

Foundations of Management

Deciding to do good?

Robert Marks

bobm@agsm.edu.au

<http://www.agsm.edu.au/~bobm/teaching/FoM.html>

- 1. Examples of ethical dilemmas?**
- 2. Why ethics?**
- 3. Bill Posters Syndicate Exercise**
- 4. Three frameworks – choosing one**
- 5. The Panalba Rôle-playing exercise**
- 6. Enron**
- 7. Rules of thumb**
- 8. Galbraith's syndicate exercise**
- 9. Discussion**

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- **You are a lawyer. You decide your client is guilty.**

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- ***or suggestions from you ... ?***

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What do you think she did? (This comes from a letter Julie wrote to a newspaper ethicist.)

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- **Shouldn't my employer determine standards of behaviour for all employees?**
- **Shouldn't governments set minimum public expectations of business? (After all, limited liability companies are a legal creation of the state.)**

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- **Isn't ethics just about following rules?**

How Universal are These?

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- **sanctions for wrongs against the community;**
- **shame; and**
- **taboos.**

— from the anthropologist Donald E. Brown, according to Steven Pinker (2008)

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— Pinker (2008)

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- **Harm**

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∴ **Five Moral Themes ...**

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So cultural differences are a question of trade-offs among the five moral themes.

3. Bill Posters

Into Teams.

30 minutes.

And then a debrief.

4. Three ways of explaining ethics:

- 1.

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1. **Acts are intrinsically right or wrong. Ethical requirements are expressed in *duties* (Kant)**
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“respect for persons”, “the ends don’t justify the means”
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3. **A third way: *Virtue Ethics – ethics as excellence.***
Focuses on character or human virtue; stresses the achievement of excellence in human activities.

Virtues and Professional Ethics

Professional excellence ranks among the perfecting human virtues.

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- Integrity**
- Compassion**

Why be ethical?

Three answers:

1.

Why be ethical?

Three answers:

1. Because it is your rational duty.

2.

Why be ethical?

Three answers:

1. **Because it is your rational duty.**
2. **Because it will increase the sum of good in the world.**
- 3.

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Three answers:

- 1. Because it is your rational duty.**
- 2. Because it will increase the sum of good in the world.**
- 3. Because it is the most fitting way to be a person.**

Connecting the personal and the professional

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- It cares about principles and about people as people;**
- It cares about results; and**
- It cares about the virtues of professional practice (excellence).**

Instrumental goods and intrinsic goods:

- **What is the good of a car?**
- **What is the good of money?**
- **What is the good of food?**
- **What is the good of a Master's degree?**
- **What is the good of friendship?**
- **What is the good of art?**

In sum ...

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In sum ...

- **Goods (*instrumental* goods) can be useful for getting other goods, or**
- **Just good in themselves. These are called basic or *fundamental* goods.**

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- **Ethics is about the pursuit of instrumental & fundamental goods.**
- **Reflected in stressing that human dignity cannot be traded for lesser benefits; and by taking consequences seriously.**
- **But fundamental goods should not be displaced by instrumental ones.**

Shortcomings of these theories

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eg. Do not torture; do not murder.
But most conduct is not at the extreme.**
- **Consequences need some ranking principle beside quantity to distinguish what is important and inviolable from what is tradable → a theory of good.**

How can we choose an ethical theory?

In an ethical position (whichever theory):

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How can we choose an ethical theory?

In an ethical position (whichever theory):

- Look at whether fundamental goods are protected and supported**
- Look at human flourishing. Are any goods basic to human well-being deliberately compromised?**

Can we name these goods?

-

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- **Life**
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- **Life**
- **Friendship**
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- **Life**
- **Friendship**
- **Freedom**
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(e.g. Play informs many parts of our lives. The spirit of play is valuable just for itself.)
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- **Freedom**
- **Knowledge**
- **Æsthetics**
- **Play**
(e.g. Play informs many parts of our lives. The spirit of play is valuable just for itself.)
- **Religion**

Ethics and business

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Ethics and business

- **What goods are fundamental in business?**
- **What values do we need to protect them?**
- **What structures should encourage and protect those values?**
- **What rôle does an individual have in safeguarding those values in an organisation?**
- **What rôle does business have in protecting those values in society?**

A Hierarchy of Actions:

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DO NO HARM

A Hierarchy of Actions:

DO NO HARM

PREVENT HARM

A Hierarchy of Actions:

DO NO HARM

PREVENT HARM

REMOVE HARM

A Hierarchy of Actions:

DO NO HARM

PREVENT HARM

REMOVE HARM

DO GOOD

The Kew Gardens Principles

When should you act?

