Course Code: 2105AFE
Course Name: Introduction to Business Law
Semester: Semester 1, 2015
Program: Associate Degree in Commerce & Business
Credit Points: 10
Course Coordinator: Mark Magner
Document modified: 12 Nov 2014 14:28:09

Teaching Team

Your lecturer/tutor can be contacted via the email system on the portal.

<table>
<thead>
<tr>
<th>Name</th>
<th>Email</th>
</tr>
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<tbody>
<tr>
<td>Mark Magner</td>
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</tr>
</tbody>
</table>

Staff Consultation

Your lecturer/tutor is available each week for consultation outside of normal class times. Times that your lecturer/tutor will be available for consultation will be given in the first week of lectures. A list of times and rooms will be published on the QIBT Portal under the “myTimetable” link.

Prerequisites

There are no prerequisites for this course

Brief Course Description

Introduction to Business Law is a 10 Credit Point course within the Associate Degree in Commerce and Business. The course is situated within the second year of the program. The Associate Degree in Commerce and Business is designed to provide students with a pathway to:
• further university studies in Commerce, Business and related degrees or
• direct employment
This course provides students with an overview of the Australian legal system as it pertains to commerce and management. It also provides detailed knowledge in the area of contract law and knowledge of the law as it applies to torts, particularly professional negligence, Australian Consumer Law and to partnership.

Rationale

This course introduces students to the Australian legal environment in which they will be conducting business, and addresses specific legal issues that relate to business, such as contract law, consumer law, partnership law and negligence. These issues are pertinent regardless of which field of business a student may choose to major in.

Aims

This course aims to provide students with:
1. An overview of the Australian courts and the legal system;
2. A working knowledge of contract law, the tort of negligence, consumer protection and partnership law;
3. The skills necessary to answer legal problems in contract law, the tort of negligence, consumer protection and partnership law;
4. The foundational knowledge to proceed with future law courses such as Company Law, Law of Finance and Revenue Law Theory and Policy.

Learning Outcomes

Upon successful completion of this course you will be able to:
1. Demonstrate knowledge and understanding of the various components of the Australian legal system, in particular, the doctrine of precedent, the jurisdiction of Federal and State Courts and the sources of our law;
2. Possess a working knowledge and understanding of the key principles related to contract law, tort law, consumer protection law and partnership law;
3. Use problem solving and decision making skills to apply your legal knowledge to critically evaluate the preferred solution to a factual situation;
4. Apply your legal knowledge to complex factual situations, through oral and/or written communication, to achieve a reasoned conclusion.
Weekly Teaching Schedule

<table>
<thead>
<tr>
<th>Week</th>
<th>Topic</th>
<th>Activity</th>
<th>Readings</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>What is Law? Rules of Statutory Interpretation Ethics and the Law Distinction between Common Law and Equity</td>
<td>Lecture</td>
<td>Chs 1, 2 and 4</td>
</tr>
<tr>
<td></td>
<td>Expectations in this course (non-assessable tutorial/workshop that goes through the Course Outline, assessment items and course expectations)</td>
<td>Workshop</td>
<td>Course Outline: Note: This Introductory Tutorial/Workshop in Week 1 is not assessable - however students are still required to attend both the Lecture and the Tutorial/Workshop in Week 1</td>
</tr>
<tr>
<td>2</td>
<td>Courts and Tribunals The Hierarchy of the Courts and Tribunals Doctrine of Precedent</td>
<td>Lecture</td>
<td>Chs 3 &amp; 4</td>
</tr>
</tbody>
</table>

Assessable Tutorial/Workshop 2: Courts & Tribunals The Hierarchy of the Courts & Tribunals Doctrine of Precedent

Assessable Tutorial/Workshop 3: Formation of Contract Intention to Create Legal Relations Acceptance Offer

Assessable Tutorial/Workshop 4: Contract Consideration, Promissory Estoppel & Privy of Contract

Assessable Tutorial/Workshop 5: Contracts Consideration, Promissory Estoppel & Privy of Contract

Assessable Tutorial/Workshop 6: Discharge of Contract

Assessable Tutorial/Workshop 7: Consumer Protection Unconscionable Conduct s20-22 Misleading Conduct s18 False or Misleading Representations s29 Remedies for breaches of consumer protection provisions ss218-287 Manufacturer's liability ss138-141

Assessment:

This section sets out the assessment requirements for this course.

Summary of Assessment

<table>
<thead>
<tr>
<th>Item</th>
<th>Assessment Task</th>
<th>Weighting</th>
<th>Relevant Learning Outcomes</th>
<th>Due Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Weekly tutorial homework check (2 marks per tutorial for 7 tutorial weeks)</td>
<td>14%</td>
<td>1-4</td>
<td>Weeks 2-7 (genuine attempt)</td>
</tr>
<tr>
<td>2</td>
<td>Hand-in assignments (4 x 4 marks)</td>
<td>16%</td>
<td>1-4</td>
<td>Weeks 10, 11, 12, 13</td>
</tr>
<tr>
<td>3</td>
<td>Md Semester Exam (30 multiple choice questions worth 1 mark each)</td>
<td>30%</td>
<td>1, 2, 3</td>
<td>8</td>
</tr>
</tbody>
</table>
You must be able to produce a copy of all work submitted if so requested. Copies should be retained until after the release of final results for the course.

