

CORPORATIONS LEGISLATION 2017

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Thomson Reuters **Corporations Legislation** has an outstanding reputation for accuracy, dependability and reliability. This fully consolidated legislation book includes the *Corporations Act 2001*, *Australian Securities and Investments Commission Act 2001* and associated Acts and related legislation, capturing the latest amendments up to 1 January 2017. As well, the amendments made by the *Insolvency Law Reform Act 2016* which come into force on 1 March 2017 and any related insolvency legislation operative at that time will be included.

Designed for use by practitioners, business professionals and anyone with an interest in corporations law, the *Corporations Act 2001* is supplemented with key section annotations updated by Sydney barrister, Edmund Finnane. These section specific commentary notes provide additional guidance for the most important provisions. In addition, in the "Year in Review" feature, Professor Robert Baxt highlights significant corporations Law developments since January 2016.

FEATURES OUR CUSTOMERS RELY ON

Corporations Legislation 2017 offers an extensive range of features to assist practitioners and students working with the *Corporations Act 2001* and related legislation. These include:

- **Key section authored annotations** provide additional guidance on selected provisions
- **Annual review** highlighting the major corporations developments in the preceding year
- **History notes** including the date of effect of the amending provision
- **Side notes** displayed in bold type inside square brackets to the right of a subsection number and clearly distinguished from the legislation and are designed to aid in the interpretation of the relevant subsections, where no subsection heading is contained within the actual text of the legislation
- **Cross-references to regulations** are included at provision level, indicating where a particular regulation affects a section of the *Corporations Act 201* (Cth)
- **Cross-references to related ASIC materials:** Relevant ASIC Regulatory Guides, Class Orders and Forms are noted at section level
- Detailed **subject Index**
- **Design of navigation tools:** Content presentation supports easy reading and fast access to legislation sections, with the use of thumb tabs, running heads and section references



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KEY DEVELOPMENTS

- Consolidation of legislative amendments to 1 January 2017
- Advance consolidation of the amendments made by the *Insolvency Law Reform Act 2016* which are operative on 1 March 2017 together with any related legislation which is operative at that time.
- Directors' duties cases in the Federal Court and NSW Court of Appeal have focused on the duties which are expected of directors and the increased standards of care and diligence including *Trilogy Funds Management Ltd v Sullivan (No 2)* [2015] FCA 1452, *ASIC v Cassimatis (No 8)* [2016] FCA 1023, *Lewski v ASIC* [2016] FCAFC 96 and the NSW case involving AMP and its involvement in the management investments scene: *AMP Life Ltd v AMP Funds Management Ltd* [2016] NSWCA 176.
- Class actions judgments have continued to play a very significant role including the decision in *Re HIH Insurance Limited (in Liq)* [2016] NSWSC 482.
- High Court decision in *Paciocco v ANZ Banking Group* [2016] HCA 28 which held that fees charged by banks were not penalty fees and therefore not illegal.
- Shareholders and members have been successfully relying on the oppression remedy (ss 232 and 233 of the *Corporations Act 2001*), in particular see the Federal Court decision in *Wilmar Sugar Australia Ltd v Queensland Sugar Ltd* [2016] FCA 20 and see *Mackay Sugar Ltd & Anor v Quadrio* [2015] QCA 041.

CORPORATIONS LEGISLATION 2017 CONTENTS

Corporations Legislation 2017 contains the following legislation:

- Corporations Act 2001
- Corporations Regulations 2001 (except Sch 2 Forms)
- Australian Securities and Investments Commission Act 2001
- Australian Securities and Investments Commission Regulations 2001
- Corporations (Fees) Act 2001
- Corporations (Fees) Regulations 2001
- Cross-Border Insolvency Act 2008
- Cross-Border Insolvency Regulations 2008
- Acts Interpretation Act 1901 (as at 1 Jan 2005)

Legislation consolidated to 1 January 2017

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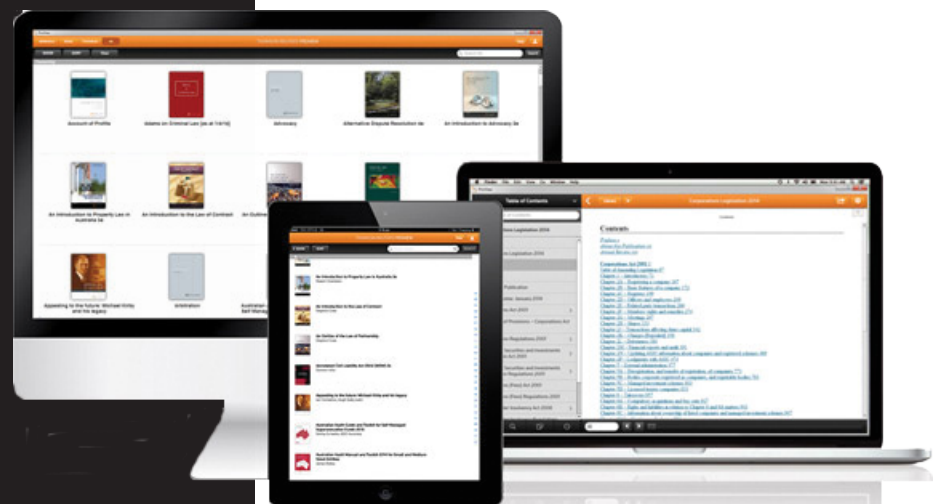
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