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The 15th edition of Understanding

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Company Law has been updated throughout to include the latest developments in legislation and case law. New to this edition is an overview chapter on directors' duties which enables lecturers to teach a shortened version of this large topic. Alternatively, the overview chapter can be used as an introduction or road map

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to the more detailed discussion that follows. Also new is the introduction of problem questions at the end of many chapters, intended to assist lecturers and students by providing revision and practical exercises which apply the legal principles set out in the text. Notable legislative changes which have been

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incorporated include the Corporations Amendment (Short Selling) Act 2008 (Cth), which was a response to the general perception that short selling accelerated the significant falls in shares prices at the onset of the global financial crisis.

Commentary has been added on the Corporations Amendment (Improving



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Accountability on Termination Payments) Act 2009 (Cth), which significantly lowers the threshold at which termination benefits must be approved by shareholders. The amendments are designed to empower shareholders to disallow excessive termination benefits, particularly where the benefits are perceived to be a reward

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for poor performance. Also included is discussion of the Corporations Legislation Amendment (Financial Services Modernisation) Act 2009 (Cth), which aims to ensure that providers of financial services in relation to margin lending are subject to the same licensing, conduct and disclosure requirements as providers of

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financial services in relation to other types of financial products. There have been a number of important cases that have been included, especially in the area of directors' duties. The most significant of these are Bell Group v Westpac Banking Corporation (No 9) and ASIC v MacDonald (No 11). With its incisive

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includes chapters that provide a doctrinal, theoretical and historical analysis of who enjoys preferred creditor status. As well as examining the traditional major categories of priorities, this work also identifies potential new categories for priority status such as environmental clean-up costs, international creditors, tort claimants and

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consumers among other non-consensual creditors. While the study focuses on Australian corporate insolvency law, where appropriate, comparisons are made with other common law jurisdictions, particularly the UK, Canada, New Zealand and the US.

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developments, including the following.

In China, the thirty-year economic reform reflects the process of moving from planned economy towards market economy. This could be seen From the changes in the 2005 Company Law, which recognizes the owners' property rights and

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gives more freedoms to them to decide various matters. In this new edition, besides offering a systemic the constitution of companies, the establishment of various companies, role and function of various parties in corporate governance, and corporate financing, Gu Minkang highlights the

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major changes in the 2005 Company Law, and addresses many new issues such as shareholders' derivative action, American limited liability company, and asset restructuring of listed companies. Another important feature is a comparison between the 1993 Company Law and the 2005 Company Law that will facilitate reading

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and understanding. This comprehensive and up-to-date presentation of Chinese company law will be of value to all who are involved in business with and in China and their legal advisors, and to students of Chinese company law.

First published in 1999, this volume

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provides an overview of company laws in South East Asia, North East Asia and the Pacific. The chapters adopt a standard format to allow for comparisons to be made as well as highlighting key features of company laws in each jurisdiction. The contributors are experts in their fields and present practical and policy related

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insights. The book also contains some useful overviews of company law themes in Asia.

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ten years. This volume provides an overview of insolvency laws and related rules and procedures in the countries of East Asia. The book comprises two introductory chapters dealing with issues such as legal culture and cross-border insolvency, before examining the fourteen principal jurisdictions in the region. Each

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chapter addresses the key themes of different insolvency regimes, such as: the legal system and culture; personal insolvency laws; corporate insolvency rules; court-based schemes of arrangement; winding-up procedures; liquidators; enforcement; and offences. This title will be an invaluable guide to



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academics, practitioners and policy makers working in the areas of comparative and commercial law.

Directors' Duties: Principles and Application outlines key fiduciary and statutory duties of Australian company directors, with detailed reference to the

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resolves a patent clash between prevalent modern equity theory and Australian corporate law jurisprudence as concerns directors' duties.

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operate and make any franchise system really work? In this book, the author explores the many different roles that franchisees play in modern business, and their importance to the success of every franchise arrangement. As well as providing a comprehensive overview and analysis of the legal context of modern

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franchising relationships, and the different measures taken to deal with franchisee concerns, the author examines the "weak links" in contemporary franchising — the areas where franchisees are rarely appropriately protected. Despite all the rhetoric, franchisees remain awkwardly accommodated within the law, and they

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are in need of attention through improved consumer protection, corporate governance, and business insolvency/bankruptcy laws. Franchisees As Consumers examines why franchisees remain more vulnerable under the law than employees and suppliers, and what can be done about it.

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