Retention of Originals

You must be able to produce a copy of all work submitted if so requested. Copies should be retained until after the release of final results for the course.

Assessment Details

1. Weekly Tutorial Homework Check 2% each x 7 = Total 14%

The first period for the Weekly Tutorial/Workshop Homework Check will start with the assessable Tutorial/Workshop 1 which is due in Week 2 and end with the assessable Tutorial/Workshop 7 which is due in Week 8.

The assessable tutorials will run one week behind the lectures. The process is that you will have the weekly lecture, then the following week you will be required to present your tutorial work from the previous weeks lecture.

During tutorial/ workshops sessions we will discuss the tutorial/ workshop problems in the form of a hypothetical fact situation, where you will be asked to advise X or Y and to identify and explain legal arguments and remedies which are available. These questions will be discussed in class with emphasis placed on a legal solution, and with a clear identification of relevant legal principles.

You are expected to participate in the tutorial/ workshop discussion and to demonstrate that you have adequately prepared for each of your tutorial/ workshop sessions by completing the prescribed readings relevant to each tutorial/ workshop and preparing answers to all tutorial questions every week.

Your tutorial/ workshop answers are required to be typed. They also must have your name, student number and tutorial time clearly visible. Answers to ILAC questions should be written in the format of Issues, Law, Application, and Conclusion.

* The seven assessable Weekly Tutorial/Workshop Homework Check answers will be assessed on a 'genuine attempt' basis and marked by your tutor in the tutorial/ workshop.
  - If you submit a complete (genuine attempt) set of answers you will receive 2 marks for the first six tutes per tutorial week.
  - If you do not submit a genuine attempt at the answers then you will receive 0 for that week’s tutorial questions.

All submissions must be made in the respective tutorial.

No marks will be given for any submissions that are not made in the tutorial/ workshop or for any student who does not attend the tutorial/ workshop. You will not be considered for a tutorial/ workshop homework mark unless you provide a doctors certificate or appropriate documentation.

There are no marks for merely attending tutorial/ workshops.

Your are strongly advised that academic misconduct rules apply to the Weekly Tutorial Homework Check. There are no group or collective homework assignments in this course and as such assessment must be completed individually. Please read the information about Academic Misconduct at the end of this Course Outline.

2. Hand-In Assignments 4% each x 4 = 16%

The Hand-In assignments are all the tutorial questions for the tutorials in weeks 10, 11, 12 and 13.

Each of the four Hand-In Assignment is worth 4% amounting to 16% of the total assessment.

All of the tutorial questions in those weeks, including the ILAC questions in those weeks, will be assessable for the 4% mark. The answers you provide for the Hand-in assignments will be assessed as to the correctness of all of your answers to all of the questions, not merely genuine attempt, and as to answering of the ILAC questions.

All submissions must be made in the respective tutorial and must be typed.

The Hand-In Assignments will be taken up by your tutor in the tutorial/ workshop and returned to you no later than 14 days with appropriate comments designed to assist you in regard to enhancing your ability to come to terms with legal problems and their resolution.

All Hand-In Assignments must be submitted in the respective tutorial. No marks will be given for any Hand-In Assignments that are not made in the tutorial/ workshop or for any student who does not attend the tutorial/ workshop. You will not be considered for a Hand-In Assignment mark unless you provide a doctors certificate or appropriate documentation.

There are no marks for merely attending tutorial/ workshops.

You are strongly advised that academic misconduct rules apply to the Hand-In Assignments. There are no group or collective homework assignments in this course and as such assessment must be completed individually. Please read the information about Academic Misconduct at the end of this Course Outline.

3. Mid-Semester Examination 30%

The mid-semester exam will be held in Week 8. It is worth 30% and consists of 30 multiple-choice questions. The mid-semester exam provides you with the opportunity to demonstrate your understanding of the material covered from week 1 up to and including week 8 and assess your progress in the course.

The Mid-Semester Exam will be CLOSED BOOK. This means that textbooks, written materials or electronic devices will not be permitted in the exam. Translation dictionaries will be permitted but only if they are in hardcopy book form and not electronic form.

4. End of Semester Examination 40%

The end of semester exam will be held in Week 14. It is worth 40% and may consist of ILAC questions and/or short answer questions. The end of semester examination is designed to assess your ability to apply the skills and knowledge gained during the course with respect to specific areas of law, as well as your ability to take a wider view of legal problems under time pressure. The questions and will be drawn from lecture and tutorial materials provided from week 9 to week 13.

The End of Semester Exam will be OPEN BOOK. This means that textbooks and written materials will be permitted in the exam, but not electronic devices or library books. Translation dictionaries will be permitted but only if they are in hardcopy book form and not electronic form.

Supplementary Exams

Submission and Return of Assessment Items

Normally you will be able to collect your assignments in class within fourteen (14) days of the due date for submission of the assignment.

