

MINISTRY OF EDUCATION AND TRAINING

MINISTRY OF JUSTICE

HANOI LAW UNIVERSITY

**INFORMATION SHEET ON NEW RESEARCH
FINDINGS OF DOCTORAL THESIS**

Thesis title: IMPROVING THE LAW ON CONTROLLING RELATED PARTY
TRANSACTIONS

Specialty: Economic Law; **Code:** 62.38.01.07

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Supervisors: Prof. Dr. Le Hong Hanh; Dr. Phan Chi Hieu

Training Institution: Hanoi Law University

SUMMARY OF NEW RESEARCH FINDINGS

On the basis of the selective inheritance of the previous studies on controlling transactions of the risk of self-dealing and insider trading of Vietnamese and foreign authors, together with the independent and serious research of the candidate, the thesis has made new scientific contributions as follows:

Firstly, the thesis has constructed theoretical foundations of the law on controlling related party transactions in Vietnam. The thesis has researched the philosophical foundation of controlling related party transactions and identified related party transactions that need to be controlled. The thesis has pointed out the content of the law on controlling related party transactions and its role in effectively running business and being against the abuse of power within the company. The thesis indicates that the legal foundations for controlling related party transactions are established by related legal provisions and the enterprise Charter. The thesis also analyzes features of the organization and management of enterprises in Vietnam that affect the mechanism for controlling related party transactions. Besides it, the thesis has offered some international experiences drawn from the law on controlling related party transactions of some other countries in the world.

Secondly, the thesis has offered a relatively comprehensive assessment of the current status of the law on controlling related party transactions in Vietnam and analyzed some current company Charters with regard to related party transactions. Based on that, the thesis has pointed out inadequacies of the current legal system and problems occurring in the practical enforcement.

Thirdly, the thesis has proposed elements which need be guaranteed and specific solutions for improving the law on controlling related party transactions, meeting the requirements of developing a healthy business environment in the market economy during the period of international integration in Vietnam.

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