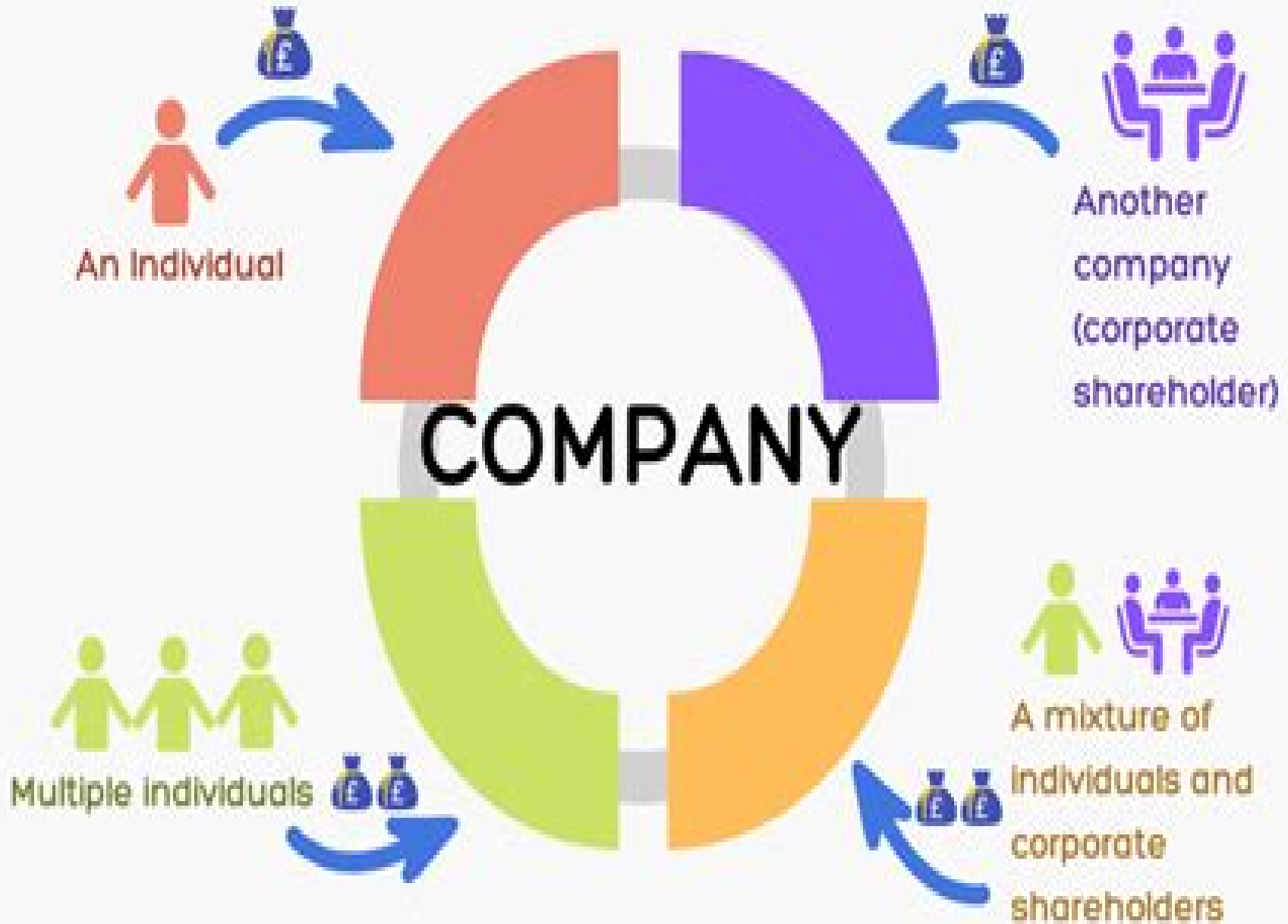


# Who can own shares in a company?



# The Company The Shareholder The Director And The Law

**John Hutton Balfour Browne, Sir Henry  
Studdy Theobald, Hamilton Conacher**

## **The Company The Shareholder The Director And The Law:**

The Company, the Shareholder, the Director, and the Law J. O. Irukwu, 1994      The Shareholders' and Directors' Manual  
Containing a Compendium of the Laws Relating to Joint Stock Companies James D. Warde, 1900      Beyond Shareholder  
Wealth Maximisation Min Yan, 2017-09-08

