

**City University of Hong Kong  
Course Syllabus**

**offered by School of Law  
with effect from Semester A 2018/19**

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**Part I Course Overview**

**Course Title:** Business and Law

**Course Code:** LW2903

**Course Duration:** One semester

**Credit Units:** 3

**Level:** B2

Arts and Humanities

**Proposed Area:**  
*(for GE courses only)*

Study of Societies, Social and Business Organisations

Science and Technology

**Medium of Instruction:** English

**Medium of Assessment:** English

**Prerequisites:**  
*(Course Code and Title)* Nil

**Precursors:**  
*(Course Code and Title)* Nil

**Equivalent Courses:**  
*(Course Code and Title)* Nil

**Exclusive Courses:**  
*(Course Code and Title)* Nil

## Part II Course Details

### 1. Abstract

- To introduce students to Business and Law
- To introduce students to the Legal System of Hong Kong, Contract Law, Tort Law, Employment Law and Alternative Dispute Resolution.
- To develop an understanding of the basic principles relating to the Legal System of Hong Kong, Contract Law, Tort Law, Employment Law and Alternative Dispute Resolution.
- To develop an understanding and appreciation of the relevance of law to the students' major discipline.
- To enable students to pursue an in depth study of some of the contract and tort issues which have particular relevance to the students' major discipline.

### 2. Course Intended Learning Outcomes (CILOs)

(CILOs state what the student is expected to be able to do at the end of the course according to a given standard of performance.)

No.	CILOs <sup>#</sup>	Weighting* (if applicable)	Discovery-enriched curriculum related learning outcomes (please tick where appropriate)		
			A1	A2	A3
1.	Describe and explain the basic principles of contract and tort	35%	✓		
2.	Extract legal principles from decided cases	25%	✓	✓	
3.	Apply basic skills of interpreting legislation	15%	✓	✓	✓
4.	Identify relevant legal issues which may arise in the context of the student's future occupation	10%	✓	✓	✓
5.	Apply relevant legal analysis to case study situations thereby developing problem solving and application skills	15%	✓	✓	✓

\* If weighting is assigned to CILOs, they should add up to 100%.

<sup>#</sup> Please specify the alignment of CILOs to the Gateway Education Programme Intended Learning outcomes (PILOs) in Section A of Annex.

A1: Attitude

*Develop an attitude of discovery/innovation/creativity, as demonstrated by students possessing a strong sense of curiosity, asking questions actively, challenging assumptions or engaging in inquiry together with teachers.*

A2: Ability

*Develop the ability/skill needed to discover/innovate/create, as demonstrated by students possessing critical thinking skills to assess ideas, acquiring research skills, synthesizing knowledge across disciplines or applying academic knowledge to self-life problems.*

A3: Accomplishments

*Demonstrate accomplishment of discovery/innovation/creativity through producing /constructing creative works/new artefacts, effective solutions to real-life problems or new processes.*

*Alignment of CILOs with PILOs:*

PILOs – BBA		CILOs
1	Demonstrate key knowledge and skills in business and management specific disciplines;	1, 2, 3, 4, 5
2	Communicate effectively in English and Chinese;	1, 2, 3, 4, 5
3	Apply creative and critical thinking in solving business-related problems;	4, 5
4	Attain personal and team goals using individual and interpersonal skills;	3, 5
5	Demonstrate awareness of ethical and global issues in business.	4

**3. Teaching and Learning Activities (TLAs)**

*(TLAs designed to facilitate students' achievement of the CILOs.)*

TLA	Brief Description	CILO No.					Hours/week (if applicable)
		1	2	3	4	5	
2-hour lecture and 1 hour tutorial	<p>Lecture Students will be introduced to the basic principles of contract and tort through the lecturer as well as discussions during the lecture</p> <p>Tutorial Students will be asked to prepare for their tutorial questions – some of these questions are “refreshing” questions which help the students to remember and understand the previous week’s lecture</p>	√					
	<p>Lecture Students will read the course manual/course notes containing cases to prepare for lectures to acquire a better understanding</p> <p>Tutorial Students will apply legal principles from cases to problem-based tutorial questions. This may be done in presentations or group discussions</p>		√				
	<p>Lecture Students are frequently referred to legislation during lectures. The legislation would be explained by lecturers in class</p> <p>Tutorial Students will apply applicable legislation when answering tutorial questions – both problem-based and essay questions. This may be done in presentations or group discussions</p>			√			
	<p>Lecture Lecturers will give real life examples of how contract law works in reality</p>				√		

	Tutorial Students will be asked to discuss how some of the legal examples may affect their daily lives as well as their future career						
	Lecture Cases will be discussed thoroughly in lectures to ensure students' ability to grasp and extract relevant legal principles from decided cases  Tutorial Students will critically analyse case study questions and apply relevant legal rules and principles to them					√	

#### 4. Assessment Tasks/Activities (ATs)

(ATs are designed to assess how well the students achieve the CILOs.)

