any value)

If booked with Litigation in Scotland: £295 + VAT per delegate

## CPD

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3.25 hours

# Booking Form

## BOOKING CONTACT

Title: \_\_\_\_\_ First Name: \_\_\_\_\_ Surname: \_\_\_\_\_

Firm: \_\_\_\_\_

Address: \_\_\_\_\_

Email: \_\_\_\_\_ Telephone: \_\_\_\_\_

## DELEGATE DETAILS

DELEGATE 1	
Title:	
First Name:	
Surname:	
Email:	
Telephone:	
Dietary requirements	
Access requirements	
Course Title	Date

DELEGATE 2	
Title:	
First Name:	
Surname:	
Email:	
Telephone:	
Dietary requirements	
Access requirements	
Course Title	Date

DELEGATE 3	
Title:	
First Name:	
Surname:	
Email:	
Telephone:	
Dietary requirements	
Access requirements	
Course Title	Date

DELEGATE 4	
Title:	
First Name:	
Surname:	
Email:	
Telephone:	
Dietary requirements	
Access requirements	
Course Title	Date

Course Title	Date	Number of Delegates	Price per Module (excl. VAT)	Total Net Cost
				Total Net Cost
				Add VAT at 20%
				Gross Total to pay

# ISS Training Courses

## HOW TO BOOK AND PAY

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By email to: [courses@insolvencysupportservices.com](mailto:courses@insolvencysupportservices.com)

Or by post to: ISS Training, Insolvency Support Services, 12 Castle Terrace, Edinburgh EH1 2DP

You can pay online or by BACS using the following details:

Bank: Clydesdale Bank plc  
Bank sort code: 82 - 45 - 05  
Bank account number: 60031559

Or by cheque payable to Insolvency Support Services Limited (which should accompany your booking form). Please write the delegates' names on the rear of your cheque for identification purposes.

## BOOKING CONDITIONS

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Payment is due on booking. If the nominated delegate cannot attend, you may transfer the place to another individual at any point. Please inform us of the change as soon as possible. If you do not wish to transfer your place, you will receive 100% refund if cancelled at least 21 days before the date of each individual module or day's course. If you cancel within 21 days of the course, your fee will not be refunded. Please note that your contract is with Insolvency Support Services Limited trading as ISS Training.

## DATA PROTECTION

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ISS Training will use the information you provide on your booking form, and any additional information you may provide to us in the future, for administering our event. We will not disclose this information to any other person or organisation except in connection with the above purpose. All delegates are provided with a list of co-delegates' names and organisations but no further details.

## REFUNDS AND CANCELLATIONS BY DELEGATE

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Cancellations must be in writing. Please note that no refunds will be given outwith the time limits listed on your booking confirmation. Substitute participants are acceptable at any time and will incur no extra charges.

## COURSE PAPERS

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Course papers will be issued on the day of the course. This documentation is made available only to those attending the course. Course papers may not be reproduced without prior permission from Insolvency Support Services Limited.

## COURSE DATE, PROGRAMME AND FEE CHANGES BY ISS

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If the date or time of a course needs to be changed or the course is cancelled for reasons beyond our control, such as low enrolment numbers, we reserve the right to do so. We will notify delegates in writing of any changes as soon as possible. If a course is cancelled, or rescheduled to a date that the delegate cannot attend, and payment has already been made, the full course fees will be refunded in full.

Our training programme is constantly reviewed and updated and we reserve the right to amend the content, timing and cost of the programme as necessary.