



COMITÉ MARITIME INTERNATIONAL

PRESIDENT

To the Presidents of all member associations of the CMI

cc. All Titulary Members

Oslo 2 May, 2012

Dear President,

Attached please find the Introduction and Questionnaire that have been prepared by the CMI International Working Group on Cross-Border Insolvency. The IWG is chaired by Christopher Davis of the United States and includes both civilian and common law practitioners and professors (Beiping Chu of China, Sarah Derrington of Australia, Sebastien Lootgieter of France, and William Sharpe of Canada).

As you know, the subject of cross-border insolvency remains topical as evidenced by recent high-profile bankruptcies that continue to receive coverage in Lloyd's List, TradeWinds and other publications. Additionally, the subject will be part of the Beijing Conference work programme in October 2012.

Thus, I would be grateful if your Association could respond to the Questionnaire in a timely manner, ideally by 30 June 2012, so as to enable the IWG to study and summarise the replies well ahead of the October 2012 Beijing Conference.

While responding to Questionnaires such as this one is time consuming, a comparative law

analysis of cross-border insolvency will benefit the maritime industry and legal practitioners, and is likely to promote uniformity and harmonisation of the law governing cross-border insolvency. Thus, your Association's input is important, particularly if your country has adopted the UNCITRAL Model Law or is part of the European Union and is subject to EC Regulation No. 1346/2000 on insolvency law (this applies equally to countries that have adopted other domestic, regional or international instruments such as the OHADA or SAOC Treaties in Africa). Given the length of the attached Questionnaire, may I suggest that your Association focus initially on Section I (Questions 1-29), and time permitting, subsequently provide input on Section II (Questions 30-59).

I look forward to hearing from you and seeing you in Beijing and Shanghai in October 2012.

Best regards,

A handwritten signature in black ink, appearing to read "W. A. Gouwen". The signature is written in a cursive, flowing style.