

# LAWS70193 Shareholders' Rights and Remedies

<b>Credit Points:</b>	12.50
<b>Level:</b>	7 (Graduate/Postgraduate)
<b>Dates &amp; Locations:</b>	2010, Parkville This subject commences in the following study period/s: August, Parkville - Taught on campus.
<b>Time Commitment:</b>	Contact Hours: The total class time is between 24 and 26 hours. Total Time Commitment: Visit the Melbourne Law Masters website for more information about this subject.
<b>Prerequisites:</b>	Visit the Melbourne Law Masters website for more information about this subject.
<b>Corequisites:</b>	Visit the Melbourne Law Masters website for more information about this subject.
<b>Recommended Background Knowledge:</b>	Visit the Melbourne Law Masters website for more information about this subject.
<b>Non Allowed Subjects:</b>	Visit the Melbourne Law Masters website for more information about this subject.
<b>Core Participation Requirements:</b>	Visit the Melbourne Law Masters website for more information about this subject.
<b>Coordinator:</b>	Mr Stephen Newman
<b>Contact:</b>	For the most up-to-date information about this subject, contact the Melbourne Law Masters Office by email at <a href="mailto:law-masters@unimelb.edu.au">law-masters@unimelb.edu.au</a> or phone 8344 6190 or alternatively visit the subject website: <a href="http://www.masters.law.unimelb.edu.au">www.masters.law.unimelb.edu.au</a>
<b>Subject Overview:</b>	Principal topics will include: <ul style="list-style-type: none"> <li># An overview of the division of power between the various organs of the modern corporation</li> <li># What the current framework of corporate governance has to say about treatment of shareholders</li> <li># Shareholders' agreements</li> <li># Shareholder access to corporate information (including the Constitution and financial information)</li> <li># Shareholder activism (including requisitioning meetings, proxy voting, removal of directors)</li> <li># Shareholder remedies (including oppression, winding-up-related relief, statutory derivative action, class actions)</li> <li># The role of ASIC</li> <li># Compulsory acquisition of minority shareholdings</li> <li># Law reform</li> <li># Overseas comparisons.</li> </ul>
<b>Objectives:</b>	A student who has successfully completed this subject should: <ul style="list-style-type: none"> <li># Have an awareness of the role of shareholders in the modern corporation and the ongoing tension with the roles of management and directors</li> <li># Appreciate how shareholders can adjust and manage their rights between themselves</li> <li># Have knowledge of shareholders' rights and remedies under the Corporations Act 2001 (Cth) and common law</li> <li># Have knowledge of the role of Australian Securities and Investments Commission (ASIC) in advancing the interests of shareholders</li> <li># Appreciate law reform developments</li> <li># Have an overview of shareholders' rights and remedies in some of the major overseas jurisdictions.</li> </ul>
<b>Assessment:</b>	Take-home examination (100%) (1-4 October) or 10,000 word research paper (100%) (8 November) on a topic approved by the subject coordinator

<b>Prescribed Texts:</b>	Visit the subject website for more information
<b>Breadth Options:</b>	This subject is not available as a breadth subject.
<b>Fees Information:</b>	Subject EFTSL, Level, Discipline & Census Date, <a href="http://enrolment.unimelb.edu.au/fees">http://enrolment.unimelb.edu.au/fees</a>
<b>Generic Skills:</b>	Visit the Melbourne Law Masters website for more information about this subject.
<b>Links to further information:</b>	<a href="http://www.masters.law.unimelb.edu.au/">http://www.masters.law.unimelb.edu.au/</a>