

A: Division: **INSTRUCTIONAL** Date: **DECEMBER 1996**
 B: Faculty: **COMMERCE AND BUSINESS ADMINISTRATION** New Course:
 Program: **BUSINESS** Revision of Course Information form: **JUNE 1991**

C: BUSN 320 D: BUSINESS LAW I E: 3
 Subject & Course No. Descriptive Title Semester Credit

F: Calendar Description: The course will provide a general review of the meaning, sources and administration of business law, and a more detailed examination of the law of contracts with particular reference to business situations. The course is designed to give the student an understanding of business law including consumer protection, legislation and potential changes in the legal climate of Canada.

Summary of Revisions:
 1996-12 Section C,M,N
 1991-06 Section N
 1983-06 Sections N,R

G: Type of instruction: Hrs per week

Lecture:	2	Hrs.
Laboratory:		Hrs.
Seminar:	2	Hrs.
Clinical Experience:		Hrs.
Field Experience:		Hrs.
Practicum:		Hrs.
Shop:		Hrs.
Studio:		Hrs.
Student Directed Learning:		Hrs.
Other (Specify)		
Total:	4	Hrs.
Semester Total (4 x 15wks):	60	Hrs.

H: Course Prerequisites:
nil

I: Course Corequisites:
nil

J: Course for which this Course is a Prerequisite:
BUSN 420

K: Maximum Class Size:
35

L: College Credit Transfer
 College Credit Non-Transfer
 Non-Credit

M: Transfer Credit: Requested:
 Granted:

Specify Course Equivalents or Unassigned Credit as appropriate:

BCOU
 SFU
 UBC
 UNBC
 UVIC
 Other: **CGA: LW1 (with BUSN 420)**
CMA: CL1 (with BUSN 420)

Course Designer: F. Kassam
 Dean: J. Sator

Vice-President, Instruction: J. McKendry
 Registrar: P. Angus

N: TEXTBOOKS AND MATERIALS TO BE PURCHASED BY STUDENTS

Smyth, J.E., D.A. Soberman and A.J. Esson. The Law and Business Administration in Canada, Latest Ed. Toronto: Prentice-Hall of Canada Ltd. *also used in BUSN 420*

O. COURSE OBJECTIVES

The student will be able to:

1. demonstrate knowledge of the legal climate of Canada and some understanding of one's personal rights and that part of the common law and statute law applicable to most business situations; The course is not designed to make the student a "lawyer", but to give one sufficient background and sophistication to understand under what circumstances one requires a lawyer.
2. examine the system of administration of justice in Canada, including procedures in the various courts of the land: Small Claims Division, Provincial Courts, County Courts, Supreme Court of B.C., Federal Court of Canada, including some knowledge of the appellate system of courts, both provincial and federal;
3. identify the functions of the Judiciary, the members of the Bar, including the Law Society of B.C.;
4. examine in detail the law of contracts, its principles and application to various business situations;
5. demonstrate a background of information that will help one recognize some of the economic, legal, political and social aspects of situations one is likely to encounter in the business world;
6. examine the methods by which legal precedents are established and applied;
7. explain the distinctions between common law, statute law, administrative law, criminal law and the ways and means in which such law is enacted, determined and/or applied.

P. COURSE CONTENT

2. Introduction to the field of law and the administration of justice.
 - a. statute law
 - b. common or case law
 - c. administrative law
 - d. criminal law
 - e. special forms of laws - military, ecclesiastical, international, and rules of order

2. How law is determined.
 - a. acts of the Canadian Parliament
 - b. acts of the provincial legislatures
 - c. municipal by-laws
 - d. regulations of administrative tribunals
3. Law of Torts.
Tort liability - introduction, trespass to land, nuisance, negligence, occupier's liability, defamation (libel and slander).
4. Contracts.
 - a. Nature of contract
 - b. Elements of a contract
 - i. mutual agreement
 - ii. capacity of parties
 - iii. legal consideration
 - iv. lawful object
 - v. genuine intention
5. Grounds of impeachment - mistake, misrepresentation (innocent and fraudulent), undue influence, duress, etc.
6. Discharge of contracts.
Breach - contractual remedies
7. Contract of Sale - emphasis on some of the important provisions of the Sale of Goods Act - conditions and warranties, Consumer Protection Act and the Trade Practices Act.
8. New proposals, including current cases and amendments to the laws.

Q. METHOD OF INSTRUCTION

1. Analysis of difficult issues; arguing either side of the case.
2. Discussions of actual cases reported in the Law Reports.
3. Role-playing.
4. Seminars - written and/or oral.

R. COURSE EVALUATION

Term examinations (2 @ 20%)	40%
Mid-semester examination	25%
Final examination	25%
Class participation	<u>10%</u>
	<u>100%</u>