Ministry of Education and Science of Ukraine

V. N. Karazin Kharkiv National University

Department of Civil Law Disciplines

«APPROVE»

Dean of the Faculty of Law

Vitalii SEROHIN

"31" августа 2026

WORK PROGRAM OF THE ACADEMIC DISCIPLINE

COMPARATIVE CORPORATE LAW

level of higher education - first (bachelor's)

field of knowledge - 29 International Relations

specialty - 293 International Law

Educational program - International Law

type of discipline - optional

Faculty - Law

2026 / 2027 academic year

The program has been recommended for approval by the Academic Council of the Faculty of Law

August 31, 2026, Protocol No. 1

PROGRAM DEVELOPERS:

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The program was approved at a meeting of the Department of Civil Law Disciplines of the Faculty of Law

Protocol No. 1 of August 28, 2026

Head of the Department
civil law disciplines Olena USTYMENKO

The program is approved by the guarantor of the educational and professional program of the first (bachelor's) level of higher education in the specialty D 9 International Law

Guarantor of the educational and professional program
first (bachelor's) level of higher education
«International Law» Yevhen TITOV

The program was approved by the scientific and methodological commission of the Faculty of Law

Minutes of August 31, 2026, No. 1

Head of the Scientific and Methodological Commission
Faculty of Law Hanna ZUBENKO

INTRODUCTION

The program of the academic discipline «Comparative corporate law» is compiled in accordance with the educational and professional program for the preparation of a Bachelor of Law, specialty 293 International Law.

1. Description of the academic discipline

1.1. The purpose of teaching the academic discipline is to train specialists who have a high level of legal awareness and legal culture, possess the knowledge and practical skills necessary for their professional activities to solve specific tasks in the field of comparative corporate law, are able to independently navigate modern international corporate legal relations, and make balanced and well-founded decisions within the framework of their professional competence.

1.2. The main objectives of studying the discipline are to identify and analyze legal problems, form and justify legal positions, and apply the acquired knowledge in practical situations.

1.3. Number of credits – 5

1.4. Total number of hours - 150

1.5. Characteristics of the academic discipline	
By choice	
Full-time study	Correspondence form of study
Year of preparation	
4th	4th
Semester	
2nd	2nd
Lectures	
30 hours.	8 hours.
Practical, seminar classes	
30 hours.	6 hours.
Laboratory classes	
Independent work	
90 hours.	136 hours
Individual tasks	

1.6. List of competencies that this discipline forms:

ZK1. Ability for abstract thinking, analysis and synthesis.

ZK3. Ability to learn and master modern knowledge.

ZK6. Ability to apply knowledge in practical situations.

ZK13. Ability to be aware of equal opportunities and gender issues.

FC3. The ability to protect the national interests of one’s own state using international legal instruments.

FC9. Knowledge and understanding of the features of the implementation and application of substantive and procedural law.

FC11. Ability to provide legal opinions and consultations on issues of international law, national law of Ukraine and foreign states; identify legal risks of certain foreign policy or foreign economic initiatives, and select ways to minimize them.

1.7. List of learning outcomes that this discipline forms:

PRN3. Conduct collection and integrated analysis of materials from various sources;

PRN11. Conduct formal and informal business conversations in the field of international relations and foreign policy;

PRN13. To convey information, ideas, problems, solutions and own experience on current issues of international law to specialists and non-specialists;

PRN14. Appropriately use statistical information obtained from primary and secondary sources for their professional activities;

PRN18. Demonstrate knowledge and understanding of the main modern legal doctrines, values, and principles of the functioning of national and international legal systems;

PRN23. Provide advice on possible ways to protect the rights and interests of clients at the national and international levels in various legal situations.

1.8. Prerequisites: Theory of State and Law. Civil Law. Private International Law.

2. Thematic plan of the academic discipline

Topic 1. General characteristics of comparative corporate law.

Comparative corporate law as a component of comparative jurisprudence. Objects of comparative jurisprudence. Functions of comparative jurisprudence. Concept, subject and features of comparative corporate law. Concept and main sources of corporate law. Legislation on corporations in continental European legal systems. Anglo-American legislation on corporations. Harmonization of corporate law. Development of corporate legislation in Ukraine. Imperativeness and dispositively of corporate legislation. Limits of autonomy of will in corporate law.

