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PROTECTION OF LABOR RIGHTS IN INSOLVENCY PROCEEDINGS: THE ROLE OF THE INSOLVENCY ADMINISTRATOR

BANKRUPTCY LAW

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SUPERVISION OF EMPLOYMENT CONTRACTS AND LABOR OBLIGATIONS

The insolvency administrator must review and manage all employment contracts, ensuring that labor and social security obligations are met, and that workers' rights are respected.

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NEGOTIATION WITH WORKERS' REPRESENTATIVES

It is essential for the insolvency administrator to negotiate with workers' representatives and unions to renegotiate collective agreements, mediate labor conflicts, and seek solutions that minimize the negative impact on personnel.

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MANAGEMENT OF LAYOFFS AND WORKFORCE REDUCTIONS

In cases of insolvency, the insolvency administrator may need to handle layoffs or workforce reductions. This must be done transparently and equitably, ensuring that workers receive proper information and corresponding compensation.

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PLANNING FOR LIQUIDATION OR RESTRUCTURING

If the liquidation of the company is unavoidable, the insolvency administrator must manage the process in an orderly manner, distributing assets to settle debts, including pending wages. In restructuring cases, they must present a plan that allows the company's continuity and the preservation of jobs.

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