

LIST OF SELECTED ACADEMIC PUBLICATIONS BY PROF. ADAM OPALSKI

Commentaries

- Academic editing and co-authorship: Code of Commercial Companies. Commentary, Volume IIA-IIB – Limited Liability Company, 2018; Volume IIIA-IIIB – Joint Stock Company, 2016; Volume IV – Merger, division and transformation of companies. Criminal provisions, 2016, Wydawnictwo C.H. Beck, Warsaw
- Co-authorship: Private International Law. Commentary, in J. Poczobut (ed.), WoltersKluwer, Warsaw 2017 Explanatory notes to the Private International Law: articles 17-21 (with A.W. Wisniewski)

Monographs

- Law on Company Groups, C.H. Beck, Warsaw 2012
- European Company Law. Principles of European Law and their Impact on Polish Company Law, LexisNexis, Warsaw 2010
- Supervisory Board in Joint-Stock Companies, C.H. Beck, Warsaw 2006
- Share Capital. Profit. Redemption, Wydawnictwo Prawnicze LexisNexis, Warsaw 2002

Collective works

- Company Laws of the EU – A Handbook, ed. A. Vicari, A. Schall, C.H. Beck, München, 2020, Part 4: Poland, Chapter 1 – Introduction, Chapter 7 – Groups of companies (the latter with P. Moskafa)
- Private Law System. T. 17B – Law on Capital Companies, ed. S. Sołtysiński, C.H. Beck, Warsaw, chapters: Share capital and shares (chapter XIII); Rights and obligations of shareholders (chapter XIV); Amendment of articles of association and share capital increase (chapter XVI), 1st edition – 2010; 2nd edition – 2016
- Private Law System. T. 9 – Law of Obligations – Innominate Agreements, ed. W. J. Katner, C.H. Beck, Warsaw, chapters: Joint venture agreements; Group agreements – the problem of regulation Article 7 of the Code of Commercial Companies (chapter IX, § 36-37), 1st edition – 2010; 2nd edition – 2015; 3rd edition – 2018; 4th edition – 2023

Articles and papers

Adam Opalski has written over 100 academic articles and papers on commercial law issues, particularly on corporate governance, corporate finance and reforms of Polish and EU company law, including:

- The European Parliament's Draft Directive on Corporate Due Diligence and Corporate Accountability (co-authors: P. Davis, S. Emmenegger, G. Ferrarini, K.J. Hopt, A. Pietrancosta, A.R. Castells, M. Roth, M.C. Schouten, R. Skog, M. Winner, E. Wymeersch), *Rivista delle Società* 2021, nos. 2-3
- Implementation of the SRD II Provisions on Related Party Transactions, (co-authors: P. Davis, S. Emmenegger, G. Ferrarini, K.J. Hopt, A. Pietrancosta, A.R. Castells, M. Roth, M.C. Schouten, R. Skog, M. Winner, E. Wymeersch), European Corporate Governance Institute – Law Working Paper No. 543/2020, 22.9.2020, www.ssrn.com
- Capital participation of a partner in a general partnership – contribution to an analysis of the assumptions of the property regime in commercial partnerships, *Przeгляд Prawa Handlowego* 4/2020
- Simple joint-stock company – a new type of commercial company, parts I-II, *Przeгляд Prawa Handlowego* 11/2019, 12/2019
- The Commission's 2018 Proposal on Cross-Border Mobility – An Assessment (co-authors: P. Davis, S. Emmenegger, E. Ferran, G. Ferrarini, K.J. Hopt, N. Moloney, A. Pietrancosta, M. Roth, R. Skog, M. Winner, J. Winter, E. Wymeersch), *European Company and Financial Law Review* 2019, z. 1-2
- Related party transactions in the revised EU Directive on the rights of shareholders in listed companies – selected issues, in: A. Olejniczak, T. Sójka (ed.), *Societates et obligationes – Tradition, Contemporaneity, Future. Professor Jacek Napierała's Anniversary Book*, Poznań 2018
- Legitimacy of shareholders in limited liability companies and disputes over share rights – contribution to the discussion, in: A. Dańko-Roesler, M. Leśniak, M. Skory, B. Sołtys (ed.), *Ius est ars boni et aequi. Book of Remembrance dedicated to Prof. Józef Frąckowiak*, Wrocław 2018
- Optimum corporate governance model – between market and regulation, in: K. Bilewska (ed.), *Efficiency of Management and Supervision in a Commercial Company. In Search of the Optimum Company Regime Model*, Warsaw 2018
- Continuing disputes over terms of office and mandates of members of corporate bodies in capital companies – contribution to an analysis of case law and *de lege ferenda* proposals, in: J. Frąckowiak (ed.), *Code of Commercial Companies After 15 Years in Force*, Warsaw 2018
- European Model Companies Act (EMCA), 2017, 1st edition (co-author), 1.9.2017, www.ssrn.com

