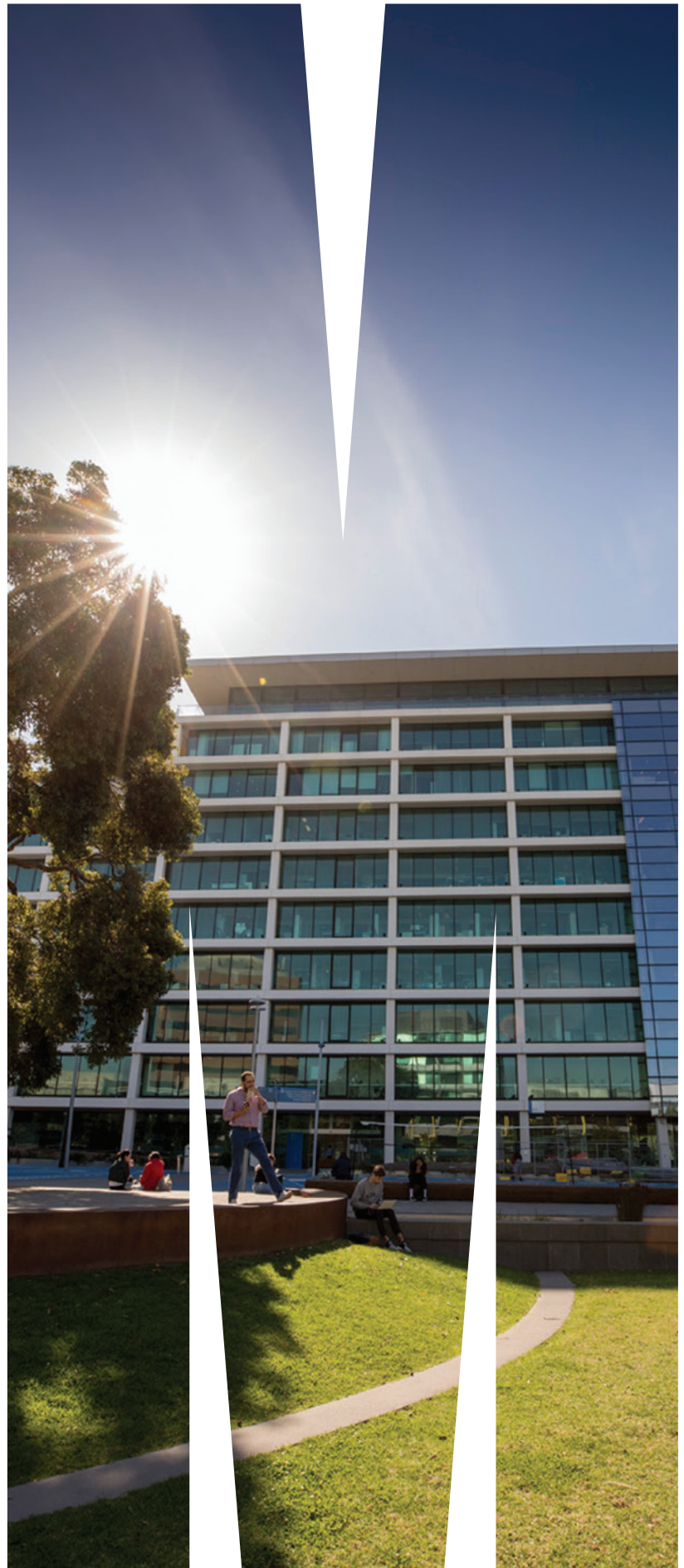


CORPORATE LAW TEACHERS  
ASSOCIATION CONFERENCE

**20/20 HINDSIGHT:  
REFLECTIONS ON  
PERCEPTIONS OF TRUST  
IN CORPORATIONS**

2–4 February 2020  
Caulfield campus



## GENERAL INFORMATION

### Guest WIFI details

Monash free WIFI is available throughout the campus.

How to connect:

1. Select Monash free WIFI on your device
2. Launch an internet browser, and click the "I accept" button
3. Don't forget to disconnect when you're done

### Name tags

Please wear your name tag at all times during the conference events. You will need your name tag to enter the Conference dinner.

### Catering

Lunch, arrival coffee and morning and afternoon teas will be served. See the main conference program for details.

### Dietary requirements

Vegetarian options will be available with each meal break. Care has been taken to ensure all advised dietary requirements are catered for.

### Student ambassadors

We are fortunate to have some enthusiastic student ambassadors to help out at the conference. They will be there to assist with setting up of presentations and also to assist with any queries that might come up during the day.

