



# LAWS5036

## Modern Corporate Governance

Session 2, In person-scheduled-weekday, North Ryde 2023

*Macquarie Law School*

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## General Information

Unit convenor and teaching staff

Hannah Harris

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Credit points

10

Prerequisites

(80cp in LAW or LAWS units) or (130cp including (MMCC2014 or MAS214) or (BUSL250 and BUSL301) or (BUSL251 or ACCG2051)

Corequisites

Co-badged status

Unit description

What exactly is a corporation? Whose interests do corporations serve? How should corporations be held responsible for social or environmental harms? These are just some of the questions this course addresses. Corporations are powerful and complex legal creations with immense influence over society, economy, politics and environment. In this advanced unit, students will build on existing knowledge of business organisations and corporate law to gain deeper insight into how corporations govern themselves and how they are regulated by external actors, both in Australia and internationally. Students will engage in research and critical analysis of existing corporate governance strategies and the laws that govern corporate interactions, advancing their understanding of the actors and organisations that impact corporate governance, including: corporate boards, corporate regulators, auditors and stock exchanges. This course provides an opportunity to explore concepts such as Corporate Social Responsibility (CSR), Environmental and Social Governance (ESG), and Business and Human Rights. Students will analyse the relationships and legal obligations between corporations and their shareholders, creditors, employees and customers.

## 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:

**ULO1:** Understand and convey key concepts related to corporate governance and

corporate regulation.

**ULO2:** Describe and analyse the context in which corporate governance policies and practices operate

**ULO3:** Examine alternative corporate law and regulatory models and assess their application

**ULO4:** Review and critique existing corporate law and regulatory strategies domestically and internationally

## General Assessment Information

Late Assessment Submission Penalty Unless a Special Consideration request has been submitted and approved, a 5% penalty (of the total possible mark) will be applied each day a written assessment is not submitted, up until the 7th day (including weekends). After the 7th day, a mark of '0' (zero) will be awarded even if the assessment is submitted. Submission time for all written assessments is set at 11:55pm. A 1-hour grace period is provided to students who experience a technical issue. This late penalty will apply to non-time-sensitive assessment (including essays, reports, posters, portfolios, journals, recordings, etc). Late submission of time-sensitive tasks (such as tests/exams, performance assessments/presentations, scheduled practical assessments/labs, etc.) will only be addressed by the unit convenor in a Special Consideration application. Special Consideration outcome may result in a new question or topic.

## Assessment Tasks

Name	Weighting	Hurdle	Due
<a href="#">Case Studies</a>	40%	No	4th September; 9th October
<a href="#">Class Participation</a>	20%	No	ongoing
<a href="#">Professional Writing Task</a>	40%	No	5th November

## Case Studies

Assessment Type <sup>1</sup>: Case study/analysis

Indicative Time on Task <sup>2</sup>: 15 hours

Due: **4th September; 9th October**

Weighting: **40%**

A series of case studies throughout the semester that incorporate a number of tasks described on iLearn

On successful completion you will be able to:

- Examine alternative corporate law and regulatory models and assess their application
- Review and critique existing corporate law and regulatory strategies domestically and internationally

## Class Participation

Assessment Type <sup>1</sup>: Participatory task

Indicative Time on Task <sup>2</sup>: 0 hours

Due: **ongoing**

Weighting: **20%**

Participation tasks including discussions, presentations and problem-solving.

On successful completion you will be able to:

- Understand and convey key concepts related to corporate governance and corporate regulation.
- Describe and analyse the context in which corporate governance policies and practices operate
- Examine alternative corporate law and regulatory models and assess their application
- Review and critique existing corporate law and regulatory strategies domestically and internationally

## Professional Writing Task

Assessment Type <sup>1</sup>: Professional writing

Indicative Time on Task <sup>2</sup>: 15 hours

Due: **5th November**

Weighting: **40%**

Students will research and produce a piece of writing that demonstrates professional skills relevant to modern corporate governance.