- The Consequences of Brexit for Companies and Company Law (co-authors: P. Böckli, P.L. Davies, E. Ferran, G. Ferrarini, J.M. Garrido Garcia, K.J. Hopt, A. Pietrancosta, R. Skog, S. Sołtysiński, J.W. Winter, M. Winner, E. Wymeersch), University of Cambridge Faculty of Law Research Paper No. 22/2017, 3.3.2017, www.ssrn.com
- A Proposal for the Reform of Group Law in Europe (co-authors: P. Böckli, P.L. Davies, E. Ferran, G. Ferrarini, J.M. Garrido Garcia, K.J. Hopt, A. Pietrancosta, R. Skog, S. Sołtysiński, J.W. Winter, M. Winner, E. Wymeersch), *18 European Business Organization Law Review 2017*, no. 4
- Regulation of mixed joint commercial proxy in the civil code (co-authors R. Pabis, A. W. Wiśniewski), *Przeegląd Prawa Handlowego 3/2017*
- European Model Companies Act – an inspiration for company law reform? Observations based on the example of the law on company groups, in: J. Olszewski (ed.), *Reform Trends in Commercial Law. Between Theory and Practice*, Warsaw, 2015
- Paper on a Resolution of a Panel of Seven Supreme Court Judges of 30.1.2015, III CZP 34/14 (admissibility of appointing a joint irregular proxy) (co-author A. W. Wiśniewski), *Orzecznictwo Sądów Polskich 10/2015*
- Polish limited liability companies: a case for modernising the corporate financial structure (co-author K. Oplustil), in: A. Jorge Viera Gonzales, Ch. Teichmann (ed.), *Private Company Law Reform In Europe: The Race For Flexibility*, Cizur Menor (Navarra) 2015
- Certain problems of group election of supervisory board members, *Przeegląd Prawa Handlowego 2/2015*
- More on terms of office and mandates in capital companies, *Przeegląd Prawa Handlowego 12/2014*
- Management and supervision in joint-stock companies – status quo and reform dilemmas (co-author K. Oplustil), *Monitor Prawniczy 7/2014*
- Scope of the obligation to vote in separate groups in a joint-stock company (art. 419 of the Code of Commercial Companies), *Przeegląd Prawa Handlowego 2/2014*
- Reflections on the Europeanisation of company law and its impact on Polish Law, in: J. Kruczalak-Jankowska (ed.), *The Effect of the Europeanisation of Law on Commercial Law Institutions*, Warsaw 2013
- Controversy over the acquisition of a parent company by a subsidiary limited liability company (co-author W. Achramowicz), *Monitor Prawa Handlowego 3/2013*
- Code of Commercial Companies in recent years – trends in case law, in: J. Frąckowiak (ed.), *Code of Commercial Companies After Ten Years*, Wrocław 2013
- Evolution of law through crisis – observations based on the example of company law, in: E. Mikos-Skuza, K. Myszone-Kostrzewa, J. Poczobut (ed.), *International Law – Present Day, Perspectives, Dilemmas. Professor Zdzisław Galicki's Anniversary Book*, Warsaw 2013

- Failure to exercise due care as a prerequisite for civil liability of managers of limited liability companies (co-author K. Oplustil), *Przeegląd Prawa Handlowego* 3/2013
- Problems of regulating company groups in Poland – *de lege ferenda* conclusions, *Monitor Prawa Handlowego* 4/2012
- Related party transactions in company law, *Przeegląd Prawa Handlowego* 11/2012
- The problem of disregarding the legal identity of capital companies, *Przeegląd Prawa Handlowego* 8/2012
- The principle of the equal treatment of shareholders, *Przeegląd Prawa Handlowego* 6/2012
- Redemption of shares in a public company – selected issues, *Monitor Prawa Handlowego* 2/2011
- Draft reform of a limited liability company's asset structure and its controversial criticism, *Monitor Prawa Handlowego* 1/2011
- Controversy over terms of office and mandates in capital companies, *Monitor Prawniczy* 17/2011
- Standards of conduct for the management of a public company in the event of a hostile takeover attempt, *Przeegląd Prawa Handlowego* 8/2011
- Controversy over terms of office and mandates in capital companies (co-author S. Sołtysiński), *Przeegląd Prawa Handlowego* 11/2010
- Companies' freedom of establishment after the ECJ Cartesio judgment (co-author A. W. Wiśniewski), *10 European Business Organization Law Review* 2009, no. 4
- Governing law for legal persons in light of the draft Private International Law, in: *Commemorative Book of the 60th Anniversary of the Court of Arbitration at the Polish Chamber of Commerce in Warsaw*, Warsaw 2010
- Reform of general meetings of public limited liability companies - implementation into Polish law of Directive 2007/36/EC, *Przeegląd Prawa Handlowego* 5/2009
- The concept of a body of a legal person, *Państwo i Prawo* 1/2009
- On the concept of interests of commercial companies, *Przeegląd Prawa Handlowego* 11/2008
- Duty of loyalty in limited liability companies, *Kwartalnik Prawa Prywatnego* 2/2008
- Cross-border mergers – a new way to concentrate undertakings in Polish law, *Rejent* 7-8/2008
- New Best Practices in public companies, *Przeegląd Prawa Handlowego* 3/2008
- The state and prospects of European company law and the development of Polish company law, *Studia Prawa Prywatnego* 1 (8) 2008

- Share capital: an effective instrument for protecting creditors or an outdated legal concept? An attempt to compare creditor protection models in European and US law, *Kwartalnik Prawa Prywatnego* 2/2004.