## VENUES

### Conference

Monash University, Caulfield campus  
Building H, Levels 2, 8 and 9  
900 Dandenong Road  
Caulfield East

### Conference dinner

State Library  
Isabella Fraser Room  
Entry 5  
179 La Trobe Street  
Melbourne

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# CONFERENCE PROGRAM – DAY 1

Venue: Building H, Caulfield Campus

SUNDAY 2 FEBRUARY 2020		
2.00pm	<b>Registration desk open</b>	Location: Level 8 reception
2.30pm	<b>TEACHING SESSION</b> <b>Panel Discussion</b> <i>Student Focus in Corporate law – engagement and disruption</i> Associate Professor Melissa Castan Dr Catrina Denvir Dr Jennifer O'Reilly	Location: The Pavilion, H806
3.30pm	<b>TEACHING SESSION</b> <i>Never Odd or Even: Universal Design for Learning and Multifunctional Multimedia</i> Dr Andrew Moshirnia	Location: The Pavilion, H806
4.30pm	<b>Welcome Cocktail Reception</b>	Location: The Pavilion foyer, H804
6.00pm	<b>Day concludes</b>	

# CONFERENCE PROGRAM – DAY 2

Venue: Building H, Caulfield Campus

## MONDAY 3 FEBRUARY 2020

8.30am	<b>Registration desk open, coffee on arrival</b>				Location: Level 8 reception
9.00am	<b>Conference opening and introductions</b> Professor Michelle Welsh, Monash Business School Professor Robert Brooks, Deputy Dean, Monash Business School Professor Suzanne Le Mire, Deputy Dean, Faculty of Professions, University of Adelaide and CLTA President				Location: The Pavilion, H806
9.15am	<b>PLENARY PRESENTATION</b> <i>Trust in Corporations and Other “Bullshit” Discourses: What Really Matters?</i> Professor Lorraine Talbot, University of Birmingham Chair: Professor Michelle Welsh, Monash Business School				Location: The Pavilion, H806
10.30am	<b>Morning tea</b>				
11.00am	<b>PLENARY PANEL</b> <i>The Impact of Royal Commission on Corporate Boards, Corporate Governance and Corporate Culture: the views of the profession</i> Panel members: Bob Santamaria, former Group General Counsel, ANZ Bank Heather Loewenthal, Partner Governance, Regulation and Conduct, Deloitte Marie McDonald, Non-executive Director of CSL, Nanosonics and Nufarm Chair: Professor Jennifer Hill, Bob Baxt Chair in Corporate and Commercial Law, Monash Law School				Location: The Pavilion, H806
12.15pm	<b>Lunch</b>				
<b>CONCURRENT SESSIONS</b>					
	<b>Parallel 1A Financial services</b> Location: H921 Chair: Peta Spender	<b>Parallel 1B Corporate governance</b> Location: The Pavilion, H806 Chair: Ellie Chapple	<b>Parallel 1C Corporate legal personality</b> Location: H813 Chair: Suzanne Le Mire	<b>Parallel 1D Directors &amp; insolvency</b> Location: H235 Chair: Jennifer O'Reilly	<b>Parallel 1E Roundtable</b> Location: Level 8 Boardroom Chair: Michael Duffy
1.15pm	<i>Billion Dollar Bonfires – A Comparative Study of Regulatory Failure in the Non-bank Finance Sector in Australia and NZ</i> John Farrar	<i>The Cultural Impact of Employees: Regulation under sections 182-183</i> Beth Nosworthy	<i>The Corporation and Community: The Legal Mechanics of Mistrust</i> Duncan Wallace	<i>Superfluous or Superlative: The Role of Reckless/ Insolvent Trading prohibitions in New Zealand, Australian and South Africa Directors' Duties Regimes</i> Julie Cassidy	This roundtable has been conceived to both share comments on the book <i>Citizen Capitalism: How a Universal Fund Can Provide Influence and Income to All</i> and remember Professor Lynn Stout, who co-authored the book
1.45pm	<i>Product Intervention Power: Enhancing Consumer Trust or An Indictment of the Financial Services Industry?</i> Marina Nehme	<i>Shareholder Primacy and its Challengers</i> Andrew Obeid and Tim Connor	<i>Should New Zealand and India adopt Lord Sumption's 'evasion' principle?</i> Matt Berkahn, Lindsay Trotman and Bindu Ronald	<i>Should I Stay or Should I Go: A Proposal for Reform of the Insolvent Trading Laws in Australia</i> Andrew Smith	Participants: Alexandra Andhov, Meredith Edelman, Sergio Gramitto, Pamela Hanrahan, Jennifer Hill, Phillip Lipton, Saul Omarova, and Susan Watson
2.15pm	<i>Rebuilding Trust in the Financial Planning Industry: Lessons from the UK</i> Weiping He and Han-Wei Liu	<i>Reflection on “Good Faith” under s.237(2)(b) of the Corporations Act 2001 in Statutory Derivative Actions</i> Lang Thai	<i>The Legal Nature of Shares</i> Richard Stevens	<i>Creditor Defeating Dispositions</i> Anna Giardina and Stephanie Bruce	
2.45pm	<b>Afternoon tea</b>				

