

**Book review:**  
**Creditor Treatment in Corporate Insolvency Law**  
**Kayode Akintola**  
**Elgar Corporate and Insolvency Law and Practice (2020)**

The Elgar Corporate and Insolvency Law and Practice series presents its latest scholarly work in the form of *Creditor Treatment in Corporate Insolvency Law*, by Dr Kayode Akintola, University of Lancaster. The Elgar insolvency series presents legal titles in a format that allows for ease of navigation to a particular point of law, each written by specialists in their respective fields, often with insight either from private practice or from an academic perspective. This work by Dr Akintola not only fulfils that intention, but his insights are compelling, eloquent and address several imperative questions. In his book he endeavours to re-examine the issues that arise in relation to debt finance, considers how credit shapes insolvency law, what will be the priority of the credit provider in the company's insolvency, what policies exist or should exist that underpin the ability of a creditor to realise the debt in insolvency, and what practical implications would these answers have in relation to other insolvency outcomes such as corporate rescue. In addressing these questions, the book is analytical in its approach, highlighting and unpicking the legal issues that are most critical and relevant to insolvency practice. It has been designed to be detailed, thoughtful in its approach, and has focused its attention on the key reference works relevant to debt finance and creditors. The concise discussions on the case law and statutory provisions make the work accessible, and the arguments easy to follow – an impressive act given the technical nature of the subject.

The book presents a timely review of policy and practice that concerns creditor treatment; taking into consideration, *inter alia*, significant recent issues affecting creditors, such as the Insolvency (England and Wales) Rules 2016 and the recent Supreme Court decision in the Lehman Waterfall case. Further key cases that are discussed include *Buchler v Talbot*, *Belmont Park Investment Pty Ltd v BNY Corporate Trustee Services Ltd*, *Saw (SW) 2010 Ltd v Wilson* and *Re SHB Realisations Ltd*. The text also provides unique analysis on the complex but interesting area of bank insolvency regimes in the context of creditor treatment, a necessity given the role of clearing banks as the largest providers of credit. Although the Corporate Insolvency and Governance Act 2020 was introduced at a stage where it was impossible for the author to address the issues in a comprehensive manner, nevertheless the way in which this book has been written will mean that it maintains its relevance, and importance in future discussions that concern creditor treatment, including the task of the UK reforming its insolvency system for the post-Brexit era .

There is no doubt that this work will offer an authoritative statement on the law and practice of creditors in regard to corporate insolvency. This book will be of interest to legal practitioners, members of the judiciary and academics who require knowledge of creditor treatment and associated issues.

To purchase this book there are several ways in which this can be done. The eBook version is priced from £20/\$26 from [GooglePlay](#), [ebooks.com](#) and other eBook vendors, while in print the book can be ordered from the [Edward Elgar Publishing website](#).

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