Topic 2. Corporate legal entity in Ukraine and foreign countries.

The concept and characteristics of a corporate legal entity. Types of corporate legal entities. General characteristics and types of legal entities in US law. General characteristics of the concept and types of legal entities in German law. General characteristics and types of legal entities in France. Legal status of a limited liability company and an additional liability company in Ukraine and foreign countries. Legal status of a joint-stock company in Ukraine and foreign countries. Legal status of general and limited partnerships in Ukraine and foreign countries. Legal status of cooperatives in Ukraine and foreign countries.

Topic 3. Procedure for the creation, operation and termination of legal entities under EU and US law.

General requirements for the creation of legal entities. Statutory documents. Procedure for the creation and/or state registration of legal entities. Formation of authorized capital. Requirements for the activities of individual legal entities: licensing of activities and/or obtaining permits for the implementation of activities; restrictions on activities. Concept, meaning, parties to a corporate agreement. Place of the institution of shareholder agreements in Ukraine. Measures of liability for non-fulfillment or improper fulfillment of obligations arising from a corporate agreement. Methods of ensuring the fulfillment of obligations arising from a corporate agreement. Corporate agreements in the law of foreign states. Concept of termination of a legal entity. Termination of a legal entity with legal succession: merger; accession; division; transformation. Concept of separation of a legal entity: procedure, legal consequences. Liquidation of a legal entity: procedure, legal consequences. Distribution of property of a legal entity between creditors and its participants.

Topic 4. Concept and types of corporations.

History of development of corporate entities. Commercial corporations in continental law: main types, features of regulation. Corporations and partnerships in the Anglo-American legal system. General characteristics of non-profit corporations. Types of corporations in Ukraine. Concept, legal

nature and types of corporate legal relations. Prerequisites and grounds for the emergence of corporate legal relations. Structure and content of corporate legal relations. Property, non-property, preferential rights of corporation participants. Obligations of corporation participants. Concept and types of concerns in European continental law. Concept of holding in the law of developed countries. Structure of holding. Advantages of the holding model of business organization. Acquisition of control over a corporation in American law. Parent and subsidiary companies in Ukraine.

Topic 5. Corporate governance.

The concept of corporate governance. Principles of corporate governance. Models of corporate governance. Bodies of business companies. The system of corporate governance in the law of developed countries. Corporate conflict: concept, signs, causes, forms of legal influence on corporate conflict. Unfriendly takeovers (corporate takeovers). Corporate blackmail. World models of corporate governance. Approximation of Ukrainian legislation in the field of corporate governance to the EU ACQUIS. The main principles concerning corporate governance are enshrined in the primary law of the EU. The main principles of cooperation between Ukraine and the European Union in the field of corporate governance. The role of the Association Agreement between Ukraine and the European Union in resolving corporate governance issues. The main principles established by the Agreement. Directions of reforming the legislation of Ukraine in the field of corporate governance in the light of European integration. The main directives that Ukraine is obliged to implement in accordance with the Agreement, their content. Legal regulation of corporate governance in the USA. Principles of corporate governance under US law.

3. Structure of the academic discipline

Chapter and topic names	Number of hours											
	full-time education						correspondence form of study					
	total	including					total	including				
		l	w	f	ot	ed		l	w	f	ot	ed
Topic 1. General characteristics of comparative corporate law.	10	2	2			6	10	2	2			10
Topic 2. Corporate legal entity in Ukraine and foreign countries	10	2	2			6	10	2	2			9
Topic 3. Procedure for the creation, operation and termination of legal entities under EU and US law	10	2	2			6	10	2	2			9
Topic 4. Concept and types of corporations	10	2	2			6	10					9
Topic 5. Corporate Governance	10	2	2			6	10					9
Total hours	**150**	**30**	**30**			**90**	**150**	**8**	**6**			**136**

4. Seminar topics

No.	Topic name	Number hours	
		day time	correspondence
1	General characteristics of comparative corporate law	2	2
2	Corporate legal entity in Ukraine and foreign countries	2	2
3	Procedure for the creation, operation and termination of legal entities under EU and US law	2	2
4	Concept and types of corporations	2	
5	Corporate governance	2	
	Together	**30**	**6**

5. Tasks for independent work

No	Types and content of independent work	Number hours	
		day time	correspondence
1	General characteristics of comparative corporate law (study of additional literature on the topic)	6	10
2	Corporate legal entity in Ukraine and foreign countries (study of additional literature on the topic)	6	9
3	Procedure for the creation, operation and termination of legal entities under EU and US law (study of additional literature on the topic)	6	9
4	Concept and types of corporations (study of additional literature on the topic)	6	9
5	Corporate governance (study of additional literature on the topic)	6	9
	Together	**90**	**136**

6. Individual tasks

Not included in the curriculum.