On successful completion you will be able to:

- Understand and convey key concepts related to corporate governance and corporate regulation.
- Describe and analyse the context in which corporate governance policies and practices operate

- Examine alternative corporate law and regulatory models and assess their application
  - Review and critique existing corporate law and regulatory strategies domestically and internationally
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<sup>1</sup> If you need help with your assignment, please contact:

- the academic teaching staff in your unit for guidance in understanding or completing this type of assessment
- the [Writing Centre](#) for academic skills support.

<sup>2</sup> Indicative time-on-task is an estimate of the time required for completion of the assessment task and is subject to individual variation

## Delivery and Resources

This course is based on the text: **du Plessis, Hargovan & Harris, *Principles of Contemporary Corporate Governance* (4th Ed, 2018)**

You should purchase the textbook for this course, as it is essential reading.

Additional readings will be noted on iLearn and provided via Leganto.

## Policies and Procedures

Macquarie University policies and procedures are accessible from [Policy Central \(https://policies.s.mq.edu.au\)](https://policies.s.mq.edu.au). Students should be aware of the following policies in particular with regard to Learning and Teaching:

- [Academic Appeals Policy](#)
- [Academic Integrity Policy](#)
- [Academic Progression Policy](#)
- [Assessment Policy](#)
- [Fitness to Practice Procedure](#)
- [Assessment Procedure](#)
- [Complaints Resolution Procedure for Students and Members of the Public](#)
- [Special Consideration Policy](#)

Students seeking more policy resources can visit [Student Policies \(https://students.mq.edu.au/support/study/policies\)](https://students.mq.edu.au/support/study/policies). It is your one-stop-shop for the key policies you need to know about throughout your undergraduate student journey.

To find other policies relating to Teaching and Learning, visit [Policy Central \(https://policies.mq.edu.au\)](https://policies.mq.edu.au) and use the [search tool](#).

## Student Code of Conduct

Macquarie University students have a responsibility to be familiar with the Student Code of Conduct: <https://students.mq.edu.au/admin/other-resources/student-conduct>

## Results

Results published on platform other than [eStudent](#), (eg. iLearn, Coursera etc.) 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) or if you are a Global MBA student contact [globalmba.support@mq.edu.au](mailto:globalmba.support@mq.edu.au)

## Academic Integrity

At Macquarie, we believe [academic integrity](#) – honesty, respect, trust, responsibility, fairness and courage – is at the core of learning, teaching and research. We recognise that meeting the expectations required to complete your assessments can be challenging. So, we offer you a range of resources and services to help you reach your potential, including free [online writing and maths support](#), [academic skills development](#) and [wellbeing consultations](#).

## Student Support

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

## The Writing Centre

[The Writing Centre](#) provides resources to develop your English language proficiency, academic writing, and communication skills.

- [Workshops](#)
- [Chat with a WriteWISE peer writing leader](#)
- [Access StudyWISE](#)
- [Upload an assignment to Studiosity](#)
- [Complete the Academic Integrity Module](#)

The Library provides online and face to face support to help you find and use relevant information resources.

- [Subject and Research Guides](#)
- [Ask a Librarian](#)

## Student Services and Support

Macquarie University offers a range of [Student Support Services](#) including:

- [IT Support](#)
- [Accessibility and disability support](#) with study

- Mental health [support](#)
- [Safety support](#) to respond to bullying, harassment, sexual harassment and sexual assault
- [Social support including information about finances, tenancy and legal issues](#)
- [Student Advocacy](#) provides independent advice on MQ policies, procedures, and processes

## Student Enquiries

Got a question? Ask us via [AskMQ](#), or contact [Service Connect](#).

## IT Help

For help with University computer systems and technology, visit [http://www.mq.edu.au/about\\_us/offices\\_and\\_units/information\\_technology/help/](http://www.mq.edu.au/about_us/offices_and_units/information_technology/help/).

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