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Act 22/2003, dAted 9th July, on Insolvency References made to “insolvency administrators” shall be understood to refer to “insolvency practitioners” as established by Final Provision 1 of Act 38/2011, of 10th October. TITLE I on the declArAtion of Insolvency Proceedings CHAPTER I On The PREMIsEs OF InsOLvEnCy PROCEEdlngs Article 1.

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Creditors are ranked in the following categories (Articles 89 to 92, Insolvency Act 22/2003 (Ley Concursal)) (Insolvency Act): ... (créditos con privilegio especial). This subcategory includes claims secured with a voluntary or legal mortgage, either on movable or immovable assets, or lien on mortgaged or pledged assets, such as:

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The Spanish Insolvency Act (Ley Concursal) 22/2003 of 9 July 2003 has been amended by the Act 38/2011 of 10 October 2011 and published on 11 October 2011 in the Official Gazette of Spain (Boletín Oficial del Estado): Ley 38/2011, de 10 de octubre, de reforma de la Ley 22/2003, de 9 de julio, Concursal.

~~Updated Insolvency Laws—Spain—INSOL Europe~~

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The Spanish Insolvency Act (hereinafter, the SIA) establishes two simple and straightforward options designed to bring a solution to the Debtor’s insolvency: 1) either enter into a legal transaction with the creditors in which the free will of the parties is evidenced (this is known as composition of creditors or creditor’s agreement) or; 2) commence the winding-up of the company.

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