Retention of Originals

You must be able to produce a copy of all work submitted if so requested. Copies should be retained until after the release of final results for the course.
Extensions

To apply for an extension of time for an assessment item you must submit a written request to your lecturer via the Student Website at least 48 hours before the date the assessment item is due. Grounds for extensions are usually serious illness, accident, disability, bereavement or other compassionate circumstances and must be able to be substantiated with relevant documentation [e.g. medical certificate]. Please refer to the QIBT website - Policy Library - for guidelines regarding extensions and deferred assessment.

Penalties for late submission without an approved extension

Penalties apply to assignments that are submitted after the due date without an approved extension. Assessment submitted after the due date will be penalised 10% of the TOTAL marks available for assessment (not the mark awarded) for each day the assessment is late. Assessment submitted more than five days late will be awarded a mark of zero (0). For example:

- > 5 minutes and <= 24 hours 10%
- > 24 hours and <= 48 hours 20%
- > 48 hours and <= 72 hours 30%
- > 72 hours and <= 96 hours 40%
- > 96 hours and <= 120 hours 50%
- > 120 hours 100%

Note:

- Two day weekends will count as one day in the calculation of a penalty for late submission.
- When a public holiday falls immediately before or after a weekend, the three days will count as one day in the calculation of a penalty for late submission.
- When two public holidays (e.g. Easter), fall immediately before or after, or one day either side of a weekend, the four days will count as two days in calculating the penalty for late submission.
- When a single public holiday falls mid-week, the day will not be counted towards the calculation of a penalty.

Please refer to the QIBT website - Policy Library > Assessment Policy for guidelines and penalties for late submission.

Assessment Feedback

Marks awarded for assessment items will also be available on the on-line grades system on the Student Website within fourteen [14] days of the due date.

Generic Skills

QIBT aims to develop graduates who have an open and critical approach to learning and a capacity for lifelong learning. Through engagement in their studies, students are provided with opportunities to begin the development of these and other generic skills.

Studies in this course will give you opportunities to begin to develop the following skills:

<table>
<thead>
<tr>
<th>Generic Skills</th>
<th>Taught</th>
<th>Practised</th>
<th>Assessed</th>
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<tbody>
<tr>
<td>Written Communication</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td>Oral Communication</td>
<td>Yes</td>
<td></td>
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<tr>
<td>Information Literacy</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
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<td>Secondary Research</td>
<td>Yes</td>
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<tr>
<td>Critical and Innovative Thinking</td>
<td>Yes</td>
<td></td>
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<tr>
<td>Academic Integrity</td>
<td>Yes</td>
<td></td>
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<td>Self Directed Learning</td>
<td>Yes</td>
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<td>Team Work</td>
<td>Yes</td>
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<tr>
<td>Cultural Intelligence</td>
<td>Yes</td>
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<tr>
<td>English Language Proficiency</td>
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Additional Course Generic Skills

Specific Skills                         | Taught | Practised | Assessed |
----------------------------------------|--------|-----------|----------|

Additional Course Information

In addition to formal contact hours, you are provided with extra support through individual consultation with teaching staff, tutorials in English language, and self-access computer laboratories.

Teacher and Course Evaluations

A recent assessment initiative trialled in 2105AFE is structured tutorial homework submissions and Hand-In assignments. The initiative was designed to increase student engagement with course work and students' performance ability. Students have commented that they prefer this initiative, rather than have two pieces of online assessment, a Mid-Semester and Final Exam. The Hand-In assignments in the second half of the semester are also great practice for the hypothetical ILAC questions in the Final Exam.

Academic Integrity
QIBT is committed to maintaining high academic standards to protect the value of its qualifications. Academic integrity means acting with the values of honesty, trust, fairness, respect and responsibility in learning, teaching and research. It is important for students, teachers, researchers and all staff to act in an honest way, be responsible for their actions, and show fairness in every part of their work. Academic integrity is important for an individual’s and the College’s reputation.

All staff and students of the College are responsible for academic integrity. As a student, you are expected to conduct your studies honestly, ethically and in accordance with accepted standards of academic conduct. Any form of academic conduct that is contrary to these standards is considered a breach of academic integrity and is unacceptable.

Some students deliberately breach academic integrity standards with intent to deceive. This conscious, pre-meditated form of cheating is considered to be one of the most serious forms of fraudulent academic behaviour, for which the College has zero tolerance and for which penalties, including exclusion from the College, will be applied.

However, QIBT also recognises many students breach academic integrity standards without intent to deceive. In these cases, students may be required to undertake additional educational activities to remediate their behaviour and may also be provided appropriate advice by academic staff.

As you undertake your studies at QIBT, your lecturers, tutors and academic advisors will provide you with guidance to understand and maintain academic integrity; however, it is also your responsibility to seek out guidance if and when you are unsure about appropriate academic conduct.

Please ensure that you are familiar with the QIBT Academic Integrity Policy; this policy provides an overview of some of the behaviours that are considered breaches of academic integrity, as well as the penalties and processes involved when a breach is identified.

For further information please refer to the Academic Integrity Policy on the QIBT website – Policy Library.

Risk Assessment Statement

There are no out of the ordinary risks associated with this course.

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