Description: Corporations Law

Subject | Cat-nbr | Class | Term | Mode | Units | Campus
---|---|---|---|---|---|---
LAW | 5206 | 44197 | 2, 2005 | WEB | 1.00 | Toowoomba

STAFFING
Examiner: James Mayanja
Moderator: Mark Byrne

REQUISITES
Pre-requisite: LAW5201

SYNOPSIS
The objective of this course is to introduce students to the legal principles associated with partnerships, associations, trusts and corporations. In particular, students will be exposed to the Partnership Act and Corporations Law in detail and shall be required to be able to describe all appropriate legal principles dealing with such entities and the internal and external relationships thereof.

OBJECTIVES
Completion of this course should enable students to:
1. define, analyse, illustrate and apply principles of partnership law;
2. describe, analyse and apply the basic principles of law affecting trusts;
3. identify problem areas of the law affecting unincorporated bodies and the consequences of having incorporated associations;
4. define, illustrate and apply principles of corporations law including those applicable to: the incorporation of companies; relations with third parties; membership; corporate governance; meetings and procedures of companies; finance of companies external administration of companies;
5. demonstrate satisfactory skills in communication.

TOPICS
<table>
<thead>
<tr>
<th>Description</th>
<th>Weighting (%)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Partnerships</td>
<td>10.00</td>
</tr>
</tbody>
</table>
2. Trusts 10.00  
3. Associations 5.00  
4. Incorporation of Companies (background, significance, procedure) 10.00  
5. Relation with Outsiders 10.00  
6. Membership (including shareholders rights and minority protection) 10.00  
7. Corporate Governance 15.00  
8. The Life Cycle of the Company (meetings, reporting) 10.00  
9. Finance 10.00  
10. External Administration 10.00  

**TEXT and MATERIALS required to be PURCHASED or ACCESSED**

ALL textbooks and materials are available for purchase from USQ BOOKSHOP (unless otherwise stated). Orders may be placed via secure internet, free fax 1800642453, phone 07 46312742 (within Australia), or mail. Overseas students should fax +61 7 46311743, or phone +61 7 46312742. For costs, further details, and internet ordering, use the 'Textbook Search' facility at http://bookshop.usq.edu.au click 'Semester', then enter your 'Course Code' (no spaces).


**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.

STUDENT WORKLOAD REQUIREMENTS

<table>
<thead>
<tr>
<th>ACTIVITY</th>
<th>HOURS</th>
</tr>
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<tbody>
<tr>
<td>Assessment</td>
<td>20.00</td>
</tr>
<tr>
<td>Directed Study</td>
<td>52.00</td>
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<tr>
<td>Private Study</td>
<td>93.00</td>
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</table>

ASSESSMENT DETAILS

<table>
<thead>
<tr>
<th>Description</th>
<th>Marks out of</th>
<th>Wtg(%)</th>
<th>Due date</th>
</tr>
</thead>
<tbody>
<tr>
<td>ASSIGNMENT</td>
<td>50.00</td>
<td>50.00</td>
<td>09 Sep 2005</td>
</tr>
<tr>
<td>PART A EXAM (MULTI-CHOICE)</td>
<td>20.00</td>
<td>20.00</td>
<td>END S2</td>
</tr>
<tr>
<td>PART B EXAM (THEORY)</td>
<td>60.00</td>
<td>30.00</td>
<td>END S2</td>
</tr>
</tbody>
</table>

NOTES
1. The examination is scheduled to be held in the end-of-semester examination period. Students will be advised of the official examination date for Exam (Parts A and B) after the timetable has been finalised. The total working time for Exam (Parts A and B) is 3 hours.

IMPORTANT ASSESSMENT INFORMATION

1. Attendance requirements:
   There are no attendance requirements for this course. However, it is the students’ responsibility to study all material provided to them or required to be accessed by them to maximise their chance of meeting the objectives of the course and to be informed of course-related activities and administration.

2. Requirements for students to complete each assessment item satisfactorily:
   Students must submit assignments that represent a reasonable attempt as determined by the Examiner. Students must obtain at least 50% of the marks available for the examination.

3. Penalties for late submission of required work:
   If students submit assignments after the due date without prior approval then a penalty of 20% of the total marks gained by the student for the assignment will apply for each working day late.

4. Requirements for student to be awarded a passing grade in the course:
   To be assured of receiving a passing grade a student must attempt all of the summative assessment items, achieve at least 50% in the examination and achieve an aggregated mark of at least 50% of the available weighted marks for the summative assessment items.

5. Method used to combine assessment results to attain final grade:
   The final grades for students will be assigned on the basis of the weighted aggregate of the marks obtained for each of the summative assessment items in the course.

6. Examination information:
   This will be an open examination. Candidates may have access to any material during the examination except the following: electronic communication devices (eg mobile
telephones, pagers), bulky materials, devices requiring mains power and material likely
to disturb other students.

7 Examination period when Deferred/Supplementary examinations will be held:
Any Deferred or Supplementary examinations for this course will be held during the
next examination period.

8 University Regulations:
Students should read USQ Regulations 5.1 Definitions, 5.6. Assessment, and 5.10
Academic Misconduct for further information and to avoid actions which might
contravene University Regulations. These regulations can be found at the URL
http://www.usq.edu.au/corporateservices/calendar/part5.htm. Students should also read
the Faculty of Business Guide to Policies and Procedures of the Faculty which can be

ASSESSMENT NOTES

1 Assignments: (i) The due date for an assignment is the date by which a student must
despatch the assignment to the USQ. The onus is on the student to provide proof of the
despatch date, if requested by the Examiner. (ii) If requested, students will be required
to provide a copy of an assignment submitted for assessment purposes. This should be
despatched to the USQ within 24 hours of receipt of a request being made. (iii) The
Examiner may grant an extension of the due date of an assignment in extenuating
circumstances. 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. The Examiner shall consider the
statement accompanying a late assignment and decide on the outcome. (iv) Assignments
are to be submitted in the appropriate manner. (v) In the event that a due date for an
assignment falls on a local public holiday in their area, such as a Show holiday, the due
date for the assignment will be the next day. Students are to note on the assignment
cover the date of the public holiday for the Examiner's convenience.

2 Course Weightings: Course 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.

3 Deferred Work: Students who, for medical, family/personal, or employment-related
reasons, are unable to complete an assignment or to sit for an examination at the
scheduled time may apply to defer an assessment in a course. Such a request must be
accompanied by appropriate supporting documentation. One of the following temporary
grades may be awarded: IDS (Incomplete - Deferred Examination); IDM (Incomplete
Deferred Make-up); IDB (Incomplete - Both Deferred Examination and Deferred
Make-up).

OTHER REQUIREMENTS

1 Learning Resources: Prescribed text and materials (see above); prescribed reference
materials (see above); and course Website accessible via USQConnect.