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# PREVENTIVE LIABILITY IN BANKRUPTCY SITUATIONS: KEY INSIGHTS FOR ADMINISTRATORS AND BUSINESS OWNERS

BANKRUPTCY LAW

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# THE PREVENTIVE OBLIGATION DOES NOT END WITH BANKRUPTCY

Even if the company enters a bankruptcy procedure, its legal duty to protect the safety and health of its workers remains fully in force. The Occupational Risk Prevention Law does not provide exceptions due to insolvency.

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# THE BANKRUPTCY ADMINISTRATOR ASSUMES RESPONSIBILITIES

From the moment they are appointed, the bankruptcy administrator must ensure compliance with preventive obligations. They may incur liability if they neglect this duty or if an accident occurs due to negligence in preventive management.

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# LABOR RISK MAY INCREASE DURING TIMES OF CRISIS

Reduced resources, organizational uncertainty, and workload overload are factors that increase labor risks during a bankruptcy procedure. This requires even stricter preventive oversight.

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# NON-COMPLIANCE MAY LEAD TO SERIOUS PENALTIES

Legal consequences for failing to comply with prevention include administrative sanctions, civil liability for damages, and, in severe cases, criminal liability. These may affect the company as well as its administrators and bankruptcy managers.

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