



BUSI 2601
BUSINESS LAW
Winter 2015

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TIME: TUESDAYS 19 h 00 – 22 h 00
OFFICE HOURS: 10 - 11 pm, every Tuesday nights

PREREQUISITES: restricted to students enrolled in B.Com or BIB

The School of Business enforces all prerequisites.

CALENDAR DESCRIPTION:

Business Law

The legal system and legal ordering as they affect those engaged in business activities. Emphasis on the law of tort, law of contract, agency and bailment, business associations (partnerships/proprietorships/corporations) and real estate.

COURSE PHILOSOPHY

The purpose of the course Business Law in Canada consists in understanding the legal environment which has an impact on Canadian businesses.

The course is divided in three parts. Part 1 deals with an overview of the Canadian legal environment. Part 2 deals with the legal forms of business and organisation. Part 3 part deals with the law of torts and the law of contracts. Part 4 looks at specific topics of law such as bailment, Sale of Goods, Interests in Land.

Throughout the course, students are encouraged to focus on their personal or work experiences as they relate to the course material. All the course material assigned and learnt will be cumulative and students will be tested comprehensively on their understanding of the material at the end of the course.

Students are prohibited from using any electronic devices to tape record classes, lectures or discussions and to use them during examination.

REQUIRED TEXTBOOK

There is one textbook required for this class:

Duplessis et al., *Business and the Canadian Law*, 5th Edition, 2014, Nelson Education.

COURSE EVALUATION

Mid-Term	30 % (February 24, 2015)
Term Paper	30 % (March 27, 2015)
Final Exam	40 %

	100 %

If you must miss the mid-term exam due to verifiable illness, you may apply to shift the weight of the mid-term to the final exam by submitting a medical certificate or other verifiable documentation to me—the instructor—no later than five (5) calendar days after the midterm date.

FND (Failure, no deferral): *You must achieve at least 50% in the midterm and the term paper (combined) to pass this course. That is in these two components combined you must earn at least 30%.*

Required calculator in BUSI course examinations

If you are purchasing a calculator, we recommend any one of the following options: Texas Instruments BA II Plus (including Pro Model), Hewlett Packard HP 12C (including Platinum model), Staples Financial Calculator, Sharp EL-738C & Hewlett Packard HP 10bII

Group work

The Sprott School of Business encourages group assignments in the school for several reasons. They provide you with opportunities to develop and enhance interpersonal, communication, leadership, follower-ship and other group skills. Group assignments are also good for learning integrative skills for putting together a complex task. Your professor may assign one or more group tasks/assignments/projects in this course. Before embarking on a specific problem as a group, it is your responsibility to ensure that the problem is meant to be a group assignment and not an individual one.

In accordance with the Carleton University Undergraduate Calendar (p 34), the letter grades assigned in this course will have the following percentage equivalents:

A+ = 90-100	B+ = 77-79	C+ = 67-69	D+ = 57-59
A = 85-89	B = 73-76	C = 63-66	D = 53-56
A - = 80-84	B - = 70-72	C - = 60-62	D - = 50-52

F = Below 50 WDN = Withdrawn from the course

ABS = Student absent from final exam

DEF = Deferred (See above)

FND = (Failed, no Deferred) = Student could not pass the course even with 100% on final exam

Academic Regulations, Accommodations, Etc.

University rules regarding registration, withdrawal, appealing marks, and most anything else you might need to know can be found on the university's website, here:

<http://calendar.carleton.ca/undergrad/regulations/academicregulationsoftheuniversity/>

Requests for Academic Accommodations

Academic Accommodations for Students with Disabilities

The Paul Menton Centre for Students with Disabilities (PMC) provides services to students with Learning Disabilities (LD), psychiatric/mental health disabilities, Attention Deficit Hyperactivity Disorder (ADHD), Autism Spectrum Disorders (ASD), chronic medical conditions, and impairments in mobility, hearing, and vision. If you have a disability requiring academic accommodations in this course, please contact PMC at 613-520-6608 or pmc@carleton.ca for a formal evaluation. If you are already registered with the PMC, contact your PMC coordinator to send me your **Letter of Accommodation** at the beginning of the term, and no later than two weeks before the first in-class scheduled test or exam requiring accommodation (*if applicable*). After requesting accommodation from PMC, meet with me to ensure accommodation arrangements are made.

- - The deadlines for contacting the Paul Menton Centre regarding accommodation for final exams for the December 2014 exam period is November 7, 2014 and for the April 2015 exam period is March 6, 2015.

For Religious Obligations:

Students requesting academic accommodation on the basis of religious obligation should make a formal, written request to their instructors for alternate dates and/or means of satisfying academic requirements. Such requests should be made during the first two weeks of class, or as soon as possible after the need for accommodation is known to exist, but no later than two weeks before the compulsory event.

Accommodation is to be worked out directly and on an individual basis between the student and the instructor(s) involved. Instructors will make accommodations in a way that avoids academic disadvantage to the student.

Students or instructors who have questions or want to confirm accommodation eligibility of a religious event or practice may refer to the Equity Services website for a list of holy days and Carleton's Academic Accommodation policies, or may contact an Equity Services Advisor in the Equity Services Department for assistance.

For Pregnancy:

Pregnant students requiring academic accommodations are encouraged to contact an Equity Advisor in Equity Services to complete a letter of accommodation. The student must then make an appointment to discuss her needs with the instructor at least two weeks prior to the first academic event in which it is anticipated the accommodation will be required.

