



# LAWS811

## Company Law

S2 External 2015

*Dept of Law*

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## General Information

Unit convenor and teaching staff

Unit Convenor

Frank Carrigan

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W6A 514

Friday 5-6pm

Credit points

4

Prerequisites

LAWS803

Corequisites

Co-badged status

Unit description

This unit studies the nature, formation and management of the modern corporation. It examines the consequences of the adoption of corporate form including the separation of legal personality between the company and its shareholders and the impact of limited liability. The extensive common law and statutory regulatory regime applicable to directors and other company officers in the management of the company is surveyed as is the important role of shareholders' rights in governing this entity. The examination of the corporation is undertaken in the context of globalisation where the proliferation of corporate governance codes is increasing.

## Important Academic Dates

Information about important academic dates including deadlines for withdrawing from units are available at <https://www.mq.edu.au/study/calendar-of-dates>

## Learning Outcomes

On successful completion of this unit, you will be able to:

Acquire detailed and thorough knowledge of legal principles relating to corporate law as well as its historical and social origins

Interpret and transmit knowledge, skills and concepts to specialist and non-specialist audiences

Analyse factual situations focusing on corporate law and apply the relevant legal principles

Formulate and present oral and written arguments on corporate law issues and principles

Develop advanced research skills

Assume responsibility for one's own learning by managing one's time effectively so as to complete and submit assessment items on time.

## Assessment Tasks

Name	Weighting	Due
<a href="#">Class Participation</a>	10%	Continuing
<a href="#">Essay</a>	30%	2 September 2015
<a href="#">Final Examination</a>	60%	Examination Period

### Class Participation

Due: **Continuing**

Weighting: **10%**

Class Participation

On successful completion you will be able to:

- Acquire detailed and thorough knowledge of legal principles relating to corporate law as well as its historical and social origins
- Interpret and transmit knowledge, skills and concepts to specialist and non-specialist audiences
- Analyse factual situations focusing on corporate law and apply the relevant legal principles
- Assume responsibility for one's own learning by managing one's time effectively so as to complete and submit assessment items on time.

### Essay

Due: **2 September 2015**

Weighting: **30%**

Written Assignment

On successful completion you will be able to:

- Acquire detailed and thorough knowledge of legal principles relating to corporate law as well as its historical and social origins
- Formulate and present oral and written arguments on corporate law issues and principles
- Develop advanced research skills
- Assume responsibility for one's own learning by managing one's time effectively so as to complete and submit assessment items on time.

## Final Examination

Due: **Examination Period**

Weighting: **60%**

Final Examination

On successful completion you will be able to:

- Acquire detailed and thorough knowledge of legal principles relating to corporate law as well as its historical and social origins
- Analyse factual situations focusing on corporate law and apply the relevant legal principles
- Formulate and present oral and written arguments on corporate law issues and principles
- Develop advanced research skills
- Assume responsibility for one's own learning by managing one's time effectively so as to complete and submit assessment items on time.

## Delivery and Resources

### Delivery

- (1) External students attend the On-Campus sessions. Internals attend internal tutorials.
- (2) Every student in the course must secure a mark of fifty and above to complete the course successfully.
- (3) Tutorials will commence in Week One.
- (4) The essay assignment will be released on day one of the course on iLearn. The information accompanying the essay question will include the interpretive criteria for marking the essay, and the length required.
- (5) Every external student is responsible for ensuring they know the on campus session dates. Any student who misses the on campus sessions due to a claim they made a mistake about the dates will fail the course.

(6) If, for justifiable reasons, a student is unable to submit the written assignment on time, he or she may submit an application for Special Consideration. If Special Consideration is granted the student will be given a different exercise to be completed at a time determined by the unit convener.

(7) If, for justifiable reasons, a student is unable to sit the final exam on the official date he or she may submit an application for Special Consideration. If Special Consideration is granted the student will be given a supplementary exam at a time chosen by the unit convener. The supplementary exam may differ in format and the marks allocated for specific type questions compared to the original exam.

## Resources

### Required Reading

(1) P. Redmond, *Corporations and Financial Markets Law*, LBC, Sixth Edition, 2013. (2) *CCH Australian Corporations Legislation, Volume One*, 2015. (3) A Single Volume of Course Materials (Available from the Co-Op.)

### Unit webpage and Technology used and required

Online units can be accessed at: <http://ilearn.mq.edu.au/>.

PC and Internet access are required. Basic computer skills (e.g., internet browsing) and skills in word processing are also a requirement. Mobile devices alone are not sufficient to complete the coursework.

Please consult teaching staff for any further, more specific requirements.

## Unit Schedule

Please see the unit website for the weekly schedule of classes.

