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(editorial, articles, regulatory update and insolvency law update included in this part are linked to the LexisNexis platform)

CONTENTS

Editorial

[Editorial](#) 111

Articles

[Australia is burning: Aligning corporate social responsibility and community expectations following the Black Summer](#)
— *Jessica Baker* 113

This article examines the current law with respect to the role of corporate social responsibility in corporate decision-making. The author argues that despite clear community expectations following Australia's 'Black Summer', the law surrounding directors' duties and reporting requirements is not sufficient to integrate CSR into corporate decision-making. Discussing shareholder primacy and strategic CSR motivations, the ability of companies to engage in ethical behaviour is limited. The author subsequently suggests that as community expectations become more demanding, self-serving CSR is incompatible with these changing expectations. Reflecting on the role of climate risk reporting in implementing CSR into long-term strategy, the author considers a need for increased transparency to implement and achieve a genuine commitment to CSR. This article concludes that an amendment to s 181 of the Corporations Act 2001 (Cth) and a mandatory reporting scheme are essential to integrating CSR into corporate decision-making and ensuring the rapid change required to manage climate change.

[The company reporting of Australian sexual harassment](#)
— *Jennifer Ann Drobac and Mark Russell* 131

Public Australian companies disclose sexual harassment as a last resort. Not content with secrecy, Australian companies retaliate against sexual harassment complainants, and adopt an adversarial approach to sexual harassment claims. Over time, Australian Human Rights Commission inquiries and reports point to widespread sexual harassment in the workplace and underreporting. Past Australian studies reveal little progress in sexual harassment over the last 20 years. To correct underreporting and prevent harassment, the article proposes company disclosure of sexual harassment claims and costs in annual financial reports. Sexual harassment disclosure would also inform investors of poor management and culture. Such documentation would further anti-discrimination efforts and improve the usefulness of financial reports for investors and others.

Corporate social responsibility/ESG shareholder activism in Australia: A case study of the Australasian Centre for Corporate Responsibility

— *Benedict Sheehy, Howard Pender and Ben Jacobsen*

156

As shareholder activism around the world increases, investigation of the developing legal framework for shareholder rights becomes increasingly important. This article uses a case study of recent activities of the Australasian Centre for Corporate Responsibility and considers the implications of shareholder rights in Australia as they pertain to activism on environmental, social and governance issues. While relevant shareholder rights in Australia might be considered restricted when compared with those of the UK and the US, there have been significant successes. Although shareholder activists in Australia find ways to work-around current limitations, we argue for legal reform, including statutory recognition of advisory resolutions as a shareholder right.

Regulatory Update

Breach reporting reforms

— *Andrew Eastwood*

178

Insolvency Law Update

The chimera of restructuring reform: An opportunity missed for MSMEs in pt 5.3B

— *Jason Harris and Christopher Symes*

182