The corporate objective namely in whose interests a company should be run is the most important theoretical and practical issue confronting us today as this core objective animates or should animate every decision a company makes. Despite decades of debate however there is no consensus regarding what the corporate objective is or ought to be but clarity on this issue is necessary in order to explain and guide corporate behaviour as different objectives could lead to different analyses and solutions to the same corporate governance problem. In addition to the study on the corporate objective in Anglo American jurisdictions the discussion of this topic in the context of China is also very important on the grounds that China has become the second largest economy in the world and is playing an increasingly significant role in global affairs. Though a socialist state China has also been relying heavily on the corporate vehicle as the most important business organisational form to ensure its rapid economic development since its market reforms in 1978. Adolf Berle and Gardiner Means's observation made over eight decades ago that large public companies dominate the world remains true today not only in the West but also in China. The regulation and governance of such companies will have a material impact on the further development of the Chinese economy which could in turn directly affect the world economy. Company law and corporate governance therefore receive much attention and have become a vital issue in China. Although the current focus is primarily on corporate performance the fundamental question at the heart of corporate governance namely the corporate objective is still unresolved. Contrary to the widely held belief that the corporate objective should be maximising shareholder wealth this book seeks to demonstrate that the shareholder wealth maximisation approach is both descriptively inaccurate and normatively unsuitable. As an antithesis to it stakeholder theory generally develops to be a more suitable substitute. Justifications and responses to its main criticisms are offered from descriptive normative and instrumental aspects whilst new techniques of balancing competing interests and more workable guidance for directors' behaviour are brought forward as essential modifications. Along with the unique characteristics of socialist states the stakeholder model is expected to find solid ground in China and guide the future development of corporate governance. This book will be important and useful to researchers and students of corporate law corporate governance business and management studies.

The Political Determinants of Corporate Governance in China Chenxia Shi, 2012-03-15

This book investigates the key factors shaping corporate governance in China and presents a sophisticated study of corporate governance in China from a comparative and historical perspective. Drawing on extensive corporate governance literature this book articulates why path dependence theory is the most effective framework for interpreting the development path of Chinese corporate governance. Chenxia Shi reviews the historical role of government in commercial development and regulation in dynastic China and in

early corporate law making followed by an account of China's legal and economic development over the last three decades. This historical inquiry identifies government control as the key feature of economic and market regulation in China. In particular, this book canvasses the evolution of governance of State Owned Enterprises and listed companies, major corporate governance problems, regulatory challenges posed by China's increasing participation in economic globalization, and enforcement difficulties, particularly in relation to investor protection, directors' duties, and accountability. Ultimately, *Political Determinants of Corporate Governance in China* demonstrates that corporate governance in China is largely determined by political imperatives, and those political imperatives have been shaped and re-shaped in a historical process.

**Shareholder Primacy and Corporate Governance** Shuangge Wen, 2013-10-08. Rising defaults in the financial market in 2007, the current widespread economic recession, and debt crisis have added impetus to existing doubts about companies' governance and cast new light on future trends in shareholder-oriented corporate practice. Taking account of these developments in the field and realising the current need for changes in governance, this book offers a thorough exploration of the origins, recent changes, and future development of the corporate objective, shareholder primacy. Legal and theoretical aspects are examined so as to provide a comprehensive and critical account of the practices reflecting shareholder primacy in the UK. In the wake of the financial crisis, this book investigates the direction of future policy with particular attention to changes in governing rules and regulations and their implications for preserving the objective of shareholder primacy. It examines current UK and EU reform proposals calling for long-term and socially responsible corporate performance and the potential friction between proposed legal changes and commercial practices. This book will be useful to researchers and students of company law and business and management studies.

