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LEGAL RELATIONS IN THE BANKRUPTCY PROCESS: HOW THE SUSPENSION AND RESOLUTION OF CONTRACTS AFFECT CREDITORS AND DEBTORS

BANKRUPTCY LAW

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SUSPENSION OF CONTRACTS

The temporary suspension of contractual obligations allows the insolvent company to reorganize without the pressure of fulfilling contracts that could worsen its financial situation.

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RESOLUTION OF CONTRACTS

The definitive termination of contracts releases the parties from their future obligations, which can be beneficial for the company if the contractual conditions are unfavorable.

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PRINCIPLE OF CONTRACT VALIDITY

This principle ensures the continuity of contracts essential for the operation of the company, prohibiting automatic termination clauses due to the declaration of insolvency, except in exceptional cases.

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IMPACT ON CREDITORS AND DEBTORS

The suspension and resolution measures aim to balance the protection of the insolvency estate and the rights of creditors, providing stability and legal security in contractual relations.

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