

**1998 CORPORATE LAW TEACHERS CONFERENCE
FLINDERS UNIVERSITY OF SOUTH AUSTRALIA**

PROGRAM

Monday 9 February

12.00 - 2.30 PM Registration

Law and Commerce Building Courtyard Flinders School of Law Flinders University Ring Road Car park 4

1.00 - 6.00 PM Tour of McLaren Vale Wineries

6.00 - 10.00 PM Barbeque at Woodstock Winery in McLaren Vale

Tuesday 10 February

8.30 am Registration

9.00 - 9.15 am Official Welcome

Professor Anne Edwards Deputy Vice Chancellor, Flinders University of South Australia

9.15 - 9.30 am Corporate Law in Australia

Honorable Chief Justice John Doyle, Supreme Court of South Australia

9.30 - 11.00 am Plenary Session: The Corporation and Government

It is clear that corporations exercise, and have always exercised a very strong political voice. The theme of this conference is the examination of the role of the corporation as a force in government and society.

Honorable Justice Paul D Finn, Federal Court of Australia
The Statutory Corporation: Citizen or State?

Mr Ken MacPherson, Auditor General of South Australia
Public Governance Through Private Contract

Professor Robert Austin, Minter Ellison Lawyers
Legal Issues in Privatisation and Demutualisation

Professor Len Sealy, Cambridge University, UK
Comment

11.00 - 11.30 am Morning Tea - Law School Courtyard

11.30 - 1.00 PM Plenary Session: Corporate Citizenship

Citizenship is a concept related to representative government and participatory government. Citizenship confers rights and obligations. Whether or not corporations are citizens in a strict legal and constitutional sense is a question which has not been finally answered.

Professor Sally Wheeler, University of Leeds, UK
Corporate Citizenship Simply, Enlightened self-interest?

Professor Roman Tomasic, University of Canberra
Citizenship, Corporations and Globalisation

Professor Sandra Berns, Griffith University
Corporate Groups and the Avoidance of Citizenship

Professor Stephen Bottomley, Australian National University
Chair

1. 00 - 2.00 PM Lunch - Law School Courtyard

2.00 - 3.00 PM Plenary Session: Communitarian Corporate Law

Communitarian corporate law concerns itself with the problems of non shareholder vulnerability. Communitarians generally acknowledge the benefits of contractarian approaches to corporate regulation but question whether self-protection through contract is sufficient protection for non-shareholder groups.

Associate Professor Jennifer Hill, Sydney University, Corporate Counsel, Corrs Chambers Westgarth

Public Beginnings, Private Ends Should Corporate Law Privilege the Interests of shareholders?

Professor John Braithwaite, Director, Law Program,
Research School of Social Sciences, Australian National University
Globalisation of Corporate Regulation and Corporate Citizenship

Professor Robert Thompson, School of Law, Washington University USA
Chair

3.00 PM Afternoon Tea - Law School Courtyard

3.30 - 5.00 PM Parallel Sessions

Parallel Session A

Chair: Bibi Sangha, Flinders University
Venue: Room 2.45

Berna Collier, Queensland University of Technology
The Application of the Rule in Salomon v Salomon in Malaysian Company Law

Phil, City University of Hong Kong
A critique of the Consultancy Report on the 'Review of the Hong Kong Companies Ordinance'

David Wishart, La Trobe University
Representing Tribal Peoples with Corporations in New Zealand and Canada

Parallel Session B

Chair: Martin Markovic, University of Adelaide
Venue: Room 2.46

Angus Corbett, University of New South Wales
The Role of civil liability, as a form of regulation of University of New South Wales corporate governance

Geoff Stapledon, The University of Melbourne
Do Institutional Investors owe Fiduciary Duties in Regard to Corporate Governance?

Neil Andrews, University of Canberra
Badpersona Ltd: the corporate form in law?

Parallel Session C

Chair: Rob Langton, University of Adelaide

Venue: Room 2.44

Abe Herzberg, Monash University

Is Section 588G a Paper Tiger?

Rosalind Mason & Anne Wyatt, University of Southern Queensland

Tensions between the legal and accounting regulatory frameworks. A case study on insolvent corporate groups

Christopher Symes, Flinders University

Observing the Dawn of the Greening of Australia's Corporate Insolvency Law

5.30 - 7.00 PM

Book Launch LBC Information Services

Lipton and Herzberg, Understanding Company Law 7th Ed

Flinders University Club

Launch by Former Chief Justice the Honorable Len King QC

8.00 PM

Conference Dinner (included in Registration fee)

Stamford Grand Glenelg

Speaker: Bruce Drinkwater, General Counsel, Southcorp Limited Wine and Corporate Law

Award of the inaugural Chartered Institute of Company Secretaries Prize Presented by Dr John Nelson
FCIS Chartered Institute of Company Secretaries in Australia Ltd.

Wednesday 11 February

9.30 - 10.30 am

Plenary Session: Teaching Best Practice in Corporate Lawyering

High standards of corporate citizenship depend on teaching best ethical and reflective practice.

Identification and implementation of best practice is the teaching theme of the conference.

Professor Paul Redmond, Dean of Law, University of New South Wales and

Dr Christine Parker, University of NSW

Teaching Good Corporate Lawyering

Professor Ian Ramsay, University of Melbourne

Chair

10.30 - 11.45 am

Morning Tea

10.45 - 11.45 am

Parallel Sessions

Parallel Session D

Chair: Katherine Hall, Flinders University

Venue: Room 2.46

Janine Pascoe, Monash University

Women who Guarantee Company Debts

Sonya Ballinger, Flinders University

Women and the Public Company Director of Corporate Law

Parallel Session E

Chair: Vicky Waye, University of Adelaide
Venue: Room 2.44

Robert Langton University of Adelaide & Lindsay Trotman, Massey University
Do We Really Want Even Our Biggest Companies to be Profit Crazy?

12.00 - 1.00 PM Parallel Sessions

Parallel Session F

Chair: Julian Blanchard, Flinders University
Venue: Room 2.45

Christos Mantzairis, Australian National University
Interpreting Ministerial rights over the boards of state-owned corporations. What does a theory of responsible government deliver?

Phil Lawton, City University of Hong Kong
Minority shareholder protection and the Chinese Family Firm: some implications for corporate governance

Parallel Session G

Chair: Vivienne Brand
Venue: Room 2.44

Neil Andrews, University of Canberra
What will the Samuel Griffith Society say? Post-Modern in the 1990s company law classroom

Xiaoling Wang, Chinese University of Hong Kong
Theoretical Models in teaching Accounting Students

1.00 - 2.00 PM Lunch - Law School Courtyard

2.00 - 3.00 PM Plenary Session: Corporate Law Teaching and Professional Standards

Honorable Justice John Von Doussa, Federal Court of Australia
Corporate Law Teaching and Professional Standards

Honorable Justice John Perry, Supreme Court of South Australia
Member of the Priestly Committee on uniform admission standards
Uniform Standards for Admission

Associate Professor Kathy Mack, Flinders University
Chair

3.00 - 4.00 PM Corporate Law Teachers Association Annual General Meeting

Chair - Professor Roman Tomasic, President