

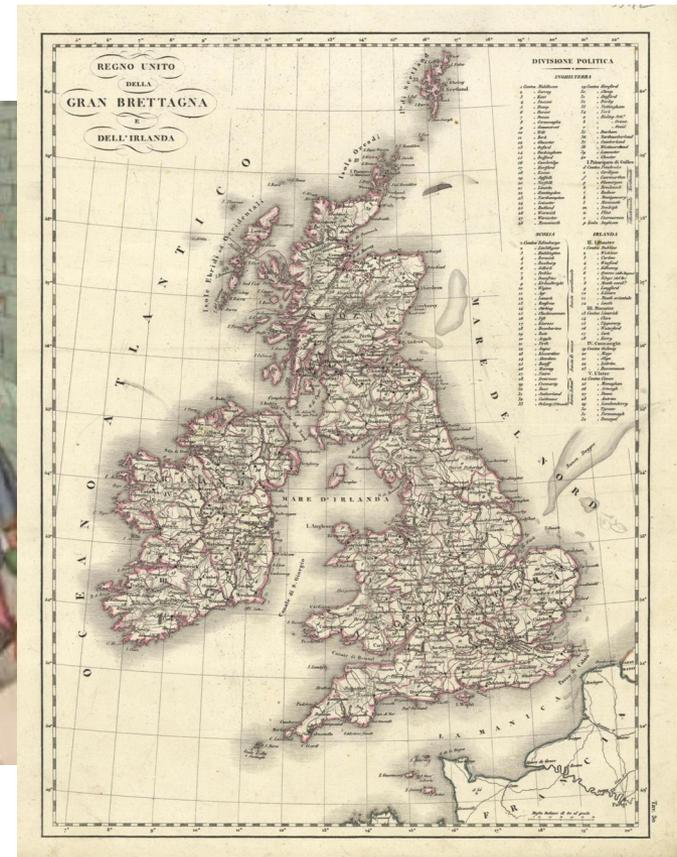


Benefit corporations: un trend globale?

Riccardo Rao

Dottorando in diritto commerciale

Un salto nel passato...



B corps ≠ Benefit corporations

Certificazione privata ≠ modello legale



MARTIN O'MALLEY, Governor

Ch. 501

Chapter 501

(House Bill 1151)

AN ACT concerning

Corporations and Associations - Name Requirements for Benefit Corporations and Limited Liability Companies - Election to Be a Benefit Corporation Limited Liability Company

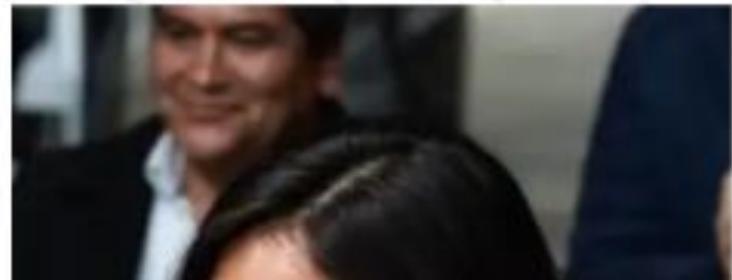
FOR the purpose of authorizing a Maryland limited liability company to elect to be a benefit ~~corporation~~; ~~specifying the process by which a limited liability company may elect to be a benefit corporation~~ limited liability company by including a certain statement in its articles of organization; specifying the process by which a limited liability company may terminate its status as a benefit ~~corporation~~ limited liability company; requiring a clear reference to the fact that a limited liability company is a benefit ~~corporation~~ limited liability company to appear prominently at the head of certain articles of organization ~~of the limited liability company~~ or an amendment to the articles of organization; *establishing certain requirements for the name of certain benefit limited liability companies*;

