GOVERNANCE OF CORPORATIONS AND BUSINESS ASSOCIATIONS - ISSUES AND RECENT DEVELOPMENTS

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CONTENTS

Foreword ..................................................................................................................... i
Biodata of Contributors ......................................................................................... iii
Contents ...................................................................................................................... vii
Table of Cases ........................................................................................................ ix
Table of Statutes ..................................................................................................... xi

PART A

ISLAMIC PERSPECTIVES: REGULATORY FRAMEWORK
AND WEALTH MANAGEMENT

CHAPTER 1 .................................................................................................................. 1
Liabilities of Partners: The Malaysian Law and the
Islamic Law Perspectives
Engku Rabiah Adawiah Engku Ali and Zuhairah
Ariff Abd Ghadas

CHAPTER 2 .................................................................................................................. 17
Legal Infrastructure of Islamic Capital Market in
Malaysia
Rusni Hassan

CHAPTER 3 .................................................................................................................. 37
Wealth Purification and Disposition: A Special
Reference to the Creation of Waqf on Land
Akmal Hidayah Halim

CHAPTER 4 .................................................................................................................. 57
Islamic Perspective on Corporate Governance:
Identifying Theories and Challenges
Abdul Hamid Oba Yusof
PART B

GOVERNANCE: THEORIES AND APPLICATION

CHAPTER 5 ............................................................... 95
Recent Developments on Directors’ Remuneration-
Lessons for Malaysia
Aiman Nariman Mohd Sulaiman

CHAPTER 6 ............................................................... 119
Board Structure and Composition for Banking
Institutions- An Indonesian Perspective
Indira Retno Aryanti and
Aiman Nariman Mohd Sulaiman

CHAPTER 7 ............................................................... 141
Takeovers and Mergers: The New Landscape for Malaysia
Mushera A Khan

CHAPTER 8 ............................................................... 153
Financial Reporting Failures, Listing Requirements and
Duty of Care
Aiman Nariman Mohd Sulaiman

CHAPTER 9 ............................................................... 165
Corporate Social Responsibility: Government-Linked
Corporations and Government Led Initiatives in Malaysia
Halyani Hassan

CHAPTER 10 ............................................................. 181
Limited Liability Partnership in Malaysia with Special
Reference to the Labuan Limited Partnership and
Labuan Limited Liability Partnership Act 2010
Zuhairah Ariff Abd Ghadas.
CHAPTER SEVEN

TAKEOVERS AND MERGERS: THE NEW LANDSCAPE FOR MALAYSIA

Mushera A Khan

INTRODUCTION

On December 15, 2010 the Malaysian Code on Takeovers and Mergers 2010 (the 2010 Code) came into force to replace the 1998 Code. The revised Code which was to be issued following the introduction of the Capital Market and Services Act 2007 has brought some changes. These changes are intended to tighten shareholders’ protection and to boost mergers and acquisitions exercises in Malaysia. The effort to tighten and enhance shareholders’ protection did not end with the introduction of the 2010 Code. In the early quarter of 2011, we witnessed the raising of the threshold in relation to privatisation of listed companies via assets disposal.\(^1\) The main pushing factor for the amendments and tightening of the takeovers law has been the concern for minority shareholders’ protection and ensuring investors’ confidence. At

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