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FDI AND CORPORATE GOVERNANCE IN JAPAN

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Cancellation Policy: Cancellations will be accepted up to one (1) day prior to the seminar. Cancellations received after this time will incur a \$25 administration charge.

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This seminar is part of the Legal Professional Development Program administered by the Faculty of Law at the University of Sydney. Attendance at this seminar will qualify participants for 1.5 MCLE/CPD units if this particular educational activity is relevant to their immediate or long term needs in relation to their professional development and practice of the law.



The University of Sydney



Sydney Law School

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## SEMINAR FDI AND CORPORATE GOVERNANCE IN JAPAN

Monday 21 July 2008

5:30 - 7pm

### SPEAKERS

Associate Professor Luke Nottage  
Faculty of Law, University of Sydney

Geread Dooley  
Blake Dawson

Michael Ryland  
Blake Dawson

Souichirou Kozuka  
Professor of Commercial Law  
Sophia University, Tokyo



FACULTY OF LAW  
UNIVERSITY OF SYDNEY  
173-175 PHILLIP STREET, SYDNEY

## FDI AND CORPORATE GOVERNANCE IN JAPAN

Japan has encouraged and achieved significant growth in inbound FDI over the last decade, including Australian investments in skifields and airports. Outbound FDI has also grown, especially in the Asia-Pacific, and is increasingly underpinned by investment treaties or FTAs – including the FTA now being negotiated between Australia and Japan. The combined impact helped Japan emerge in 2002 from a ‘lost decade’ of economic stagnation over the 1990s. That became, anyway, a ‘found decade’ for regulatory and institutional reform. Nowhere is this more evident than in corporate law. In 2005, for example, a spate of reforms to the Commercial Code culminated in the new Company Act, a statute promising greater organisational flexibility and shareholder empowerment for Japanese corporations competing in a more globalised economy. But does this new law herald a more ‘Americanised’ system of corporate governance? Has Japan embraced shareholder primacy over its traditional loyalty to other key stakeholders such as ‘main banks’, core employees, and partners within diffuse corporate (keiretsu) groups? The book previewed in this Seminar (*Corporate Governance in the 21st Century*, co-edited by Luke Nottage and including chapters by Geread Dooley and Souichirou Kozuka) argues that a more complex ‘gradual transformation’ is unfolding in Japan. Such a process is also evident in many other post-industrial economies.

### Speakers

**Luke Nottage** (BCA/LLB/PhD, VUW; LL.M., Kyoto) is Associate Professor at Sydney Law School, and a founding Director of the Australian Network for Japanese Law (ANJeL) and Japanese Law Links Pty Ltd. He specialises in comparative and transnational commercial law, focusing on Japan, and edits the

CCH *Japan Business Law Guide*. Over the last two decades Luke has worked or consulted on Japan-related matters for various law firms in Australia, Japan, New Zealand and the US.

**Geread Dooley** (LLB, Kobe; LLB, ANU) is a lawyer at Blake Dawson, specialising in M&A and joint ventures. He has advised many Japanese and South Korean clients, including trading houses, banks and energy companies. Geread completed LLB degrees at Kobe University and then the ANU.

**Michael Ryland** (BA(Hons)/LLB, UNSW: M App Fin, Macquarie) is a partner at Blake Dawson, specialising in corporate finance, with a particular emphasis on funds management and cross-border investment. He has over 25 years’ experience in commercial law, particularly in or with Japan, and has served as an Australian Law Reform Commissioner. Michael is a Visiting Fellow at Macquarie University’s Applied Finance Centre, and is on ANJeL’s Advisory Board.

**Souichirou Kozuka** (LLD, Tokyo) is Professor of Commercial Law at Sophia University in Tokyo. He has special interests in corporate and financial markets law, distribution agreements, transport law, and the competition/ IP law interface. He is co-author of the new chapter in corporate Law in the CCH *Japan Business Law Guide*. Dr Kozuka has been correspondent for UNIDROIT since 2001, and for the IBA’s Business Law Section since 2002. He also serves as Program Convenor for ANJeL-in-Japan: Kanto, and is a frequent visitor to Australia.

Co-hosts: Australian Network for Japanese law ([www.law.usyd.edu.au/anjel](http://www.law.usyd.edu.au/anjel)).

**DATE:** Monday 21 July 2008

**TIME:** 5.30 - 7pm

Registrations open and light refreshments served at 5pm.

**COST:**

Full Fee Registration:	\$75 (GST incl)
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173-175 Phillip Street, Sydney

