



**ICDM**  
Institute of Corporate  
Directors Malaysia



**LOW CHEE KEONG**  
ASSOCIATE PROFESSOR IN CORPORATE LAW  
CUHK BUSINESS SCHOOL, HONG KONG

## POWERTALK

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# Would A Business Judgment Rule Help Directors Sleep Better at Night?

### ABOUT THE TALK

Business is about taking risks for rewards. Increasingly, companies are facing technological, reputational, regulatory and environmental challenges which directors are required to factor into their decisions. At times, even the best laid plans would fail. There is a new level of anxiety over legal liability in corporate boardrooms leading to increasing concern amongst directors.

Should directors of companies expect to be protected over a business judgement that has gone wrong if they had applied their judgement responsibly and honestly

in the best interest of the company? More importantly, how will they avail themselves of such protection?

This session on the Business Judgement Rule discusses the protection conferred to directors who take reasonable amounts of risk consistent with the standard of care expected of them. With this in mind, directors should willingly assume more calculated risks which will in turn lead to greater innovation, dynamism and constant change amongst businesses that are vital ingredients for economies to prosper.

### ABOUT THE SPEAKER

**LOW CHEE KEONG**  
ASSOCIATE PROFESSOR IN  
CORPORATE LAW, CUHK BUSINESS  
SCHOOL, HONG KONG

Low Chee Keong ('CK') is an Associate Professor in Corporate Law at CUHK Business School with research interests in issues pertaining to corporate governance and the regulatory framework of capital markets. His research, which has published in journals in Australasia, Europe and the United States of America, is supported by private sector grants from Sino Group and Tricor Services.

### PANELLISTS

**Datuk Yvonne Chia**  
Chairman, Standard  
Chartered Bank Malaysia



**Philip T.N. Koh**  
Senior Partner,  
Mah-Kamariyah & Philip Koh



### MODERATOR

**Kamarul Bahrin Haron**  
Deputy Editor-in-Chief,  
Astro AWANI



**Monday, 17 December 2018**  
**9.00am to 12.00pm**  
**The Majestic Hotel, Kuala Lumpur**

### APPRECIATE THE INCREASINGLY ONEROUS RESPONSIBILITIES

expected of directors and the duties to which they are subject in the discharge of their functions for the company;

### PARTICIPATE IN A DEBATE AS TO WHY THE LAW OUGHT TO BE MORE ACCOMMODATING

by allowing directors to get back to the basics of business within a capitalist framework, namely, to promote entrepreneurship through the facilitation of legitimate business decisions and risk taking; and

### ENQUIRE WHETHER THE LAW OUGHT TO BE INTERPRETED TO RE-BALANCE THE SCALES

so as to reward directors who are prudent, independent and vigilant, and who do make reasonable and informed judgements.

## Programme

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8.30am - 9.00am	Arrival and Registration of Participants
9.00am - 9.15am	Welcome Address & Context setting by Michele Kythe Lim, President/CEO of ICDM
9.15am - 10.15am	PowerTalk 'Would the business judgment rule help directors sleep better at night?' by Low Chee Keong, Associate Professor in Corporate Law, CUHK Business School, Hong Kong
10.15am - 10.30am	Networking Break
10.30am - 12.00pm	Directors Dialogue Session <b>Panellists</b> <ul style="list-style-type: none"><li>• Low Chee Keong, Associate Professor in Corporate Law, CUHK Business School, Hong Kong</li><li>• Datuk Yvonne Chia, Chairman, Standard Chartered Bank Malaysia</li><li>• Philip T.N. Koh, Senior Partner, Mah-Kamariyah &amp; Philip Koh</li></ul> <b>Moderator</b> Kamarul Bahrin Haron, Deputy Editor-in-Chief, Astro AWANI
12.00pm	End of Event

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The Organisers reserve the right to alter the content and timing of the programme in the best interest of the event and are not responsible for cancellations due to unforeseen circumstances.

## How to Register?

Book now at [www.icdm.com.my](http://www.icdm.com.my) or email to [effendi@icdm.com.my](mailto:effendi@icdm.com.my)

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NON-MEMBERS    RM180 NETT PER PERSON

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Membership.