

## Unit of Study Guide: BUS3004: Corporations Law T3 2023

### Overview:

This unit consists of a study of the legal principles applicable to companies in Australia. The aim of this unit is to develop students' knowledge on practical areas of Australian Corporations Law such as company constitution, directors' duties, shareholders rights and remedies, dividends, and insolvency. With this unit, students will be able to gain knowledge of Australian Corporations law governed by the *Corporations Act 2001 (Cth)* and case law, and the unit will create an awareness of corporate legal issues. Key legal principles will be explored with reference to such topics as the development of company, types of companies, right of members, responsibilities and duties of company officers, takeovers, and corporate insolvency.

<b>Course(s)</b>	Bachelor of Business
<b>Core or Elective</b>	Core: Bachelor of Business (CPA Structure)
<b>Credit Points</b>	6
<b>Duration</b>	12 weeks (10 teaching weeks; 1 study week; 1 final assessment week)
<b>Level</b>	Undergraduate Intermediate
<b>Student Workload</b>	Students should expect to spend approximately <10 hours per week over 12 weeks (totalling approximately 120 hours) on learning activities for this unit.
<b>Essential Requirements</b>	N/A
<b>Mode(s) of Delivery</b>	Face to face
<b>Pre-Requisites</b>	BUS1006/SBM3104
<b>Unit Coordinator</b>	As per current <a href="#">timetable</a>
<b>Contact Information</b>	Consultation: 1 hour scheduled session.

### Unit Learning Outcomes

On successful completion of this units, students will be able to:

- ULO1:** Demonstrate a broad knowledge of the relevant legal rules and provisions of the Corporations Act 2001 that apply to companies and their directors, officers, employees, agents, receivers, administrators, liquidators, and auditors.
- ULO2:** Apply corporations' law principles (based on the Corporations Act and case law) to provide written and oral advice on complex factual scenarios involving companies.
- ULO3:** Research and analyse the legal and regulatory framework governing operation of companies, their relations with outsiders, the duties of director's duties, and corporate insolvency.

**ULO4:** Critically review legal problems in corporations' law and recommend appropriate resolutions.

**ULO5:** Demonstrate an understanding of the role of the Australian Securities and Investments Commission (ASIC).

## Weekly Schedule

Detailed information for each week's activities can be found in the unit's weekly modules in Canvas.

Week	Topic
Week 1	Overview and history of Australian Corporations Law
Week 2	Types of companies, its registration, and effects
Week 3	Replaceable rules, Constitution and Promoters and Pre-registration contracts
Week 4	Membership and Meetings
Week 5	Duties of Majority Members and the Position of Minority
Week 6	Directors' duties under common law and corporation's law
Week 7	Financial Reporting, records, and Annual Reports
Week 8	Role of an Auditor
Week 9	Insolvency & Receivership
Week 10	Voluntary Administration & Liquidation
Week 11	Revision
Week 12	Examination week

## Assessments

- All assessments are compulsory.
- To pass the unit students must:
  - achieve a total of 50% or more of marks offered; and
  - pass all individual invigilated assessments; and
  - have attempted all assessments.





Where one or more of these requirements are not met, the Board of Examiners will consider a student's overall progress towards meeting the unit learning outcomes and any special circumstances before reaching a decision.

- The Board of Examiners may grant a supplementary assessment where a student:
  - achieves a total of 45% or more; and
  - has passed all individual invigilated assessments in the unit; and
  - has attempted all assessments; and

- has a recommendation for supplementary assessment by the Unit Coordinator and the Head of Discipline?

Where one or more of these requirements are not met, the Board of Examiners will consider a student's overall progress towards meeting the unit learning outcomes and any special circumstances before reaching a decision. Attendance and engagement in class will be considered.

4. APIC awards common result grades as set out in the [Award of Grade Policy](#).
5. Detailed information for each assessment can be found on the Unit's Home Page and in the Assessment Brief.