7. Teaching methods

During classes, three groups of teaching methods are used:

1. verbal, which involve a descriptive disclosure of educational material, an explanation of the essence of the relevant phenomenon, concept, process, instruction on the specifics of the application of individual norms, checking the level of independent processing of educational material, etc.;

2. visual, the essence of which is to demonstrate diagrams, tables, drawings (if available), presentations;

3. practical, which manifest themselves in the formation of skills and abilities in operating with legal categories, applying legal norms and using acquired knowledge when conducting seminar classes.

8. Control methods

Ongoing control is carried out during classroom lessons throughout the semester. It can take the form of an oral survey or written control during seminars or lectures, a colloquium, student speeches during discussions of issues during seminars, computer testing, etc. Ongoing control includes writing a test paper in the middle of the semester.

The final semester control is carried out in the form of a test. A student is admitted to the semester control provided that he/she has completed all types of work provided for in the curriculum for the semester in this discipline.

The maximum number of points that a student can score when taking the final test in an academic discipline is 40. The maximum number of points that a student can score when studying an academic discipline is 100.

Test questions

1. Comparative corporate law as a component of comparative jurisprudence.
2. The concept, subject and features of comparative corporate law.
3. Concept and main sources of corporate law.

4. Corporate law in continental European legal systems.
5. Anglo-American corporate law.
6. Harmonization of corporate law.
7. Development of corporate legislation in Ukraine.
8. Imperativeness and dispositiveness of corporate legislation.
9. The limits of autonomy of will in corporate law.
10. The concept of a corporate legal entity.
11. Characteristics of a corporate legal entity.
12. Types of corporate legal entities.
13. General characteristics and types of legal entities in US law.
14. General characteristics of the concept and types of legal entities in German law.
15. General characteristics and types of legal entities in France.
16. The concept and characteristics of a limited liability company (LLC) as a legal entity.
17. Creation of an LLC.
18. LLC founding documents.
19. Legal regime of the authorized capital of the company.
20. Bodies of the company: general meeting; executive body; control and audit bodies of the company.
21. Grounds, methods, procedure and legal consequences of terminating an LLC.
22. The concept and characteristics of an additional liability company (ALC).
23. Creation of an additional liability company (ADL).
24. Legal regime of the authorized capital of the company.
25. TDV Statute.
26. Bodies of the company: general meeting; executive body; control and audit bodies of the company.
27. Grounds, methods, procedure and legal consequences of terminating the TDI.
28. The concept and characteristics of a joint-stock company as a legal entity in the continental and Anglo-American legal systems.
29. Sources of legal regulation of the creation and operation of joint-stock companies in countries with continental and Anglo-American legal systems.
30. Types of joint-stock companies in countries with continental and Anglo-American legal systems.
31. Establishment of joint-stock companies in countries with continental and Anglo-American legal systems.
32. Stages of creating a joint-stock company.
33. Management bodies of a joint-stock company.
34. Features of the termination of a joint-stock company in the continental and Anglo-American legal systems.
35. The concept of complete partnership.
36. Memorandum of Association of a general partnership.
37. Conducting the affairs of a general partnership.
38. The procedure and legal consequences of the assignment by a company participant of a share (part thereof) to other participants or third parties.
39. Exit, exclusion of a participant from a general partnership: grounds, legal consequences.
40. Liability of participants for the debts of a general partnership.
41. Characteristics and legal nature of a cooperative.
42. Procedure for establishing a cooperative.
43. Cooperative charter.
44. Legal status of a cooperative member.
45. Governing bodies of the cooperative.
46. General meeting of members of the cooperative.

