CURRENT APPROACHES TO SEPARATE LEGAL PERSONALITY OF A COMPANY IN IRELAND, THE STATE OF DELAWARE IN THE UNITED STATES OF AMERICA AND NIGERIA

[1]FRANCO JOMBO, [2]JUDE TOCHUKWU IKWUKA, [3]KINGSLEY KAOSISOCHUKWU NWOSU

University of Limerick, Lagos State e-learning Centre, Lagos State e-learning Centre
E-mail: [1]franco.jombo@ul.ie, [2]judtoikwuka42@gmail.com, [3]kinkanwosu14@gmail.com

Abstract - This our Postgraduates LL.M studies by research focusing on the concept 'Separate Legal Personality' of a company'. It is a Company Law topic. This Thesis explores and analyses the creation of 'Separate Legal Personality' of companies and the 'Disregarding' of same in Ireland, United States of America (Delaware) and Nigeria in the 21st Century. The researchers were motivated to research on 'Separate Legal Personality' of a company when they realised the inconsistencies and controversies surrounding the topic since 1897 when the topic's pioneer case Salomon v Salmon & Co. Ltd 1897 AC 22 was overturned by the United Kingdom House of Lords (HL). Also, the Researchers realised that there are comparative exceptions in the Disregarding of 'Separate Legal Personality' of a Company still exist in Ireland, United States of America and Nigeria. The researchers utilised the Qualitative Research Approach Method and Case Studies which were researched from multiple sources, including Law Books and Legal Journal Articles. The 'Separate Legal Personality' of a Company is a significant and household concept in Company Law, therefore figuring out the comparative exceptions which still exist in the aforestated jurisdictions seems to be a worthwhile research. This, we believe would enable the legislators to harmonise and update laws for 'Separate Legal Personality' of a Company in the 21st Century as there has been no proactive measures to abolish these inconsistencies and controversies.These instructions give you guidelines for preparing papers for the International conference ICCSE). Use this document as a template if you are using Microsoft Office Word 6.0 or later. Otherwise, use this document as an instruction set. The electronic file of your paper will be formatted further at International Journal of Computer Theory and Engineering. Define all symbols used in the abstract. Do not cite references in the abstract. Do not delete the blank line immediately above the abstract; it sets the footnote at the bottom of this column.

Index Terms - Company Law, Limited Liability, Disregarding the Corporate Veil, Salomon v Salomon & Co Ltd, Separate Legal Personality.