This chapter describes the various ways of establishing a partnership, either intentionally or otherwise, and who then within the firm is actually a partner as opposed to a creditor or employee/worker. The lack of formality involved is set out together with the existence of partnerships at will, i.e. those with no defined duration. Informal partnerships may arise by financial involvement such as sharing profits, contrasting partners and creditors. Partnership liability may also arise by a person representing themselves as a partner which is relied on by a third party. The chapter then discusses the interface between partners and employees and the current possibility that one person could be both, or more likely both a partner and a worker. Finally, it considers the status of salaried and fixed-share partners.
2. Establishing a Partnership

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