# CONFERENCE PROGRAM – DAY 2 continued

MONDAY 3 FEBRUARY 2020					
CONCURRENT SESSIONS					
	<b>Parallel 2A Corporate ownership structures</b> Location: H921 Chair: Jennifer Hill	<b>Parallel 2B Corporate governance</b> Location: The Pavilion, H806 Chair: Liz Campbell	<b>Parallel 2C Corporate legal personality</b> Location: H813 Chair: Michael Duffy	<b>Parallel 2D Crowdfunding &amp; trust in corporations</b> Location: H235 Chair: Jean Du Plessis	<b>Parallel 2E Takeovers &amp; trust</b> Location: H237 Chair: David Wishart
3.15pm	<i>Institutionalizing Political Influence in Business: Understanding Corporate Party Organizations in China</i> Lauren Yu-Hsin Lin	<i>The Corporation, Corporate Law and Slavery: A New Stage in the Relationship?</i> Paul Redmond	<i>The Utilisation of Evolutionary Concepts in Legal History: Company Law as a Case Study</i> Phillip Lipton	<i>Equity Crowdfunding – A New Way to Build “Trust” in the Company</i> Steve Kourabas	<i>Adaptions of the United Kingdom Takeover Panel in Hong Kong and Singapore: Convergence or Divergence?</i> Emma Armson
3.45pm	<i>Capitalist Variations in ‘Say on Pay’: A Look at Corporate Governance Contradictions in Singapore and Hong Kong</i> Lance Ang	<i>Purpose-based Governance</i> Rosemary Langford	<i>Metaphysics and the Corporation</i> Jonathan Barrett	<i>20/20 Hindsight: Reflections on Perceptions of Trust in Corporations</i> Steven Stern	<i>Restoring Public Trust: An Inevitable Necessity to Sustain Corporate Success in Australia</i> Afroza Begum
4.15pm	<i>Related Party Transactions in the context of Ownership Structures: A Multi-Country Study.</i> Kaushiki Brahma	<i>Multinational Enterprise and Corporate Governance of Foreign Subsidiaries: Can the Law Find an Acceptable Balance between Risk and Responsibility?</i> Alice Klettner	<i>Trusting Other People: The Artificial Person in the AI Age</i> Susan Watson	<i>The Hocus Pocus of Corporate Purpose and the Introduction of Social Enterprises</i> Akshaya Kamalnath	
4.45pm	<b>Day 2 concludes</b>				
6.30pm	<b>Pre-dinner drinks followed by dinner at the Isabella Fraser Room, State Library Victoria</b>				Entry 5, 179 La Trobe Street, Melbourne

