

The Company Director



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著者:

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Foreword
A director l...kin... at thv acivitics of those who create public policy might be lii...4E~4ivcn li>r diagi...4Eosing a case of\" acute.
schizophrctfia. ()n the ~i...4E...4E. hand wi...4E: have seen widespread
intcn st in cnsttring that public companies apl)oint independent
non-cxccutivc dir~. ct~.si...4E cuhnnitmtng in the Banking Act 1986
(which ~ics the Bank <d\" Enoland a p<~vcr to insist on banks
>ha inK them). In n dcathl)cd conversiot~ by Parliament to the
virtues of it~dct>cndctlt dirctt~i...4Ers immediately prior lci...4E the 1987
General Eh cti~i...4Eu. the indetittigi...4Ed)le Sit\" Brandon Rhys Williams
at last sit trod his private mi...4E: ml)ct\"s Bill through the Commons
(~;omtnhtcc and n ~t t+ctal rti...4Ec~>mtncndati<m on the appointntcnt
Of indcFi...4E Cl+dCnt n+m-cxccuti cc directors has been made to all
quoted companies It the (ihairtnan of The Stock

Exchange.
 ()t~ tlw ~thcr ha~d i¼Ei¼Evc haw: soon Pa.rliamenti¼E the courtsi¼E and
the adminislrathm gteatly increase the responsibilities and
thrccli+rc tlw pcrs~mal lüi¼Etbilitics ot those satm: directors. The
wrongthl\" trading and. i¼E~t)~). ~ all¼E the disqualilication provisions
of the Insol+cnc Act 1!17i¼E5 are now realities supported vigor-
ottsl by the l)i Fi¼Ei¼Etrttntclt ol+ Trade and Industry s enforcing
oiticct+s and thc ~ ~Jutts.
Nor is lcgisl~tti~m the onli¼Ei¼E sci¼E urcc of enhancod responsibility.
New economic pt-csstlrccs on linaneial institutions are making
them liu nt(>rc t c;ld}i¼E +is shareholdersi¼E to ensure that directors
fully disch:ugc the tiduciarv duty that they owe to their
compalfiCs.
We arc asking individuals t~ risk both their livelihood and the
vi¼Ehoic of their assets t)~r a ti e which good practice suggests
shouh-l not tm m~tc than the individual concerned might bc
prep+areal t~> h+sv at any timi¼E. as the price of his all-important
independence as a dilcct<>r.
A surprishtg nuntt>er al)tn ar to tw willing to take this riski¼E and
plainly one way of stu+rtcning the odds is to have a proper
undcrstimding ~l what the risks and penahies amount to. This is
where l+oosc and Yclland come in. +The Company Director: His
functioni¼E powcFs and duties is the standard legal work of

作者介绍:

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