47. The executive body of the cooperative.
48. Legal regime of cooperative property.
49. Sources of formation of cooperative property.
50. Termination of a cooperative: legal grounds, methods, legal consequences.
51. General requirements for the creation of legal entities.
52. Procedure for the creation and/or state registration of legal entities.
53. Formation of authorized capital.
54. Requirements for the activities of individual legal entities: licensing of activities and/or obtaining permits to carry out activities; restrictions on activities.
55. The concept of termination of a legal entity.
56. Termination of a legal entity with legal succession: merger; accession; division; transformation.
57. The concept of separation of a legal entity: procedure, legal consequences.
58. Liquidation of a legal entity: procedure, legal consequences.
59. Distribution of the property of a legal entity between creditors and its members.
60. History of the development of corporate entities.
61. Commercial corporations in continental law: main types, features of regulation.
62. Corporations and partnerships in the Anglo-American legal system.
63. General characteristics of non-profit corporations.
64. Types of corporations in Ukraine.
65. The concept, legal nature and types of corporate legal relations.
66. Prerequisites and grounds for the emergence of corporate legal relations.
67. Structure and content of corporate legal relations.
68. Property, non-property, preferential rights of the corporation's participants.
69. Obligations of corporation members.
70. Corporate governance concept.
71. Principles of corporate governance.
72. Corporate governance models.
73. The corporate governance system in the law of developed countries.
74. Corporate conflict: concept, signs, causes, forms of legal influence on corporate conflict.
75. Hostile takeovers (corporate takeovers).
76. The concept and types of concerns in European continental law.
77. The concept of holding in the law of developed countries.
78. Holding structure.
79. Advantages of the holding model of business organization.
80. Acquisition of control over a corporation in American law.
81. Parent and subsidiary companies in Ukraine.
82. Concept, meaning, parties to a corporate agreement.
83. The place of the institute of shareholder agreements in Ukraine.
84. Liability measures for non-fulfillment or improper fulfillment of obligations arising from a corporate agreement.
85. Methods of ensuring the fulfillment of obligations arising from the corporate agreement.
86. Corporate agreements in the law of foreign states.
87. Global models of corporate governance.
88. Approximation of Ukrainian legislation in the field of corporate governance to the EU ACQUIS.
89. The basic principles relating to corporate governance are enshrined in EU primary law.
90. Basic principles of cooperation between Ukraine and the European Union in the field of corporate governance.
91. The role of the Association Agreement between Ukraine and the European Union in resolving corporate governance issues.
92. The basic principles established by the Agreement.

93. Directions of reforming Ukrainian legislation in the field of corporate governance in the light of European integration.

94. The main directives that Ukraine is obliged to implement in accordance with the Agreement, their content.

95. Legal regulation of corporate governance in the USA.

96. Principles of corporate governance under US law.

9. Points accrual scheme

The total number of points is 100.
The number of points for the test is 40.
Number of points during the semester – 60:
Number of points for answers in seminar classes ∑ 40 = 40:

Calculation formula

$$\sum \mathbf{1}$$
$$\sum \mathbf{40} = \text{--- X 8 (eight)}$$
$$\sum \mathbf{2}$$

Note:
∑40 – the sum of the maximum number of points
∑1 – the sum of points received by the student for answers in seminar classes.
∑ 2 – number of seminar classes during the semester.
8 – coefficient

Current control	Test work provided for in the curriculum	Together	Test	Sum
T1-T5				
∑ 40	20	60	40	100

To be admitted to the exam, a higher education applicant must score at least 10 points in the academic discipline during current control, independent work, and individual assignment.

Criteria for evaluating academic achievements

When studying the academic discipline, the use of artificial intelligence (AI) technologies is carried out in accordance with the Policy on the Use of Artificial Intelligence Technologies of V. N. Karazin Kharkiv National University.

IN within disciplines are applied such models using AI:

1. Model «AI is forbidden».

The use of artificial intelligence technologies is not allowed during the implementation of control measures aimed at verifying the individual knowledge and development of the competencies of the education seeker, in particular: oral questioning, modular control works, exam (offset), if other not determined teacher, others species evaluation, for whom the teacher has set restrictions on the use of AI.

2. Model «AI as assistant».

When preparing for practical classes, completing individual assignments, essays, analytical reviews, and other written work, the use of AI is permitted for: search and systematization information, selection and primary analysis scientific sources, explaining complex concepts, improving text structure, checking grammar, style and layout, generating ideas, a work plan or examples.

