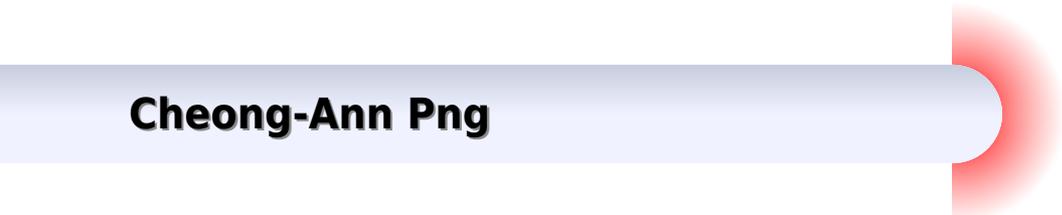


CORPORATE KILLING



Corporate Killing

Cheong-Ann Png



Corporate Killing:

When Business Kills Sarah Field, Lucy Jones, 2017-11-21 This book aims to explain in clear accessible language the approach taken by government to corporate offending resulting in a fatality in both the United Kingdom and the United States The key provisions of the statutory offense of corporate manslaughter introduced into the United Kingdom in 2008 are examined and set in context through a consideration of their relationship with prosecution for fatalities at work via the Health and Safety at Work etc Act 1974 Further contextualization is made through comparison with the current position in the United States highlighting both similarities and differences in approach to occupational fatalities The range of potential penalties is discussed with particular focus on the sentencing guidelines that apply after February 2016 Concluded corporate homicide cases are reviewed in order to assess the current regime in terms of financial penalties and to shine light on the evolving approach of the prosecuting authorities and the courts to these offenses *Corporate Manslaughter and Corporate*

Homicide Act: Special Report (hard copy) Alex Davies, 2008 **Corporate Manslaughter and Corporate Homicide** Shivam Goel, 2015-06-26 A corporation is an artificial legal person existing only in the contemplation of law having perpetual succession and common seal Can a corporation commit crime for its inability to form mens rea If yes then can it be accused of crimes as grave as homicide Even post the Bhopal Gas Tragedy and the Uphaar Cinema Tragedy absence of legislation such as the Corporate Manslaughter and Corporate Homicide Act 2007 UK is no less a pity Absolute liability theory coupled with deep pocket theory though is an improvisation over the strict liability theory but has failed to ensure corporate criminal deterrence This book is an attempt to ponder over issues relating to corporate criminal behaviour in particular corporate homicide and corporate manslaughter **Bourne on Company Law** Nicholas Bourne, 2013-03-05 An ideal introductory textbook Bourne on Company Law offers a succinct overview of the fundamental areas covered in LLB and GDL courses Clear and easy to follow the book is presented in short sub headed sections for ease of navigation and is thoroughly cross referenced to highlight connections across topics This sixth edition expands on emerging areas such as directors duties and corporate governance as well as offering increased discussion of EU Company Law Written for both law and non law students it offers full case citations and straightforward explanations of all key cases as well as chapter summaries and end of chapter questions to aid student understanding The sixth edition is also supported by a companion website offering self test questions a useful glossary and annotated web links Corporate Killing Welham, 2002-12-01 The forthcoming offence of corporate killing is a specific offence which is intended to make companies accountable in the criminal law for involuntary manslaughter The penalty will be an unlimited fine and directors may also be disqualified The other offences under the Act are Reckless killing where a person is aware of the risk that their conduct will cause death or serious injury The maximum penalty is life imprisonment Killing by gross carelessness when there is a risk that the conduct would cause death or serious injury and the person concerned is capable of appreciating the risk The maximum penalty is ten years imprisonment Killing

when the intent was to cause minor injury The maximum penalty is ten years imprisonment This authoritative up to the minute guide is written by an expert with working knowledge of the new law It provides clear easy to understand commentary on the Act and advises managers on the necessary steps to ensure compliance with the legislation and implementation of new practices and procedures and aids them in avoiding fines from the HSE and courts The work includes specific chapters for directors and safety officers The practical user 5 million enterprises that could be affected under the new law

Company Law Brenda Hannigan,2003 Hannigan Company Law hopes to capture the dynamism of company law reflect its topicality and above all help students master some of its intricacies The book is divided into seven major sections covering the corporate entity corporate governance and constitution to corporate finance insolvency and ending with corporate restructuring and takeovers The text is fully up to date and reflects numerous recent developments in this fast moving subject

Corporate Liability:A Study in Principles of Attribution Cheong-Ann Png,2001-08-03 When infringement or wrongdoing is alleged against a corporation where are we to look for the imputed reprehensible conduct or knowledge on which the case must depend This is a question that is asked and asked again as each expansion and intensification of corporate activity gives rise to ever more complex issues of accountability and responsibility This major new theoretical study builds on classic and recent work in the field to provide a systematic and coherent analysis of corporate liability in its current context Focusing on rules of attribution developed in a notable series of English cases the author explains in detail the various ways in which these rules may be applied in civil criminal and regulatory proceedings against corporate defendants The book exposes the circumstances in which corporations as legal persons may incur personal liability for the acts or omissions of their servants or agents that were carried out in the course of their employment defining the means through which corporate liability must be determined It focuses on the personal liability of corporations incorporating common law principles of vicarious liability and agency as well as exceptions arising from the Companies Act 1985 and other legislation The study covers such important areas as the following the problem of many hands in which individual servants or agents may be aware of only a portion of a corporate transaction or undertaking the traditional directing mind theory as one of the means of identifying the relevant individuals whose conduct or state of knowledge may result in corporate liability the development of principles of attribution as a framework for approaching different situations where liability may be established against corporations a new concept of aggregation which allows under particular circumstances the collective knowledge of various individuals to be attributed to the corporation the relevance of Chinese Walls in limiting the extent to which principles of attribution apply a comprehensive survey of the different circumstances in which corporations including holding corporations in corporate groups and their servants and agents may incur liability Corporate Liability A Study in Principles of Attribution is far more than a mere legal device for practical purposes It is in every way a groundbreaking work in the field of absorbing interest to scholars jurists and lawyers alike

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