

PRESENTERS



John Land, Barrister, Bankside Chambers, Auckland

John is a senior competition law specialist and commercial litigation barrister. Since 2016 he has also been a teaching fellow at the University of Auckland responsible for the teaching of the Auckland Law School undergraduate company law course. Before joining Bankside Chambers in 2012, John was with Kensington Swan for 26 years including 20 years as a partner. He has published frequently in the fields of competition and corporate law.



Peter Watts QC FRSNZ, Barrister, Bankside Chambers

Peter is a barrister at Bankside Chambers. He remains a Professor of Law at the University of Auckland (on leave without pay) as well as a Visiting Professor at the University of Oxford and a Senior Research Fellow at Harris Manchester College, Oxford. Peter is the author of and contributor to a number of books on company law including: P Watts *Directors' Powers and Duties* (2nd ed, LexisNexis, 2015); P Watts, N Campbell and C Hare *Company Law in New Zealand* (2nd ed, LexisNexis, 2016) and *Morison's Company and Securities Law* (LexisNexis looseleaf). He is also the General Editor of *Bowstead & Reynolds on Agency* (21st ed, Sweet & Maxwell, 2018) and a contributing author to *Heath & Whale on Insolvency*.

The statements and conclusions contained in this presentation are those of the author(s) only and not those of the New Zealand Law Society. This presentation has been prepared for the purpose of a Continuing Legal Education course. It is not intended to be a comprehensive statement of the law or practice, and should not be relied upon as such. If advice on the law is required, it should be sought on a formal, professional basis.

CONTENTS

COMPANY LAW UPDATER 2020	1
PARENT COMPANY LIABILITIES IN TORT	1
PIERCING THE CORPORATE VEIL	5
PARENT COMPANY LIABILITIES – CONTRIBUTION ORDERS	6
DIRECTORS’ PERSONAL LIABILITIES UNDER THE FAIR TRADING ACT 1986.....	11
DIRECTORS’ DUTIES IN CONNECTION WITH DISTRIBUTIONS	14
SHAREHOLDER OPPRESSION AND VOTING RIGHTS	21
COMPANY LAW UPDATE 2020	25
DIRECTORS’ DUTIES OF COLLEGIALLY	25
RECENT CASES ON COMPANY CONTRACTING – <i>BISHOP WARDEN, AVON PARNELL,</i> AND <i>EAST ASIA V PT SATRIA</i>	29
INSOLVENT TRADING	35
POWERPOINTS.....	41