

The Economic Structure of Corporate Law

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Economic Structure Of Corporate Law

Padhraic Smyth



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Research Handbook on the Economics of Corporate Law Claire A. Hill, James L. Krusemark, Brett H. McDonnell, Solly Robbins, 2012-04-01 Comprising essays specially commissioned for the volume leading scholars who have shaped the field of corporate law and governance explore and critique developments in this vibrant and expanding area and offer possible directions for future research This important addition to the Research Handbooks in Law and Economics series provides insights into subjects such as the role of directors shareholders creditors and employees empirical studies of litigation and shareholder activism executive compensation corporate gatekeepers comparative law and behavioral approaches to law and finance Topics are organized within five sections corporate constituencies insider governance gatekeepers jurisdiction and new theory Taken as a whole the volume serves as an introduction for those new to the field and as a reference for those unfamiliar with some of the topics discussed Authoritative and accessible the Research Handbook on the Economics of Corporate Law will be a valuable resource for students scholars and practitioners of corporate law and economics **The economic structure of the post-contractual corporation** William W. Bratton, 1992 Review of the 1991 publication **The Economic structure of corporate law** by F H Easterbrook and D R Fischel **The Anatomy of Corporate Law** Reinier Kraakman, John Armour, Paul Davies, Luca Enriques, Henry Hansmann, Gerard Hertig, Klaus Hopt, Hideki Kanda, Mariana Pargendler, Wolf-Georg Ringe, Edward Rock, 2017-01-19 This is the long awaited third edition of this highly regarded comparative overview of corporate law This edition has been comprehensively revised and updated to reflect the profound changes in corporate law and governance practices that have taken place since the previous edition These include numerous regulatory changes following the financial crisis of 2007-09 and the changing landscape of governance especially in the US with the ever more central role of institutional investors as active owners of corporations The geographic scope of the coverage has been broadened to include an important emerging economy Brazil In addition the book now incorporates analysis of the burgeoning use of corporate law to protect the interests of external constituencies without any contractual relationship to a company in an attempt to tackle broader social and economic problems The authors start from the premise that corporations or companies in all jurisdictions share the same key legal attributes legal personality limited liability delegated management transferable shares and investor ownership Businesses using the corporate form give rise to three basic types of agency problems those between managers and shareholders as a class controlling shareholders and minority shareholders and shareholders as a class and other corporate constituencies such as corporate creditors and employees After

identifying the common set of legal strategies used to address these agency problems and discussing their interaction with enforcement institutions The Anatomy of Corporate Law illustrates how a number of core jurisdictions around the world deploy such strategies In so doing the book highlights the many commonalities across jurisdictions and reflects on the reasons why they may differ on specific issues The analysis covers the basic governance structure of the corporation including the powers of the board of directors and the shareholder meeting both when management and when a dominant shareholder is in control It then analyses the role of corporate law in shaping labor relationships protection of external stakeholders relationships with creditors related party transactions fundamental corporate actions such as mergers and charter amendments takeovers and the regulation of capital markets The Anatomy of Corporate Law has established itself as the leading book in the field of comparative corporate law Across the world students and scholars at various stages in their careers from undergraduate law students to well established authorities in the field routinely consult this book as a starting point for their inquiries

Corporate Lawyers and Corporate Governance Joan Loughrey, 2011-06-02 This assessment of the corporate governance role of corporate lawyers in the UK analyses the extent to which lawyers can and should act as gatekeepers counsellors and reputational intermediaries Focusing on external and in house lawyers roles in both dispersed share ownership and owner managed companies Joan Loughrey highlights the conflicts of interest that are endemic in corporate representation and examines how lawyers should respond when corporate agents provide instructions contrary to the company client s interests She also considers the legitimacy of creative compliance the ethical arguments for and against lawyers prioritising the public interest over their clients interests and their exposure to liability if they fail to perform a corporate governance role Finally she considers whether the reforms to the legal profession will promote the lawyer s corporate governance role and advances suggestions for reform