Assessment Task	Type	Weight	Length	Due	ULO's Assessed
<b>Assessment 1: Essay</b> An essay on contemporary issues of corporations law.	Individual 	30%	2500 words	Week 6	ULO1, ULO2, & ULO3
<b>Assessment 2: Debate</b> Student will be required to prepare a debate presentation based upon the topic provided by the lecturer on that day just before the 10 minutes to start the debate. Presentations might include either support the resolution or against the resolution.	Individual Invigilated 	20%	15 minutes presentation (equiv. 1500 words)	Week 10-11	ULO1, ULO2, ULO3, ULO4, & ULO5
<b>Assessment 3: Report</b> Student will be required to submit a report based on the debate.	Individual 	10%	300 words report	Week 10-11	ULO1, ULO2, ULO3, ULO4, & ULO5
<b>Assessment 4: Written exam</b> Students must sit for exam for this assessment. There will be some scenario based problem-solving questions which the students need to answer with relevant rules and regulations of the <i>Corporation Act 2001</i> .	Individual Invigilated 	40%	Two Hours (equiv. 2000 words)	Week 12	ULO1, ULO2, ULO3, ULO4, & ULO5

equiv. – equivalent word count based on the Assessment Load Equivalence Guide. It means this assessment is equivalent to the normally expected time requirement for a written submission containing the specified number of words.

## Course Reserves

Course Reserve includes all required resources and reading material for the unit of study. You can access Course Reserve via [APIC Library](#) or via the Course Reserve link on the unit's homepage.

### Prescribed text(s):

Lipton, P, Herzberg, A & Welsh, M 2017, *Understanding company law*, 19th edn, Thomson Reuters, Sydney.

### Other recommended readings/ resources:

Corporations Act 2001 (*Cth*) available at <https://www.legislation.gov.au/Details/C2018C00031>

Harvard Business Review: [www.hbr.org](http://www.hbr.org)

Australian Legal Information  
Institute:  
<http://www.austlii.edu.au>

Federal Court of Australia:  
<https://www.fedcourt.gov.au>

Australia Law Society online:  
<http://www.lawsociety.com.au>

## Academic Integrity

Ethical conduct and academic integrity and honesty are fundamental to the mission of APIC, and academic misconduct will not be tolerated by the College. It is the responsibility of every student to make sure that they understand what constitutes academic misconduct and to refrain from engaging in it. Please refer to APIC's [Academic Integrity Policy](#) for further details.

## Other Important Information and Links

<p><b>Special consideration</b></p> <p>If your academic work is impacted by significant documented illness, hardship, or other adverse circumstances beyond your control, you may make an application for Special Consideration. Please refer to the <a href="#">Assessment Policy</a> for further details.</p>	<p><b>Late submission</b></p> <p>Penalties apply when work is submitted after the due date without approval. Please refer to the <a href="#">Assessment Policy</a> for information about late submission.</p>
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<p><b>Assessment appeals</b></p> <p>If you are concerned about a mark you have received for an assessment or final grade, you may apply to formally appeal the grade. Please see the <a href="#">Assessment Policy</a> for further details.</p>	<p><b>Award of grades</b></p> <p>APIC awards common result grades, set out in the <a href="#">Award of Grade Policy</a>.</p>
<p><b>Expectations of student conduct</b></p> <p>Students are expected to conduct themselves in a manner that is consistent with a safe and respectful study environment. More information can be found in the <a href="#">Student Code of Conduct</a>.</p>	<p><b>Study resources</b></p> <p>APIC Library and Student Learning Support resources and services can be accessed via the <a href="#">Student Lounge</a> or your <a href="#">Dashboard on the OLS (Canvas)</a>.</p>
<p><b>Student Services</b></p> <p>The Student Services team provides administrative support for students and handles enquiries about enrolment, timetables, important dates and submitting forms. More information can be found on the <a href="#">Student Services page on the OLS (Canvas)</a>.</p>	<p><b>Key dates</b></p> <p>Key dates through the academic year, including teaching periods, census, payment deadlines and exams can be found on the <a href="#">Academic Calendar</a> section of the APIC website.</p>

## Changes and Updates to the Unit of Study Guide

This Unit of Study Guide may be updated and amended from time to time. Students will be notified of any changes to the unit via the Online Learning System (Canvas) space for the unit.

This Unit of Study Guide was last modified on <4 September 2023>