



University of
South Australia

Participant Information Sheet

Title:	Insolvency Law Academy (India) and Burford Capital: Joint Study on Price Discovery in Distressed Assets – Litigation Funding
Project Number:	206205
Project Sponsor:	Insolvency Law Academy (ILA) (India) and Burford Capital
Chief/Principal Investigator:	Associate Professor Sulette Lombard
In collaboration with:	Mr Sumant Batra (ILA) Mr Joe Durkin (Burford Capital) Mr Sanjeev Pandey (DSK Legal)

Introduction – What does my participation involve?

You are invited to take part in this research project, which is called “Joint Study on Price Discovery in Distressed Assets – Litigation Funding”.

You have been invited because of your professional involvement in the area of the research project. Your contact details were obtained by/from the Insolvency Law Academy, or through relevant professional networks.

This Participant Information Sheet tells you about the research project. It explains the processes involved with taking part. Knowing what is involved will help you decide if you want to take part in the research.

Please read this information carefully. Ask questions about anything that you don’t understand or want to know more about.

Participation in this research is voluntary. If you don’t wish to take part, you don’t have to.

If you decide you want to take part in the research project, your participation in the online, anonymous survey will be taken as consent. You have the right to stop at any time. Once the survey is submitted, you will be unable to withdraw data. By participating in the survey, you are telling us that you:

- understand what you have read;
- consent to take part in the research project;
- consent to the use of your information as described.

What is the purpose of this research?

The overall aim of this project is to undertake an in-depth comprehensive study to identify the impediments and grey areas in optimising price discovery for assets in the process or resolution of distressed assets, within and outside the of the Insolvency and Bankruptcy Code 2016, with focus on secondary market for distressed assets, interim finance and litigation funding.

This survey relates to the litigation funding component of the study.

We are interested in your professional experience with and views on commercial litigation funding, to

- establish to what extent professionals in the industry are familiar with the concept of commercial litigation funding;
- establish to what extent litigation funding is being used;
- establish professional perception on the potential utility of litigation funding in insolvency;
- obtain the perspective of professionals in industry on the extent to which the current regulatory landscape would support or impede the enhanced use of commercial litigation funding.

The identity of survey participants will not be disclosed and participants will have the choice to not respond to specific questions.

What does participation in this research involve?

Participation in the project is voluntary and involves anonymous completion of an online survey. The survey should take approximately 30 minutes to complete, depending on the level of detail participants opt to provide. This is an internet-based survey. Every effort will be made to ensure that responses are confidential, however the researcher cannot guarantee the confidentiality or anonymity of material transferred by email or the internet.

What are the possible benefits of taking part?

Participants will not receive any financial benefit for participating in the survey, but will benefit from data and information and new knowledge about practical implications and hurdles in respect of litigation funding. Research generated by the project will also enable informed contributions to law reform debates in respect of the industry.

What are the possible risks and disadvantages of taking part?

There are no foreseeable risks or disadvantages in taking part in the project.

Do I have to take part in this research project?

Participation is completely voluntary. You are free to decline to complete the survey or to withdraw from the study at any point while completing the survey, without affecting your relationship with the researchers or the University of South Australia, either now or in the future. Once you submit your survey, however, we are unable to remove your response as it will be impossible to identify your completed survey.

What will happen to information about me?

All data collected or used is non-identifiable by the researchers. When the survey is closed to participants, the data will be taken down from the RedCAP survey instrument and stored on a secure, locked computer at the University of South Australia. The data will be stored for 5 years per the University's data storage requirements.

The data will be kept on Australian servers.

By signing the consent form you consent to the research team collecting and using information about/from you for the research project. Any information obtained in connection with this research project that can identify you will remain confidential. Information collected or used will be stored as non-identifiable.

Your information will only be used for the purpose of this research project and subsequent academic publications based on this project.

The information that the research team collect and use is information from online surveys.

The data will be stored on Australian servers in electronic format.

What happens when the research project ends?

The research results will be published by way of an Insolvency Law Academy research report.

Who is organising and funding the research?

The research project is organised by the Insolvency Law Academy (ILA) – India.

Who has reviewed the research project?

The ethical aspects of this research project have been approved by the Human Research Ethics Committee (HREC) of the University of South Australia as required by the Australian government research requirements, specified in the National Statement on Ethical Conduct in Human Research (2007 - updated 2018). This statement has been developed to protect the interests of people who agree to participate in human research studies.

Further information and who to contact

The person you may need to contact will depend on the nature of your query. If you want any further information concerning this project or if you have any problems which may be related to your involvement in the project, you can contact the researcher:

Research contact person

Name	Sulette Lombard
Position	Associate Professor
Telephone	+61 (0)404 878 129
Email	sulette.lombard@unisa.edu.au

If you have any complaints about any aspect of the project, the way it is being conducted or any questions about being a research participant in general, please contact:

Reviewing HREC approving this research and HREC Executive Officer details

Reviewing HREC name	University of South Australia Human Research Ethics Committee
HREC Executive Officer	Human Ethics Officer
Telephone	+618 8302 6330
Email	humanethics@unisa.edu.au