B corps nel mondo



105
Countries

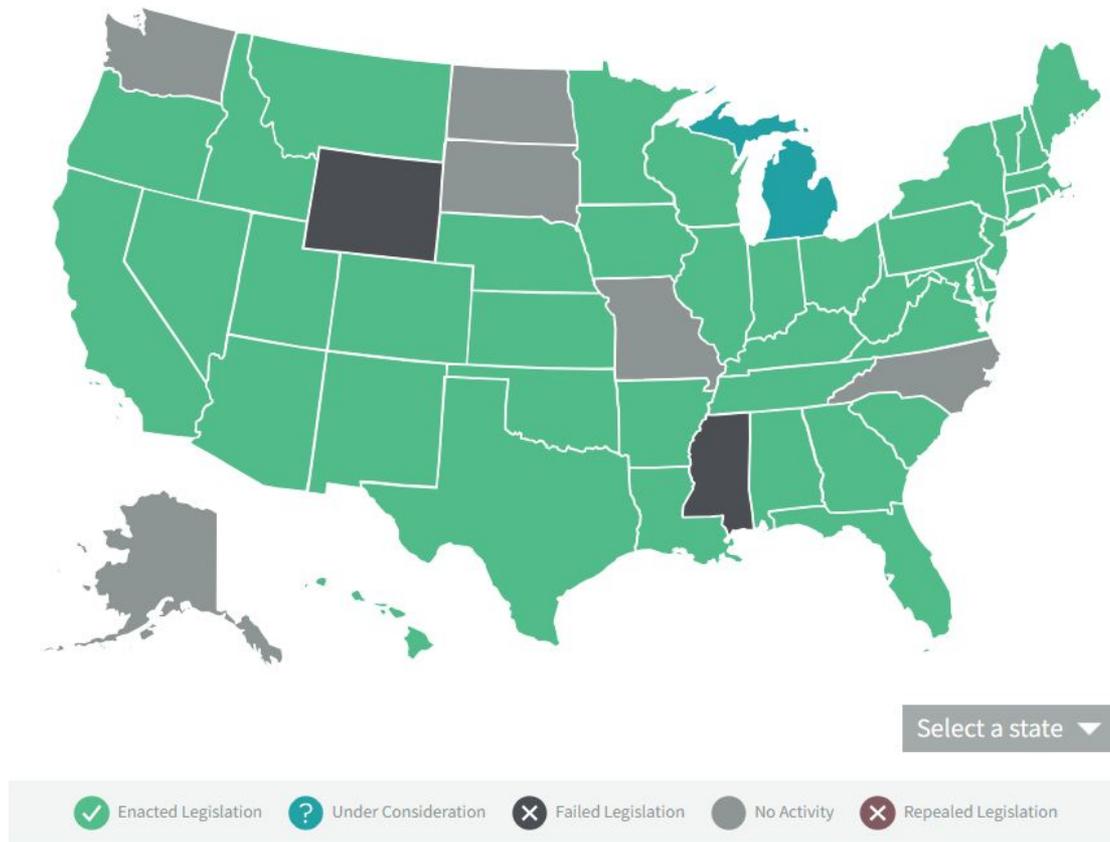
9,272
Companies



Benefit corporations nel mondo



Stati Uniti: 41 stati, più WDC

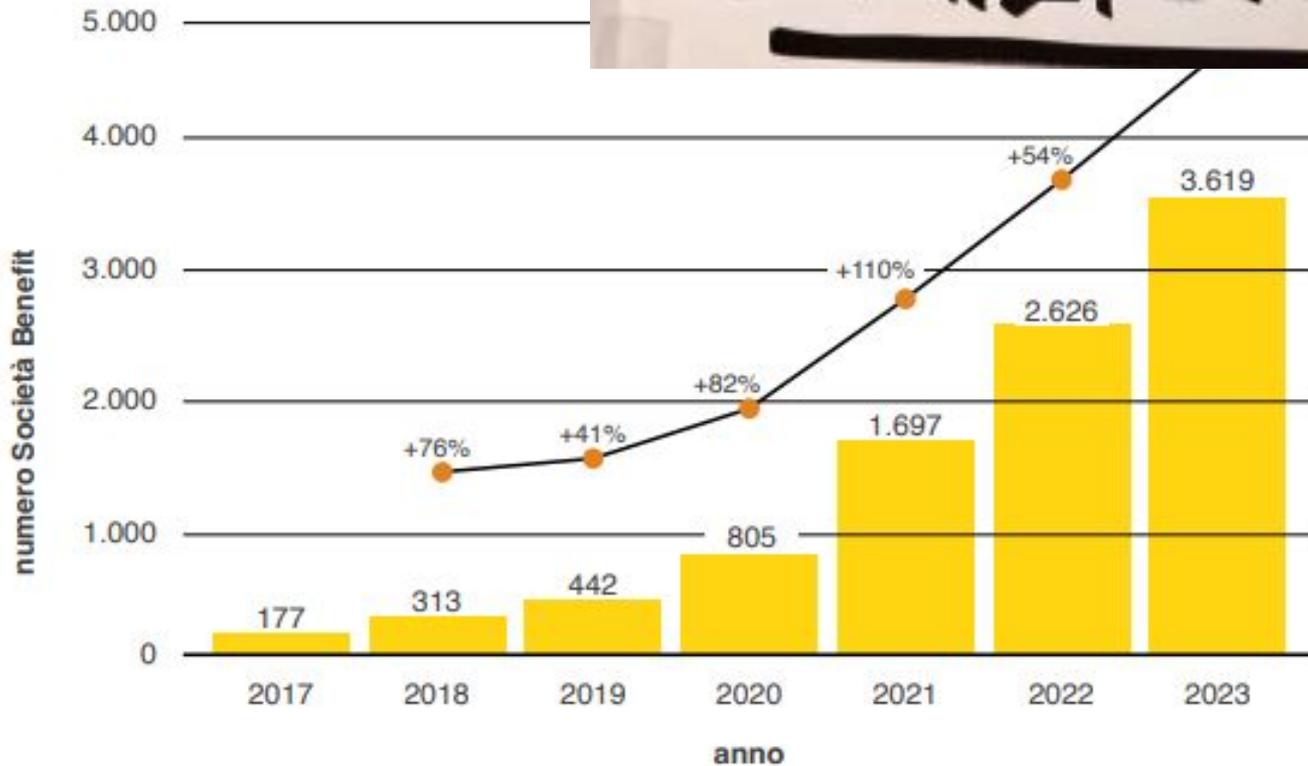
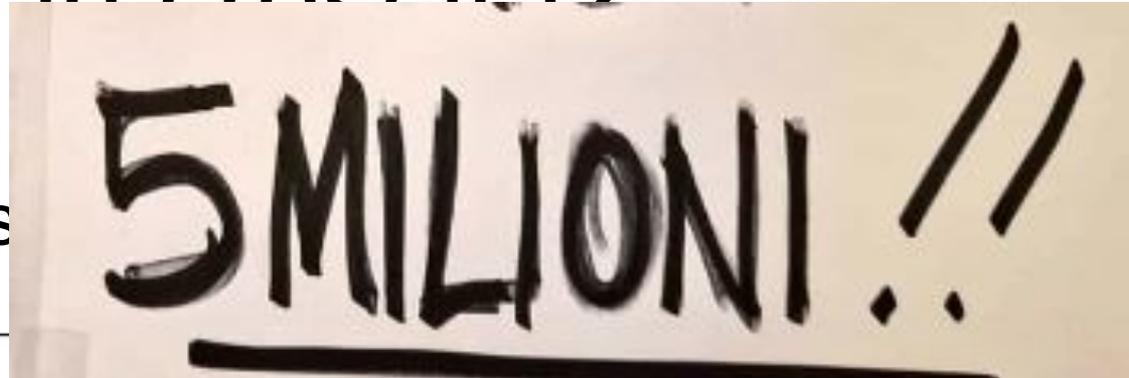


Canada: British Columbia



Trend in crescita?

Adozione nella prassi



Regole principali

- Obiettivi

Profitti + beneficio comune e stakeholders

Modello ibrido

- Governance

Benefit «director», benefit report

Quale futuro?

- Obiettivi imprecisi
- Governance debole, semplice «tick of the boxes»
- «Greenwashing», ineffettività, diluizione

Quale futuro? - 2

- Check su obiettivi
- Governance rafforzata
 - ✓ «auditing» del benefit report
 - ✓ «voice» per stakeholders
 - ✓ destinazione % dei profitti
 - ✓ diritto di recesso
- Effettività, segnalazione sul mercato

Regole «esterne», globali