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When should you act?

- 1. When you see extreme need.**
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- 4.**

The Kew Gardens Principles

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- 2. When you are close by.**
- 3. When you are able to.**
- 4. When no-one else is likely to.**
- 5.**

The Kew Gardens Principles

When should you act?

- 1. When you see extreme need.**
- 2. When you are close by.**
- 3. When you are able to.**
- 4. When no-one else is likely to.**
- 5. When you won't suffer undue loss.**

5. The Panalba Rôle-Play

Into Teams.

60 minutes.

**Remember: two decisions — for the domestic market,
and for foreign markets.**

And then a debrief.

6. ENRON

“Enron ... took great pains to project an image of being a stalwart and responsible corporate citizen ... [It] appeared to have superior internal controls, including most of the elements of an effective ethics management system in place.”

(— *Strategic Finance*, Feb. 2002)

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(— *Strategic Finance*, Feb. 2002)

“The unrelenting emphasis on earnings growth and individual initiative, coupled with a shocking absence of the usual corporate checks and balances, tipped the culture from one that rewarded aggressive strategy to one that increasingly relied on unethical corner cutting. In the end, too much leeway was given to young, inexperienced managers without the necessary controls to minimise failures.”

ENRON

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“The train was supposed to be kept on the tracks partly by an internal risk management group ... to screen proposals and review deals. Many of the unit were MBAs with little perspective and every reason to sign off on deals. Their own performance reviews were partially done by the people whose deals they were approving. The process made honest evaluations virtually impossible.”

ENRON

“Arthur Andersen, the accounting firm, looked the other way while Enron management created “special purpose entities” (that is, complicated financial arrangements that kept hundreds of millions of dollars in losses and debt off the balance sheet, and thus away from the scrutiny of investors). This led to an overstatement of profits of almost \$600 million and an understatement of debt of \$630 million between 1997 and 2000. Andersen was hardly “independent” as more than half of its income from its Enron “account” came not from auditing but from lucrative consulting work.”

(— *America*, Feb. 11, 2002)

Enron issues

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- **Corporate governance**
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- **Corporate governance**
- **Off-the-books partnerships**
- **Auditors also having consultancy interests with clients – Andersen's**
- **Independent audit committee**
- **Code of ethics**
- **Political favours**

NYSE Response

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- Tighten the definition of independent directors**
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- Give audit committees the power to hire and fire auditors**
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- Let shareholders approve all equity-based compensation plans**
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NYSE Response

- Tighten the definition of independent directors**
- Give audit committees the power to hire and fire auditors**
- Let shareholders approve all equity-based compensation plans**
- Force CEOs to certify the authenticity of their companies' financial statements**
- Require board compensation committees to be composed of all independent directors**

7. Suggested ethical qualities

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HONEST

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CARING

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BELIEVING

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PRINCIPLED

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CONSIDERED

SETTLED

REASONABLE

FORGIVING

CONSISTENCY

COURAGEOUS

INTEGRITY

7. Suggested ethical qualities

HONEST

FAIR

CARING

BELIEVING

PRINCIPLED

TRUTHFUL

INFORMED

CONSIDERED

SETTLED

REASONABLE

FORGIVING

CONSISTENCY

COURAGEOUS

INTEGRITY

CHARACTER

7. Suggested ethical qualities

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CHARACTER

KIND/COMPASSIONATE

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CONSISTENCY

COURAGEOUS

INTEGRITY

CHARACTER

KIND/COMPASSIONATE

DECISIVE

8. J. K. Galbraith in syndicates

Into Teams.

30 minutes.

And then a debrief.

10. Later ...

Business Ethics (to come later, with Corporate Social Responsibility) includes:

<http://www.agsm.edu.au/~bobm/teaching/BE.html>

- **There are only four types of ethical dilemmas.**
- **Ways to separate true ethical dilemmas from problems that although hard are not ethical dilemmas.**
- **Ways to resolve true ethical dilemmas.**
- **Practical experience at raising the ethical culture in an actual organisation.**
- **Ethical issues for multi- and trans-national firms.**
- **And opportunities to discuss all of these with your fellow students.**

and see *The Economist* this week, at

http://www.economist.com/opinion/displaystory.cfm?story_id=10533974