

MODULE DESCRIPTOR

MODULE TITLE	COMPANY AND CORPORATE LAW		
MODULE CODE	LW3901 (L6)	CREDIT VALUE	20 UK CREDITS / <u>10 ECTS</u>
SCHOOL	SCHOOL OF LAW		

MODULE AIMS

To introduce the general statutory provisions and principles regulating the formation and conduct of the business corporation and its actors and evaluate the respective roles of the legislature and judiciary in regulating companies in a modern competitive economy, enabling knowledge and understanding of company law principles to be used to resolve problems encountered in the business environment.

MODULE CONTENT

Indicative syllabus content:

- Choosing an appropriate business medium: analysis of the relative merits of operating a business through a partnership or a corporation; structure of the corporation.
- Company formation: web-based research focussing on procedures required to incorporate a company.
- Corporate personality: implications of the concept of corporate personality for both shareholders and creditors and its relationship with limited liability; liability of corporations for criminal offences
- A company's constitution: regulation of the relationship between shareholders and a company contract; altering the company's constitution.
- Roles and responsibilities of directors: implications of and remedies for a breach of directors' powers; judicial and legislative regulation of management powers.
- Protection of minority shareholders: analysis of the relative merits of a number of legislative provisions protecting the interests of minority shareholders.
- Financing the corporation: the legal and practical implications of using 'fixed' or 'floating' charges to secure loans for the company.
- The insolvent company: the effect of insolvency on creditors' claims; prioritisation of creditors on insolvent winding up; liability of directors for insolvent companies; the role of the liquidator.

INTENDED LEARNING OUTCOMES

On successful completion of this module a student will be able to:

1. Explain and identify key legal principles and issues applicable to various business structures, such as sole trader, partnerships and companies.
2. Apply relevant legal principles to a range of case studies in order to identify solutions to complex legal problems encountered in the business environment.
3. Critically evaluate the role of the law in meeting the needs and expectations of the business community and the impact of legal regulation on the functioning of the business corporation.
4. Demonstrate skills of expression, research, and communicate in an evidenced and well-structured manner.

TEACHING METHODS

Campus delivery will be organised around lectures and workshops. Lectures will introduce new legal ideas and concepts and build an outline of the structure of legal rules and principles. Further reading of cases and statutes in secondary and primary legal sources will consolidate and expand the breadth of knowledge and depth of understanding. Small group workshops will allow students to test their level and range of understanding and reflect formatively on areas of strength and weakness. Workshops will also develop and support general legal techniques and skills in support of legal reading, analysis, writing, drafting and note taking, legal problem solving through IRAC type techniques, as well as test formative knowledge and understanding. Summative assessment will focus on the accuracy of synoptic knowledge across the whole syllabus and evaluate legal problem-solving skills and the ability to create structured legal arguments that draw reasoned conclusions through factual scenarios that raise key legal issues from the syllabus. Module support materials (lecture outlines lecture recordings, Office Mix presentations, Power-point slides, workshop questions, cases, case materials, technique and skills materials, exemplar assessments) will be

located on a dedicated module virtual learning environment, which will also be used as the repository for assessment submission, student communication, and e-discussion boards.

ASSESSMENT METHODS

This module is assessed through one Part Seen Examination and one Coursework.