# CONFERENCE PROGRAM – DAY 3

Venue: Building H, Caulfield Campus

TUESDAY 4 FEBRUARY 2020					
9.00am	<b>Registration desk open, coffee on arrival</b>				Location: Level 8 reception
9.30am	<b>PLENARY PRESENTATION</b> <i>Fiduciary Capitalism: Building Trust through Responsible Financing</i> Professor Benjamin J Richardson, University of Tasmania Chair: Dr Anita Foerster, Monash Business School				Location: The Pavilion, H806
10.30am	<b>Morning tea</b>				
CONCURRENT SESSIONS					
	<b>Parallel 3A Sustainability</b> Location: H921 Chair: Anita Foerster	<b>Parallel 3B Corporate governance</b> Location: The Pavilion, H806 Chair: Vicky Comino	<b>Parallel 3C Shareholders' remedies</b> Location: H813 Chair: Anil Hargovan	<b>Parallel 3D Disclosure</b> Location: H235 Chair: Susan Watson	<b>Parallel 3E Human rights</b> Location: H237 Chair: Beth Nosworthy
11.00am	<i>Superannuation firms as drivers of corporate sustainability</i> Vijaya Nagarajan	<i>Fiduciary Care, Wrongfulness, and The Benefit of Hindsight: (How) Does the Business Judgment Rule Benefit Common Law Jurisdictions?</i> Richard Bradstreet	<i>Paradigms of Shareholder Withdrawal in Close Corporations: Insights from An Anglo-German Comparison</i> Alan Koh	<i>Chinese Cross-border Listed Companies' Struggles in Australia: Cause Analysis from a Theoretical and Comparative Perception</i> Belle Qi Guo	<i>Corporate Power, Corporate Responsibility and Employee Freedom of Speech and Belief</i> Paul Redmond
11.30am	<i>Using Corporate Law to Define the Role of the Corporation in Responding to Climate Change?</i> Anita Foerster	<i>Directors' Duties in the Eyes of Chinese Judges</i> Jenny Fu and Roman Tomasic	<i>Profiling Oppression Proceedings</i> Genevieve Grant and Esther Lestrell	<i>Disclosure Philosophy for the Securities Market in Bangladesh: Not a Pearl Inside an Oyster</i> SM Solaiman	<i>Corporations and Human Rights</i> Rebecca Faugno and Sagi Peari
12.00pm	<i>Aesthetics and Corporate Greenwashing Governance</i> Ben Richardson	<i>CSR, Corporate Culture, Governance and Remuneration</i> Shirley Quo	<i>Oppression Remedy in Liquidation</i> Nadia Hess	<i>Trust and Disclosure: The Effectiveness of Market Operator Monitoring in Improving the Environment for Corporate Disclosure</i> Ellie Chapple	<i>Modern Slavery Reporting Practices in Australian Financial Services: Building Stakeholders' Trust</i> Shakoor Ahmed
12.30pm	<b>Lunch and CLTA Annual General Meeting</b>				Location: The Pavilion
	<b>Parallel 4A Sustainability</b> Location: H921 Chair: Petra Mahy	<b>Parallel 4B Enforcement &amp; regulators</b> Location: The Pavilion, H806 Chair: Michael Duffy	<b>Parallel 4C Market integrity and insolvency</b> Location: H813 Chair: Meredith Edelman	<b>Parallel 4D Technology</b> Location: H235 Chair: Sergio Gramitto	<b>Parallel 4E Stewardship</b> Location: H237 Chair: Jennifer Hill
1.30pm	<i>Investor Decision-making on Climate in Australia: an Empirical Study</i> Anita Foerster and Kym Sheehan	<i>Class Actions in Australia: Rent-Seeking Entrepreneurs or Regulatory Node?</i> Peta Spender	<i>Maintaining Trust and Confidence in Market Integrity: The Relevance of General Deterrence in Insider Trading Cases</i> Juliette Overland	<i>Artificial Intelligence and Corporate Boards: Ethical Implications</i> Vivienne Brand	<i>Australian Investor Stewardship and Global Trends in Regulation</i> Natania Locke
2.00pm	<i>Responsible Investment and Sustainable Food Systems</i> Christine Parker	<i>No Enforcement Panacea: Why the new litigation focus by APRA and ASIC, the prudential and conduct regulators, won't repair poor perceptions of trust in Australian corporations</i> Helen Bird	<i>Putting the Wind Back in the Sails: Restructuring Insolvent Foreign Shipping Companies under Chinese Law</i> Casey Watters	<i>The Impact of Technology on Corporate Governance?</i> Michael Adams	<i>Stewardship for Controlling Shareholders: The Case of Singapore</i> Samantha Tang
2.30pm	<i>Law Reform for Sustainable Finance</i> Alice Klettner	<i>Role and Effectiveness of the ASIC Compared with the SEC: Shedding Light on Regulation and Enforcement in the US and Australia</i> Zehra Eroglu and KE Powell		<i>Impact of Technology on Shareholder Empowerment</i> Pearlie Koh	



# CONFERENCE PROGRAM – DAY 3 continued

TUESDAY 4 FEBRUARY 2020			
3.00pm	<b>Afternoon tea</b>		
CONCURRENT SESSIONS			
	<b>Parallel 5A Sustainability</b> Location: H921 Chair: Anita Foerster	<b>Parallel 5B Social enterprise &amp; social responsibility</b> Location: The Pavilion, H806 Chair: Marina Nehme	<b>Parallel 5C Boards, oversight &amp; trust</b> Location: H813 Chair: Michael Duffy
3.30pm	<i>Corporations, Technology, the Planet: Shareholding in a Digital Era</i> Alexandra Andhov and Sergio Gramitto	<i>Duties of Directors of Charitable Companies Registered with the ACNC</i> Jeanne Nel de Koker	<i>Association Cases and the Theoretical Vacuum</i> Peter Kupniewski
4.00pm	<i>Developing Trust through Corporate Purpose: Lessons from Benefit Corporations</i> Grace Borsellino	<i>The Accountability of Australia's Federal Professional Services Regulators: Comparing Challenges to Professional Licencing Decisions of ASIC, MARA and the TPB</i> Robin Bowley	<i>A Question of Trust: Are the lessons of the GFC still relevant in a post-Hayne world?</i> Roman Tomasic
4.30pm	<i>Challenges to Enforcement of Mandatory CSR under Indian Companies Act, 2013: Evidence from CSR disclosures of NIFTY 100 Companies</i> Akanksha Jumde		<i>Life after Hayne – the Financial Services Sector and the Future of Enforcement for Australian Regulators</i> Vicky Comino
5.00pm	<b>Farewell Drinks Reception</b>		The Pavilion foyer, H804