## Policies and Procedures

Macquarie University policies and procedures are accessible from [Policy Central](#). Students should be aware of the following policies in particular with regard to Learning and Teaching:

Academic Honesty Policy [http://mq.edu.au/policy/docs/academic\\_honesty/policy.html](http://mq.edu.au/policy/docs/academic_honesty/policy.html)

Assessment Policy <http://mq.edu.au/policy/docs/assessment/policy.html>

Grading Policy <http://mq.edu.au/policy/docs/grading/policy.html>

Grade Appeal Policy <http://mq.edu.au/policy/docs/gradeappeal/policy.html>

Grievance Management Policy [http://mq.edu.au/policy/docs/grievance\\_management/policy.html](http://mq.edu.au/policy/docs/grievance_management/policy.html)

Disruption to Studies Policy [http://www.mq.edu.au/policy/docs/disruption\\_studies/policy.html](http://www.mq.edu.au/policy/docs/disruption_studies/policy.html) *The Disruption to Studies Policy is effective from March 3 2014 and replaces the Special Consideration Policy.*

In addition, a number of other policies can be found in the [Learning and Teaching Category](#) of Policy Central.

## Student Code of Conduct

Macquarie University students have a responsibility to be familiar with the Student Code of Conduct: [https://students.mq.edu.au/support/student\\_conduct/](https://students.mq.edu.au/support/student_conduct/)

## Results

Results shown in *iLearn*, or released directly by your Unit Convenor, are not confirmed as they are subject to final approval by the University. Once approved, final results will be sent to your student email address and will be made available in [eStudent](#). For more information visit [ask.mq.edu.au](http://ask.mq.edu.au).

## Student Support

Macquarie University provides a range of support services for students. For details, visit <http://students.mq.edu.au/support/>

## Learning Skills

Learning Skills ([mq.edu.au/learningskills](http://mq.edu.au/learningskills)) provides academic writing resources and study strategies to improve your marks and take control of your study.

- [Workshops](#)
- [StudyWise](#)
- [Academic Integrity Module for Students](#)
- [Ask a Learning Adviser](#)

## Student Services and Support

Students with a disability are encouraged to contact the [Disability Service](#) who can provide appropriate help with any issues that arise during their studies.

## Student Enquiries

For all student enquiries, visit Student Connect at [ask.mq.edu.au](http://ask.mq.edu.au)

## IT Help

For help with University computer systems and technology, visit <http://informatics.mq.edu.au/help/>.

When using the University's IT, you must adhere to the [Acceptable Use Policy](#). The policy applies to all who connect to the MQ network including students.

## Graduate Capabilities

### PG - Capable of Professional and Personal Judgment and Initiative

Our postgraduates will demonstrate a high standard of discernment and common sense in their professional and personal judgment. They will have the ability to make informed choices and

decisions that reflect both the nature of their professional work and their personal perspectives.

This graduate capability is supported by:

### Learning outcomes

- Develop advanced research skills
- Assume responsibility for one's own learning by managing one's time effectively so as to complete and submit assessment items on time.

### Assessment tasks

- Class Participation
- Essay
- Final Examination

## PG - Discipline Knowledge and Skills

Our postgraduates will be able to demonstrate a significantly enhanced depth and breadth of knowledge, scholarly understanding, and specific subject content knowledge in their chosen fields.

This graduate capability is supported by:

### Learning outcomes

- Acquire detailed and thorough knowledge of legal principles relating to corporate law as well as its historical and social origins
- Analyse factual situations focusing on corporate law and apply the relevant legal principles

### Assessment tasks

- Class Participation
- Essay
- Final Examination

## PG - Critical, Analytical and Integrative Thinking

Our postgraduates will be capable of utilising and reflecting on prior knowledge and experience, of applying higher level critical thinking skills, and of integrating and synthesising learning and knowledge from a range of sources and environments. A characteristic of this form of thinking is the generation of new, professionally oriented knowledge through personal or group-based critique of practice and theory.

This graduate capability is supported by:

### Learning outcomes

- Interpret and transmit knowledge, skills and concepts to specialist and non-specialist

audiences

- Analyse factual situations focusing on corporate law and apply the relevant legal principles

## Assessment tasks

- Essay
- Final Examination

## PG - Research and Problem Solving Capability

Our postgraduates will be capable of systematic enquiry; able to use research skills to create new knowledge that can be applied to real world issues, or contribute to a field of study or practice to enhance society. They will be capable of creative questioning, problem finding and problem solving.

This graduate capability is supported by:

### Learning outcomes

- Analyse factual situations focusing on corporate law and apply the relevant legal principles
- Formulate and present oral and written arguments on corporate law issues and principles
- Develop advanced research skills

### Assessment task

- Essay

## PG - Effective Communication

Our postgraduates will be able to communicate effectively and convey their views to different social, cultural, and professional audiences. They will be able to use a variety of technologically supported media to communicate with empathy using a range of written, spoken or visual formats.

This graduate capability is supported by:

### Learning outcomes

- Interpret and transmit knowledge, skills and concepts to specialist and non-specialist audiences
- Formulate and present oral and written arguments on corporate law issues and principles
- Develop advanced research skills



## Assessment tasks

- Class Participation
- Essay
- Final Examination

## PG - Engaged and Responsible, Active and Ethical Citizens

Our postgraduates will be ethically aware and capable of confident transformative action in relation to their professional responsibilities and the wider community. They will have a sense of connectedness with others and country and have a sense of mutual obligation. They will be able to appreciate the impact of their professional roles for social justice and inclusion related to national and global issues

This graduate capability is supported by:

### Learning outcome

- Assume responsibility for one's own learning by managing one's time effectively so as to complete and submit assessment items on time.

## Assessment tasks

- Class Participation
- Final Examination