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REGULATORY SIMPLIFICATION AND CORPORATE RESPONSIBILITY: THE STRATEGIC ROLE OF THE DIRECTOR IN THE POST-OMNIBUS ERA

BANKRUPTCY LAW

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GREATER PROACTIVE RESPONSIBILITY OF THE DIRECTOR

Although the Omnibus Law simplifies certain formal obligations, it reinforces the expectation that directors act diligently to anticipate financial risks. The omission of preventive measures in the face of signs of insolvency can lead to personal liability.

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INCORPORATION OF EARLY WARNING SYSTEMS

The adoption of technological tools (such as automated indicators, predictive models, and financial scoring) is encouraged, allowing the detection of critical deviations in the company's economic health before insolvency materialises.

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REDEFINITION OF THE REGULATORY ENVIRONMENT

Regulatory simplification does not mean deregulation. Directors must operate in a more agile framework, but with greater demands regarding the traceability of strategic decisions and risk management.

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REPUTATIONAL AND LEGAL RISK

The absence of internal control and prevention mechanisms can not only affect the viability of the company, but also expose directors to civil, commercial, and even criminal sanctions, especially if negligence in management is proven.

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