



Supporting Organisation

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Seminar on “*The Enforcement of Investor Protection Laws*” and “*Director Duties in Practice*” 22 August 2016 (Monday)

- Date : Monday, 22 August 2016
- Topic : **Session 1** – The Enforcement of Investor Protection Laws
Session 2 – Director Duties in Practice
- Time : Session 1 – 10.00 am – 12.00 noon (Registration at 9.45 am)
Session 2 – 2.00 pm – 4.00 pm (Registration at 1.45 pm)
- Presenters : **Ms Jenifer Varzaly**, The University of Cambridge
- Moderators : Session 1 – **Mr Mohan Datwani FCIS FCS(PE) CAMS**, Solicitor,
Senior Director and Head of Technical and Research, HKICS
Session 2 – **Professor CK Low FCIS FCS**, Associate Professor in Corporate Law,
CUHK Business School
- Level : Intermediate
- Language : English
- Venue : Admiralty Conference Centre, 1804A, Tower 1, Admiralty Centre, 18 Harcourt Road,
Admiralty, Hong Kong
- Fee : **For members of the HKICS, HKICPA or Law Society of Hong Kong**
HK\$450 for the full-day seminar or HK\$250 per Session
For non-members
HK\$810 for the full-day seminar or HK\$450 per Session
- Accreditations : HKICS (4 ECPD points; 2 ECPD points per Session)
HKICPA (4 CPD points; 2 CPD points per Session)
The Law Society of Hong Kong (4 CPD points; 2 CPD points per Session)

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About the Course

Session 1 – The Enforcement of Investor Protection Laws

This talk will explore the private and public enforcement of investor protection laws in Australia, the US and the UK, as well as exploring the empirical incidence of the enforcement of such laws with a focus on the Australian experience.

The theoretical literature suggests a link between the type of enforcement and the level of shareholder dispersion within a given jurisdiction, as well as the relative importance of institutional shareholders. To shed light on these claims, enforcement patterns are analysed with the aim of discovering the relative significance of private and public enforcement, the results of which have significance for regulators and policy makers around the world.

Session 2 – Director Duties in Practice

The enactment of the Companies Act 2006 amounted to the biggest official review of UK company law for over 40 years. In evaluating its impact, it is useful to review whether it is meeting its key policy objectives, which include ensuring better regulation and enhancing stakeholder engagement.

Additionally, the legal responsibilities of directors have been 'codified', rather than left to be addressed by common law principles. These have been expanded in some respects by requiring directors take into account a range of wider factors which constitute responsible corporate behaviour and expecting higher standards of skill and care from directors.

The impact of the Companies Act 2006 will be evaluated, with a particular focus on how this has changed the operation of directors' duties in practice.

About the Presenters

Ms Jenifer Varzaly

Ms Jenifer Varzaly is the current Cambridge International & Evan Lewis Thomas scholar, the Oxford International Commercial Law Reform project lead research associate, and a project manager of the Cambridge Pro Bono Project. She completed her Masters at Oxford University and was selected as a Columbia University Law scholar in 2013. Prior to this, Jenifer was a Law Lecturer at the University of Adelaide (2008-2012) and has continued to lecture at the University of South Australia.

Jenifer has consulted in the areas of international commercial law, corporate governance, and development finance for both corporate and government clients in NYC, Australia, and London. She has been invited to present at a range of international forums, including the Oxford Commercial Law Centre, the United Nations, the Global Financial Architecture Forum in Madrid, and the Cambridge University Law Faculty. Jenifer is admitted to practice as a barrister and solicitor in Australia, gaining industry experience with two international law firms, consulting to a number of barristers on federal commercial law matters, and serving as a legal advisor and outside director on a public company board.

About the Moderators

Mr Mohan Datwani

Mr Mohan Datwani FCIS FCS(PE) is a solicitor with over 25 years' experience. He was formerly a global partner of a major US international law firm; later a member of the senior management of a listed company involved in frontier mining and infrastructure development between Mongolia and China; and then Chief Business Strategist of a full service listed securities firm. With both listed companies Mohan was also involved and helped to develop the financial case, and engaged in global brand marketing in Singapore, Europe and the US to international investors.

With his combined legal and compliance, and international business experience, Mohan currently serves to promote good governance and related legal and compliance best practices in his role as Senior Director, and Head of Technical and Research of The Hong Kong Institute of Chartered Secretaries (HKICS), which is affiliated with UK's Institute of Chartered Secretaries and Administrators and its network of some 40,000 members and students globally.

In addition to competition law best practices, Mohan has recently promoted anti-money laundering and counter-terrorist financing standards for the corporate service providers sector which was launched in the presence of senior HKSAR Government officials.

Mohan has a number of degrees including LLB, LLM, MBA (Distinction). He is a Fellow of the Hong Kong Institute of Directors; Fellow of the Hong Kong Institute of Chartered Secretaries; Accredited Mediator; and Certified Anti-Money Laundering Specialist.

Mohan currently serves on six government boards (Criminal & Law Enforcement Injuries Compensation Boards; Financial Reporting Review Panel; Inland Revenue Board of Review Panel; Protection of Wages on Insolvency Fund Board; Securities and Futures Appeals Tribunal; RTHK Board of Advisors) and is a Management Committee member of a Hong Kong school with sizeable ethnic minority population.

Professor CK Low

Professor Chee Keong Low ('CK') FCIS FCS is an Associate Professor in Corporate Law at CUHK Business School with research interests in issues pertaining to corporate governance and the regulatory framework of capital markets. His research, which has published in journals in Australasia, Europe and the United States of America, is supported by private sector grants from EY, Noble Group, Sino Group and Tricor Services.

An Advocate and Solicitor of the High Court of Malaya, CK is a member of the Securities and Futures Appeals Tribunal as well as the Process Review Panel of the Financial Reporting Council in Hong Kong. He was previously a member of the Listing Committee of The Stock Exchange of Hong Kong from May 2006 to July 2010; the Financial Reporting Review Panel from July 2007 to July 2013 and served as a Director of the Asian Institute of Finance in Malaysia for three years through April 2012.

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Seminar Title: Joint Seminar on "The Enforcement of Investor Protection Laws" and "Director Duties in Practice"
 Seminar Date: 22 August 2016

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	Session 1 (10.00 am – 12.00 noon)	Session 2 (2.00 pm – 4.00 pm)	Full Day (10.00 am – 12.00 noon and 2.00 pm – 4.00 pm)
HKICS / HKICPA / Law Society Members* (Please circle*)	<input type="checkbox"/> HK\$250	<input type="checkbox"/> HK\$250	<input type="checkbox"/> HK\$450
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