**Comparative Company Law** Carsten Gerner-Beuerle, Michael Schillig, 2019. *Comparative Company Law* provides a systematic and coherent exposition of company law across jurisdictions, augmented by extracts taken from key judgments, legislation, and scholarly works. It provides an overview of the legal framework of company law in the US, the UK, Germany, and France, as well as the legislative measures adopted by the EU and the relevant case law of the Court of Justice. The comparative analysis of legal frameworks is firmly grounded in legal history and legal and economic theory and bolstered by numerous extracts, including extracts in translation, that offer the reader an invaluable insight into how the law operates in context. The book is an essential guide to how company law cuts across borders and how different jurisdictions shape the corporate lifespan from its formation by way of incorporation to its demise, corporate insolvency, and eventual dissolution. In addition, it offers an introduction to the nature of the corporation, the framework of EU company law, incorporation and corporate representation, agency problems in the firm, rights of stakeholders and shareholders, neutrality and defensive measures in corporate control, transactions, legal capital, piercing the corporate veil, and corporate insolvency and restructuring law.

**Understanding Chinese Company Law, Third Edition** Gu Minkang, 2024-03-28. First published in 2006, *Understanding Chinese Company Law* covers the major topics in the area of company law in this fast-changing

country This third edition has incorporated the discussions on new laws and regulations that have sprung up over the past few years including the China Company Law Amendment 2013 and the new Hong Kong Companies Ordinance Cap 622 In this new edition besides offering an in depth study of the 2013 Company Law Gu Minkang addresses many new issues such as the zero capital system shareholders right to know and right to profits and a legal person s human rights The comparison between the Chinese and Hong Kong company laws is also updated accordingly 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

**Company Law: An Interactive Approach, 2nd Edition** Ellie (Larelle) Chapple,Alex Wong,Richard Baumfield,Richard Copp,Robert Cunningham,Akshaya Kamalnath,Katherine Watson,Paul Harpur,2020-01-21 Chapple s award winning Company Law textbook is written for business or commerce students studying an accounting major This updated second edition presents company law in an applied context rather than the doctrinal context many major legal publishers use It is concise and to the point covering the core concepts in a typical company law unit without any extraneous topics The Company Law interactive e text features a range of instructional media content designed to provide students with an engaging learning experience This includes practitioner videos from Clayton Utz animated work problems and questions with immediate feedback Chapple s unique resource can also form the basis of a blended learning solution for lecturers

Business Law and Practice 2019/2020 Alexis Mavrikakis,2019-06-30 Business Law and Practice provides a detailed guide to the forms of business most commonly encountered in practice examining how they must be run in accordance with the statutory and common law applicable to them

*Switzerland Company Law and Regulations Handbook Volume 1 Strategic Information and Basic Laws* IBP, Inc.,2016-12-23 Switzerland Company Laws and Regulations Handbook Strategic Information and Basic Laws

Promoting Participation: Law Or Politics? David Campbell,2012-07-23 The authors argue for constitutional reform which would facilitate British citizens effective participation in the making of the decisions that set the basic pattern of their collective life They assert that this failure of the British Constitution is unacceptable