The final text of the work, conclusions, analysis, interpretation of results, and decisions made

must be prepared independently by the student.

3. Model «AI as tool».

For certain laboratory, practical, project or research works, the use of artificial intelligence technologies may be a mandatory component of the task. In such cases, students can use generative AI models to: analyze and prepare data, generate, analyze and optimize program code, compare the results of different AI models, create visualizations, schemes or images, analysis big arrays data. carrying out experiments using modern artificial intelligence tools.

All results, received by with help AI, are subject to critical analysis, verification and revision by the education seeker.

Declaring the use of AI.

In the case of using artificial intelligence technologies, the student is required to indicate: the name of the service or AI model; date of use; nature of assistance (idea generation, information search, data analysis, code generation, text editing, etc.).

At the teacher's request, the student must provide the prompts used or explain how to use AI tools.

Undeclared use of artificial intelligence technologies or submission of generated AI material as own result educational activities under consideration as a violation of the principles of academic integrity in accordance with the internal regulatory documents of the University.

Oral response evaluation criteria

Current control is carried out, in particular, in the form of surveys and verification of the results of performances at seminars and practical classes on a five-point grading scale.

5 points are awarded under the following conditions:

- the student works actively throughout the practical session;
- provides a complete, correct, consistent, coherent, and well-founded presentation of the issue, accompanied by correct examples from doctrinal sources and references to current legislation;
- everything that is taught must demonstrate a deep understanding and orientation in the phenomena and processes being studied;
- correct comprehensive answers to additional questions from the teacher.

4 points are awarded under the following conditions:

- the student works actively during the practical session;
- gives a correct, complete presentation of the content of the textbook and the material presented by the teacher, but answers additional control questions that the teacher asks to determine the depth of understanding and the ability to navigate phenomena and processes only with some help from the teacher or colleagues;
- insufficiently comprehensive answers to the teacher's additional questions.

3 points are awarded under the following conditions:

- the student behaves passively in class, responding only to the teacher's call;
- generally demonstrates knowledge of the main educational material being considered, but makes mistakes when answering and realizes them only after the teacher's instructions;
- does not give answers to questions immediately, but only after some straining of memory, and the answers are unclear;
- unable to derive correlations with other problems of the discipline being studied without the help of a teacher;

2 points are awarded under the following conditions:

- makes significant errors or skips material altogether and partially corrects these errors only after instruction from the teacher;
- the student shows ignorance of a significant part of the educational material, presents it illogically and uncertainly, there are hitches and pauses in the answer, cannot explain the problem, although he understands it;
- does not present the material coherently and consistently enough.

1 point is awarded under the following conditions:

- the student makes gross mistakes when presenting the material and does not correct these mistakes even when the teacher points them out;
- reveals a lack of understanding of the educational material and, as a consequence, a complete lack of skills both in analyzing phenomena and in further performing practical tasks.

Criteria for evaluating tests and exams

Tests and credit work are carried out in written form. The test work consists of 20 test tasks; the credit work consists of 40 test tasks. Each test task has answer options, only one of which is correct; one point is awarded for each correct answer.

Rating scale

Total points for all types of learning activities during the semester	National scale assessment
90–100	enrolled
70-89	enrolled
50-69	enrolled
1-49	not enrolled

10. Recommended reading

Basic literature

1. Corporate Law of the European Union: Textbook. Kologoyda O. V., Garagonich O. V., Doroshenko L. M. Kyiv: Lyra-K Publishing House. 2023. 392 p.
2. Corporate Law through the Lens of Judicial Practice. Thank you-Fateeva I. V. Kyiv: EKUS, 2021. 512 p.
3. Corporate law (in diagrams and tables): a guide to preparing for the exam. O. M. Davydyuk , T. I. Shvydka. 2nd ed., changes and additions. Kharkiv: Pravo, 2022. 110 p.
4. Corporate law. Preparation for the exam: a teaching manual. T. I. Shvydka, O. M. Davydyuk . Kharkiv: Pravo, 2021. 104 p.
5. Corporate law: a textbook. O. V. Pushkin, S. V. Nesynova, T. M. Lezhnev, I. B. Probko, T. A. Todoroshko ; edited by S. V. Nesynova . Dnipro: Alfred Nobel University, 2018. 276 p.