The Genius of American Corporate Law Roberta Romano, 1993 This is a study of the structure of American corporate law which combines economic analysis with empirical insights to produce a number of policy insights It is suitable for anyone studying corporate law securities regulation comparative company law or federalism

The Economic Structure of Trusts M. W. Lau, 2011-01-13 Providing an economic account of why trusts exist and how trust law should be shaped this book explains the economic benefits of trusts as an extension of the law of property arguing against accounts of trusts law grounded in the law of personal obligations The theoretical model is then used to criticise recent developments in the law

The Oxford Handbook of Law and Economics Francesco Parisi, 2017-04-27 Covering over one hundred topics on issues ranging from Law and Neuroeconomics to European Union Law and Economics to Feminist Theory and Law and Economics The Oxford Handbook of Law and Economics is the definitive work in the field of law and economics The book gathers together scholars and experts in law and economics to create the most inclusive and current work on law and economics Edited by Francisco Parisi the Handbook looks at the origins of the field of law and economics tracks its progression and increased importance to both law and

economics and looks to the future of the field and its continued development by examining a cornucopia of fields touched by work in law and economics The uniqueness of its breadth depth and convenience make the volume essential to scholars students and contributors in the field of law and economics , **Business Law and Economics for Civil Law Systems** Rousseau, Stéphane, Mackaay, Ejan, Larouche, Pierre, Parent, Alain, 2021-11-19 Business Law and Economics for Civil Law Systems highlights the relevance of economic analysis of business law from a civilian perspective It integrates a comparative approach common law and civil law to economic analysis using tools and illustrations to assist in conducting critical economic analysis of rules in the field of business law This book is a valuable contribution to the reflection on the place and meaning of value creation and accountability as goals for business law It will be of great value to academics interested in business law competition law comparative law and legal theory students studying law business and economics and to policy makers and regulators **The SAGE Handbook of Corporate Governance** Thomas Clarke, Douglas Branson, 2012-04-20 The urgent and sustained interest in corporate governance is unprecedented with the connections between corporate governance and economic performance being emphasized by the World Bank the IMF and others in the global economic community In this timely and definitive intellectual analysis of a key discipline The SAGE Handbook of Corporate Governance offers a critical overview of the key themes theoretical controversies current research and emerging concepts that frame the field Consisting of original substantive chapters by leading international scholars and examining corporate governance from an inter disciplinary basis the text highlights how governance issues are critical to the formation growth financing structural development and strategic direction of companies and how corporate governance institutions in turn influence the innovation and development of industrial and economic systems globally Comprehensive authoritative and presented in a highly accessible framework this Handbook is a significant resource to those with an interest in understanding this important emerging field [Handbook of New Institutional Economics](#) Claude Ménard, Mary M. Shirley, 2025-03-17 This Open Access Handbook of New Institutional Economics NIE is a comprehensive reference work providing a unique and timely overview of recent developments and broad orientations in institutional analysis This second edition has been thoroughly updated and extended including 23 new chapters on political and legal institutions organizations and contracts regulation culture methodology and institutional change Chapters have been written by highly respected scientists in the field among them Ronald Coase Douglass North Elinor Ostrom Oliver Williamson and Roger Myerson all Nobel recipients as well as by numerous other foremost NIE specialists at the frontier of NIE research This Handbook gives students and young researchers an introduction to the topic and offers all scholars a reference book for their research It will also be of interest to economists political scientists legal scholars management specialists sociologists and others wishing to learn more about these important subjects and gain insight into progress made by institutionalists from other disciplines Open access made possible through a generous donation in honor of the Ronald Coase Institute [The One-Share-One-Vote Controversy in the](#)

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as a stand alone reference book of key up to date readings from the field Edited by Robert N Stavins the book covers the core areas of environmental economics courses as taught around the world and the included authors are the top scholars in the field Overall more than half of the chapters are new to this edition while the rest have remained seminal works

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