Doing Business In China Michael J. Moser ,Fu Yu,2014-04-01 Doing Business in China provides over 3 000 pages of extensive and comprehensive analysis on Chinese business and commercial law and practice This work is the most thorough reference and guide to all major areas of business law and investment in the People s Republic of China and offers a wide ranging analysis and commentary on Chinese business laws For over thirty years Doing Business in China has been one of the premier sources of practical information and analysis on issues affecting foreign investment in China This multi volume treatise captures the collective experiences and knowledge of prominent practitioners and business and legal experts with respect to the essential areas of PRC investment and commercial law Designed for those who are either planning to invest in China or who already have an established presence Doing Business in China provides a detailed examination of all relevant legislation and practice in China that affects business and investment It also closely

examines key issues and potential pitfalls involved in all areas of business and investment **UGC NET JRF Commerce Book - Legal Aspect of Business ( Self Study & Online Classes Series)** Dheeraj Kumar Singh, Company Directors' Responsibilities to Creditors Andrew Keay, 2007-03-12 Pt A Introduction pt B Fraudulent trading pt C Wrongful trading pt D A duty to consider the interests of creditors pt E Theoretical analysis **Corporate Governance** Bob Tricker, 2025 **The Foundations and Anatomy of Shareholder Activism** Iris H-Y Chiu, 2010-10-12 The Foundations and Anatomy of Shareholder Activism examines the landscape of contemporary shareholder activism in the UK The book focuses on minority shareholder activism in publicly listed companies It argues that contemporary shareholder activism in the UK is dominated by two groups one the institutional shareholders whose shareholder activism is largely seen as a driving force for good corporate governance and two the hedge funds whose shareholder activism is based on value extraction and exit The book provides a detailed examination of both types of shareholder activism and discusses critically the nature of motivations for and consequences following both types of shareholder activism The book then locates both types of shareholder activism in the theory of the company and the fabric of company law and argues that institutional shareholder activism based on exercising a voice at general meetings is well supported in theory and law The call for institutions to engage in more informal forms of activism in the name of stewardship may bring about challenges to the current patterns of activism that institutions engage in The book argues however that a more cautious view of hedge fund activism and the pattern of value extraction and exit should be taken More empirical evidence is likely to be necessary however to weigh up the long terms benefits and costs of hedge fund activism **Company Law and Directors' Duties in Sub-Saharan Africa** Oludara Akanmidu, 2024-04-02 This book provides a critical analysis of the enforcement regime for breach of directors duties in sub Saharan Africa Focusing on Nigeria Kenya Ghana and Tanzania it interrogates the current state of play regarding the enforcement of directors duties in sub Saharan African countries The book examines the effectiveness of enforcement the reasons for its successes or failures and how it might be improved in these countries Finally taking into consideration the specific socio cultural context of the countries in question it offers persuasive and practical avenues for reform This book will be of interest to scholars and practitioners of comparative corporate law and corporate governance in Africa **Corruption, Social Sciences and the Law** Jane Ellis, 2019-04-25 The problem of corruption however described dates back thousands of years Professionals working in areas such as development studies economics and political studies were the first to most actively analyse and publish on the topic of corruption and its negative impacts on economies societies and politics There was at that time minimal literature available on corruption and the law The literature and discussion on bribery and corruption as well as on the negative impact of each and what is required to address them particularly in the legal context are now considerable Corruption and anti corruption are multifaceted and multi disciplinary The focus now on the law and compliance and perhaps commercial incentives is relatively easy However corruption anti corruption and the motivations for them are complex If we

continue to discuss debate engage address corruption and anti corruption in our own disciplinary silos we are unlikely to significantly progress the fight against corruption What do terms such as culture of integrity demand accountability transparency and accountability and ethical corporate culture dominating the anti corruption discourse mean if anything in other disciplines If they are meaningless what approach would practitioners in those other disciplines suggest be adopted to address corruption What has their experience been in the field How can the work of each discipline contribute to the work of whole and as such improve our work in and understanding of anti corruption This book seeks to answer these questions and to understand the phenomenon more comprehensively It will be of value to researchers academics lawyers legislators and students in the fields of law anthropology sociology international affairs and business      *The Law of Railway Companies*  
John Hutton Balfour Browne, Sir Henry Studdy Theobald, Hamilton Conacher, 1911      *Canada Business Law Handbook*  
*Volume 1 Strategic Information and Basic Laws* IBP, Inc, 2013-08 Canada Business Law Handbook Strategic Information and Basic Laws

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