Supporting literature

1. Zhornokuy Yu. M., Slipchenko S. O., Zhornokuy V. G. Corporate legal relations: monograph. Kharkiv, EKUS. 2021. 248 p.
2. Kibenko O. R. Current state and prospects of legal regulation of corporate relations: comparative legal analysis of the law of the EU, Great Britain and Ukraine: dissertation … Doctor of Law: 12.00.04; National Law Academy of Ukraine named after Ya. Mudryi. Kh., 2006. 527 p.
3. Kibenko O. R., Pendak Sarbakh A. Company law law: comparative legal analysis of the acquis of the European Union and the legislation of Ukraine / compiled by G. Druzenko, scientific editor O. Kibenko. Kyiv: Publishing organization "Justinian", 2006. 496 p.
4. Kibenko O. R. European corporate law at the stage of fundamental reform: prospects for using European legislative experience in the legal field of Ukraine. Series "Legal Advisor". Kharkiv: Stride, 2005. 432 p.
5. Corporate law of Ukraine: problems of theory and practice: monograph / V. A. Vasilyeva, V. V. Luts, L. V. Sishchuk [et al.]; ed. by V. A. Vasilyeva. Kharkiv: Pravo, 2018. 616 p.
6. Corporate law: textbook / Yu. O. Gladyo, V. M. Martyn, Yu. Ya. Samagalska and

others; edited by Prof. O. Ya. Yavorska. Drohobych: Kolo, 2020. 650 p.
7. Corporate Governance in Ukraine in Modern Conditions: Monograph / Edited by I. Rozputenko and Barry Lesser. Kyiv: K.I.S., 2004. 306 p.
8. Kologoyda O. V., Slyvinska A. V. Mediation as an alternative method of resolving corporate disputes. *Law and Society.* 2022. No. 3. Pp. 83-93.
9. Kravchuk V. M. Termination of corporate relations in business partnerships: Monograph. Lviv: Kray, 2009. 464 p.
10. V. V. Makedon, Principles and Organizational Components of Integration Policy of Companies in International Models of Corporate Governance: Monograph; Alfred Nobel Dnipropetrovsk University of Economics and Law. Dnipropetrovsk: Alfred Nobel DUEP Publishing House, 2011. 394 p.
11. Spasibo-Fateeva I. The doctrine of corporate rights and civilistic doctrine. *Law of Ukraine*. 2014. No. 6. Pp. 84-92.
12. Susch O. Peculiarities of the legal status of transnational companies. *Science and Technology Today*. 2023. *No.* 3 (17). URL: perspectives.pp.ua/index.php/nts/article/view/4119/4141
13. Tkachenko V. V. Legal personality in international private law. *Legal scientific electronic journal*. 2020. No. 3. P. 470-473.
14. Kharytonov E. O., Kharytonova O. I., Bignyak O. V. «Quasi-corporations» and European integration: monograph of the Institute of European Integration. *Development of national law in the context of integration into the European legal space.* Warsaw. 2018. pp. 53-71.
15. Ilchenko G. Organizational and legal forms of legal entities: English and Ukrainian law. *Foreign trade: economics, finance, law*. 2021. No. 1. Pp. 32-42.

11. Links to information resources on the Internet, video lectures, other methodological support

1. Official web portal of the Verkhovna Rada of Ukraine. http://portal.rada.gov.ua/
2. Official website of the President of Ukraine. http://www.president.gov.ua/
3. Unified web portal of executive authorities of Ukraine. http://www.kmu.gov.ua/
4. Official web portal of the judicial authorities of Ukraine. http://court.gov.ua/
5. Official website of the Constitutional Court of Ukraine. http://www.ccu.gov.ua/
6. Official website of the Ombudsman of the Verkhovna Rada of Ukraine for Human Rights. https://ombudsman.gov.ua/
7. Unified State Register of Court Decisions. URL: https://reyestr.court.gov.ua/
8. National Library of Ukraine named after V. I. Vernadsky. URL: www.nbuv.gov.ua
9. Kyiv Central City Public Library named after Lesya Ukrainka. URL: https://lukl.kyiv.ua/
10. Central Scientific Library of V.N. Karazin Kharkiv National University. URL: http://www-library.univer.kharkov.ua/ukr/
11. Kharkiv State Scientific Library named after V.G. Korolenko. URL: http://korolenko.kharkov.com