Assessment Tasks/Activities	CILO No.					Weighting*	Remarks
	1	2	3	4	5		
Continuous Assessment: 30%							
Tutorial Participation and Assignment	√	√	√	√	√	30%	
Examination: 70% (duration: 3 hours)							
Examination	√	√	√	√	√	70%	
* The weightings should add up to 100%.						100%	

Students are given a month to attempt an assignment question. The question is a lengthy problem based question which would raise a number of legal issues. Students are expected to spot all relevant legal issues and apply the legal rules and principles from cases and legislation.

The examination will contain problem based questions which will test students' abilities to identify legal issues, describe the relevant legal principles as extracted from cases and legislation, and apply the legal principles to the factual scenarios raised in the questions. The examination may also contain essay type questions which will test students' ability to describe and explain legal principles.

The assessment tasks of this course shall be a 3 hours closed book examination. Both take home assignment and closed book examination shall consist of essays and problem based question. The students' performance shall be assessed in accordance with their overall achievement of the intended learning outcomes in both take home assignment and examination.

A student must obtain a minimum mark of 30% in both coursework and examination and an overall mark of 40% in order to pass.

## 5. Assessment Rubrics

(Grading of student achievements is based on student performance in assessment tasks/activities with the following rubrics.)

Assessment Task	Criterion	Excellent (A+, A, A-)	Good (B+, B, B-)	Fair (C+, C, C-)	Marginal (D)	Failure (F)
1. Tutorial Participation and Assignment	Tutorial participation and written assignment: 30%	Strong evidence of original thinking; good organization, capacity to analyse and synthesize; superior grasp of subject matter; evidence of extensive knowledge base.	Evidence of grasp of subject, some evidence of critical capacity and analytic ability; reasonable understanding of issues; evidence of familiarity with literature	Understanding of the subject; ability to develop solutions to simple problems in the material.	Sufficient familiarity with the subject matter to enable the student to progress without repeating the course.	Little evidence of familiarity with the subject matter; weakness in critical and analytic skills; limited, or irrelevant use of literature.
2. Examination	Closed-book examination: 70%	Strong evidence of original thinking; good organization, capacity to analyse and synthesize; superior grasp of subject matter; evidence of extensive knowledge base.	Evidence of grasp of subject, some evidence of critical capacity and analytic ability; reasonable understanding of issues; evidence of familiarity with literature	Understanding of the subject; ability to develop solutions to simple problems in the material.	Sufficient familiarity with the subject matter to enable the student to progress without repeating the course.	Little evidence of familiarity with the subject matter; weakness in critical and analytic skills; limited, or irrelevant use of literature.

### **Part III Other Information** (more details can be provided separately in the teaching plan)

#### **1. Keyword Syllabus**

*(An indication of the key topics of the course.)*

- General Introduction to the Concepts and Structure of the Hong Kong Legal System  
The legal system, sources of law, the Basic Law, civil and common law, civil obligations and criminal law, court system, precedents, stare decisis, separation of powers, statutory interpretation and legislative intention
- General Introduction to the Law of Contract  
Formation of contract, intention to create legal relations, offer, acceptance, consideration, vitiating factors (misrepresentation), exclusion clauses, discharge and remedies
- General Introduction to the Law of Tort  
Torts in general, unintentional and intentional torts, negligence negligent misstatement
- General Introduction to Employment Law  
Employment contract, probation period, sick leave, rest days, holidays, wages and termination
- General Introduction to Alternative Dispute Resolution  
Mediation and arbitration

#### **2. Reading List**

##### **2.1 Compulsory Readings**

*(Compulsory readings can include books, book chapters, or journal/magazine articles. There are also collections of e-books, e-journals available from the CityU Library.)*

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| 1. | D K Srivastava, <i>Business Law in Hong Kong</i> , Fifth Edition, Sweet & Maxwell, (2017) |
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##### **2.2 Additional Readings**

*(Additional references for students to learn to expand their knowledge about the subject.)*

Stefan H.C Lo and Wing Hong Chui , *The Hong Kong Legal System*, (McGraw Hill, 2012)