Academic Integrity

Violations of academic integrity are a serious academic offence. Violations of academic integrity – presenting another's ideas, arguments, words or images as your own, using unauthorized

material, misrepresentation, fabricating or misrepresenting research data, unauthorized co-operation or collaboration or completing work for another student – weaken the quality of the degree and will not be tolerated. Penalties may include expulsion; suspension from all studies at Carleton; suspension from full-time studies; a refusal of permission to continue or to register in a specific degree program; academic probation; and a grade of Failure in the course, amongst others. Students are expected to familiarize themselves with and follow the Carleton University Student Academic Integrity Policy which is available, along with resources for compliance at <http://www2.carleton.ca/sasc/advisingcentre/academic-integrity/>.

Assistance for Students:

Student Academic Success Centre (SASC): www.carleton.ca/sasc

Writing Tutorial Services: <http://www1.carleton.ca/sasc/writing-tutorial-service/>

Peer Assisted Study Sessions (PASS): www.carleton.ca/sasc/peer-assisted-study-sessions

Important Information:

- Students must always retain a hard copy of all work that is submitted.
- All final grades are subject to the Dean's approval.

- Please note that you will be able to link your CONNECT (MyCarleton) account to other non-CONNECT accounts and receive emails from us. However, for us to respond to your emails, we need to see your full name, CU ID, and the email must be written from your valid CONNECT address. Therefore, it would be easier to respond to your inquiries if you would send all email from your connect account. If you do not have or have yet to activate this account, you may wish to do so by visiting <https://portal.carleton.ca/>

PAUL MENTON CENTRE

Students with disabilities requiring academic accommodations in this course are encouraged to contact a coordinator at the Paul Menton Centre for Students with Disabilities to complete the necessary *letters of accommodation*. After registering with the PMC, make an appointment to meet and discuss your needs with me at least two weeks prior to the first in-class test or the midterm exam. This is necessary in order to ensure sufficient time to make the necessary arrangements. Please note the deadline for submitting completed forms to the PMC for formally scheduled exam accommodations is March 6, 2015 for April examinations.

offences.

COURSE STRUCTURE

This course consists of twelve (12) modules; one module is to be covered normally each week. These modules are as follows:

1. 6 January Introduction

CANADA'S LEGAL SYSTEM

2. 13 January The law and the legal system, the role of law in society, its sources including common law and statutes, The Canadian Constitution and the machinery of justice including the judicial system and the process of proceeding with an action
Chap. 1 & 2
3. 20 January Legal System & Risks including the organization of the courts and dispute resolution mechanisms.
Chap. 3, 4 & 28 (Insurance)

LEGAL FORMS OF BUSINESS AND ORGANISATION

4. 27 January Bailment and introduction to agency including classes, duty of care of bailor and bailee, remedies of bailee and bailor, contractual relationship between principal and agent, contractual relationship between principal and third parties, duties of principal and third parties. Sole proprietorships and partnerships including choosing the appropriate business organization, overview of proprietorships, the partnership act and other forms of partnerships.
Chap. 13, 14 & 17
5. 3 February Corporate Law including an overview of the nature of a corporation and related key elements of its management, operations and relations, methods of incorporation, internal affairs, external responsibilities, governance, liability of directors and shareholder's agreements.
Chap. 15 & 16

TORTS & CONTRACTS

6. 10 February Personal and Professional Torts including intentional and unintentional interference, negligence, professional liability and other torts.
Chap. 10, 11, 12 & 22
7. 17 February Study Break
8. 24 February Mid-Term
9. 3 March Contracts including basic elements of a contractual relationship, groups upon which a contract may be impeached, the requirement of writing, interpretation of contracts, privity of contracts and its discharge, breach and remedies of breach of contract
Chap. 5 & 6
- to contracts and implied conditions and warranties.
Chap. 7
10. 10 March Enforcement
Chap. 8 & 9

SPECIAL TOPICS IN LAW

11. 17 March Intellectual Property including intangible nature of intellectual property, trademarks, copyrights, patents, industrial designs, confidential information, trade secrets and know-how including technological change and intellectual property law.
Chap. 17 & 18
12. 24 March Personal Property and Law of Real Property and Mortgages of Land. This includes interests in land, joint ownership of estates, other interests in land, possessory rights in land, title to real property, government registrations of ownership, conveyance of real property, restrictions on land use and mortgages of land.
Chap. 19
13. 31 March Conclusion & Review

TERM PAPER - 2015

The topic will be to explain a travel insurance agreement with related documents subject to Ontario laws and explain the application of all the legal concepts covered in class to the term paper and propose recommendations regarding the legal issues.

Minimum, 35 TO 40 PAGES, DOUBLE SPACED
Times Roman, 12 points, Report format

TO BE REMITTED ON THE LAST OF THIS COURSE, AT THE BEGINNING OF THE LECTURE. No late acceptance!!!

USE FOOTNOTES and appropriate references.

1. Executive summary (one-two pages)
2. Introduction (five pages) - explanation of the paper, objectives, and methodology including the business relationship with the client;
3. Description and explanation of all the clauses of the document (fifteen pages to twenty pages)
4. Application of the legal principles (20) covered in class (seven to ten pages)
5. Recommendations (5) and lessons learned (three pages)
6. Application of the manual with a problem scenario, legal corrective measures with provisions dealing with all the elements of the document (five to seven pages)
7. Document attached