**Description: Management Law**

<table>
<thead>
<tr>
<th>Subject</th>
<th>Cat-Nbr</th>
<th>Class</th>
<th>Term</th>
<th>Mode</th>
<th>Units</th>
<th>Campus</th>
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<td>LAW</td>
<td>3104</td>
<td>10132</td>
<td>1, 2002</td>
<td>EXT</td>
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**Academic Group:** FOBUS  
**Academic Org:** FOB010  
**HECS Band:** 3  
**ASCED Code:** 090901

**STAFFING**

Examiner: Mark Byrne  
Moderator: Des Taylor

**PRE-REQUISITES**

Pre-requisite: LAW 1101

**OTHER-REQUISITES**

Pre-requisite: It is highly recommended that you complete course LAW1101 before enrolling in this course. If you have not, you may find it difficult to successfully complete this course.

**SYNOPSIS**

This course approaches the study of law from the perspective of problems faced by managers. That is, it examines the laws relevant to areas for which a manager may be responsible, such as employment relations and dispute resolution. It not only requires students to understand the law on the topics selected but also to appreciate the risk management and compliance steps to be taken by management in response. Students may better appreciate this course if they take it towards the end of their studies.

**OBJECTIVES**

Completion of this course should enable students to:

- understand the obligations and potential liabilities imposed by law on persons involved in the marketing of goods and services;
- identify the sources of legal obligations governing employment contracts and understand the duties that employers and employees owe each other;
- have a broad overview of the notions of proprietary interests and be able to articulate the ways in which a manager might protect property interests;
• identify which business practices are illegal or require approval under Australian competition law and appreciate the consequences of contravention;
• appreciate the legal matters affecting business relationships with government and issues of compliance;
• acquire a basic understanding of the ways in which managers can work best within the legal environment and their legal advisers; and
• demonstrate effective communication skills concerning the topics studied.

TOPICS

<table>
<thead>
<tr>
<th>Description</th>
<th>Weighting (%)</th>
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<tr>
<td>1. Marketing</td>
<td>20.00</td>
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<tr>
<td>2. Managing the employment relationship</td>
<td>20.00</td>
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<tr>
<td>3. Maintaining and enhancing property rights</td>
<td>20.00</td>
</tr>
<tr>
<td>4. The Laws of competition</td>
<td>20.00</td>
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<tr>
<td>5. Relating to Government</td>
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<tr>
<td>6. Management within the legal environment</td>
<td>10.00</td>
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TEXT and MATERIALS required to be PURCHASED or ACCESSED:
Books can be ordered by fax or telephone. For costs and further details use the 'Book Search' facility at http://bookshop.usq.edu.au by entering the author or title of the text.

REFERENCE MATERIALS

Reference materials are materials that, if accessed by students, may improve their knowledge and understanding of the material in the course and enrich their learning experience.

It is not necessary to obtain the above titles, but if available, they will provide supplementary material to the set text.
Latimer, P. Australian Business Law, CCH Australia, North Ryde, NSW.
Turner, C. Australian Commercial Law, LBC Information Services, Sydney.

ASSESSMENT DETAILS

<table>
<thead>
<tr>
<th>Description</th>
<th>Marks Out of</th>
<th>Wtg(%)</th>
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<th>Due Date</th>
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<tr>
<td>ASSIGNMENT</td>
<td>30.00</td>
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<td>04 Mar 2002</td>
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<tr>
<td>EXAMINATION (3 HOURS)</td>
<td>70.00</td>
<td>70.00</td>
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</table>
NOTES:

2. Students will be advised of the official examination date after the timetable has been finalised.

OTHER REQUIREMENTS

1. To be assured of a passing grade in this course, students must attempt all of the assessments, achieve at least 50% in the examination and at least 50% of the available marks for the course. Final grades for the course will be determined by the addition of the marks obtained in each assessment item, weighted as in the Assessment Details and by considering the student's level of achievement of the objectives of the course.

2. Students must retain a copy of all pieces of assessment which must be produced if/when required by the lecturer.

3. LATE ASSIGNMENTS (i) All assessments submitted after the due date (and not approved for extension) in accordance with university policy will be penalised 20% per working day. (ii) If students submit assignments after the due date and wish to claim extenuating circumstances then they shall provide validated documentary evidence with the assignment, explaining the circumstances. (iii) The course examiner shall consider the statement accompanying a late assignment and decide on the outcome.

4. Assignments not submitted in the appropriate assignment folders will be deemed as not being received.

5. DISHONEST ACTIONS (i) Any student who is alleged to having performed a dishonest action relating to any assessment in the course will have a course of action taken against him/her as outlined in the Academic Regulations. (ii) Pieces of assessment should be the work of individual students. Joint pieces of assessment are not permitted unless written approval has been obtained from the course leader.

6. DEFERRED EXAMINATIONS (i) Deferred examinations will be granted at the Dean's discretion based on non-attendance for medical, compassionate or employment-related reasons having regard to item 1. If a deferred examination is granted students shall sit the deferred examination in the next semester examination period. If, for whatever reason, this deferred examination is not taken then the student will be graded `F'. (ii) To be eligible for consideration for a deferred examination, students must have submitted a genuine attempt at all mandatory assessment items. (iii) Deferral of an examination CANNOT be granted on an existing deferral in that course. (iv) Requests must be in writing to the Faculty Operations Manager clearly stating student name, student number, current address, course alpha-numeric identifier and name for the examination not attended. (v) Requests MUST BE supported by original or suitably authenticated documentation. (vi) Requests and documentation must be submitted to the Faculty Operations Manager within ten (10) calendar days of the missed examination date. (vii) Requests based on medical reasons must be supported by medical evidence on the appropriate University of Southern Queensland medical certificate or doctor's certificate. A medical certificate must be dated with the same date as the period of illness for which the absence from examination is being sought and clearly indicate
the student’s name and, if possible, student number (retrospective medical certificates will not be accepted for either assignment work or examinations). Only original or authenticated medical certificates will be accepted. A student’s medical condition must be stated clearly (IN ENGLISH). (Certificates stating a student has a `medical condition’ may not be sufficient grounds for deferment of examination). Medical evidence must cover the student for the day(s) of the missed examination(s).

(viii) Requests based on family/personal reasons must be supported by a clear statement (IN ENGLISH) from a medical practitioner, counsellor or independent member of the community. (ix) Requests based on employment-related reasons must be supported by a clear statement (IN ENGLISH) from the student’s employer. (x) Students who have a medical condition or genuine compassionate or employment-related problems on the day of the examination are advised to obtain the relevant documentary evidence and NOT attempt the examination. If a student makes an attempt at the examination, the assessment item will be marked and a grade awarded. In these cases, a student cannot, after receiving a `fail’ grade, request a deferred examination or special consideration. (xi) Students who have been granted deferred examinations will not be granted a waiver of prerequisites, without the permission of the Heads of Department, in subsequent semesters (if they do not have a passing grade).

7 Weightings of topics should not be interpreted as applying to the number of marks allocated to questions testing those topics in an examination paper. The examination may test material already tested in assignments.

8 The examination will be OPEN.