

LW2903: BUSINESS AND LAW

Effective Term

Semester B 2023/24

Part I Course Overview

Course Title

Business and Law

Subject Code

LW - Law

Course Number

2903

Academic Unit

School of Law (FL)

College/School

School of Law (FL)

Course Duration

One Semester

Credit Units

3

Level

B1, B2, B3, B4 - Bachelor's Degree

Medium of Instruction

English

Medium of Assessment

English

Prerequisites

Nil

Precursors

Nil

Equivalent Courses

Nil

Exclusive Courses

Nil

Part II Course Details

Abstract

- To introduce students to the Legal System of Hong Kong, Contract Law, Tort Law, Employment Law, Data Privacy Law and Alternative Dispute Resolution.

- To develop an understanding of the basic principles relating to the Legal System of Hong Kong, Contract Law, Tort Law, Employment Law, Data Privacy Law and Alternative Dispute Resolution.
- To develop an understanding and appreciation of the relevance of law to the students' major discipline.
- To enable students to pursue an in-depth study of some of the contract and tort issues which have particular relevance to the students' major discipline.

Course Intended Learning Outcomes (CILOs)

CILOs		Weighting (if DEC-A1 DEC-A2 DEC-A3 app.)			
1	Describe and explain the basic principles of law	35	x		
2	Extract legal principles from decided cases	25	x	x	
3	Apply basic skills of interpreting legislation	15	x	x	x
4	Identify relevant legal issues which may arise in the context of the student's future occupation	10	x	x	x
5	Apply relevant legal analysis to case study situations thereby developing problem solving and application skills	15	x	x	x

A1: Attitude

Develop an attitude of discovery/innovation/creativity, as demonstrated by students possessing a strong sense of curiosity, asking questions actively, challenging assumptions or engaging in inquiry together with teachers.

A2: Ability

Develop the ability/skill needed to discover/innovate/create, as demonstrated by students possessing critical thinking skills to assess ideas, acquiring research skills, synthesizing knowledge across disciplines or applying academic knowledge to real-life problems.

A3: Accomplishments

Demonstrate accomplishment of discovery/innovation/creativity through producing /constructing creative works/new artefacts, effective solutions to real-life problems or new processes.

Teaching and Learning Activities (TLAs)

TLAs	Brief Description	CILO No.	Hours/week (if applicable)
1	<p>2-hour lecture and 1 hour tutorial</p> <p>Lecture Students will be introduced to the basic principles of contract and tort through the lecturer as well as discussions during the lecture</p> <p>Tutorial Students will be asked to prepare for their tutorial questions – some of these questions are “refreshing” questions which help the students to remember and understand the previous week's lecture</p>	1	

2	2-hour lecture and 1 hour tutorial	<p>Lecture Students will read the course manual/course notes containing cases to prepare for lectures to acquire a better understanding</p> <p>Tutorial Students will apply legal principles from cases to problem-based tutorial questions. This may be done in presentations or group discussions</p>	2	
3	2-hour lecture and 1 hour tutorial	<p>Lecture Students are frequently referred to legislation during lectures. The legislation would be explained by lecturers in class</p> <p>Tutorial Students will apply applicable legislation when answering tutorial questions – both problem-based and essay questions. This may be done in presentations or group discussions</p>	3	
4	2-hour lecture and 1 hour tutorial	<p>Lecture Lecturers will give real life examples of how contract law works in reality</p> <p>Tutorial Students will be asked to discuss how some of the legal examples may affect their daily lives as well as their future career</p>	4	

5	2-hour lecture and 1 hour tutorial	<p>Lecture Cases will be discussed thoroughly in lectures to ensure students' ability to grasp and extract relevant legal principles from decided cases</p> <p>Tutorial Students will critically analyse case study questions and apply relevant legal rules and principles to them</p>	5	
---	------------------------------------	---	---	--

Assessment Tasks / Activities (ATs)

ATs	CILO No.	Weighting (%)	Remarks (e.g. Parameter for GenAI use)	
1	Group Assignments	1, 2, 3, 4, 5	18	The use of Generative AI tools is not allowed.
2	Tutorial Participation	1, 2, 3, 4, 5	12	

Continuous Assessment (%)

30

Examination (%)

70

Examination Duration (Hours)

2

Additional Information for ATs

Students are given one month to complete the assignment question. In answering the question, the students are expected to identify all the relevant legal issues and apply the legal principles from cases and legislation.

The examination consists of a number of problem-based questions which will test students' ability to identify the legal issues, describe the relevant legal principles as extracted from cases and apply the legal principles to the factual scenarios raised in the questions. The examination may also contain essay type questions which will test students' understanding of the topic.

The assessment tasks of this course will be a closed book examination. Both the take home assignment and closed book examination consist of essays and problem-based questions. The students' performance will be assessed in accordance with their overall achievement of the intended learning outcomes.

A student must obtain a minimum mark of 30 in the final examination, and achieve an overall mark of 40% in order to pass.

Assessment Rubrics (AR)**Assessment Task**

1. Group Assignment

Criterion

Written assignment: 30%

Excellent (A+, A, A-)

Strong evidence of original thinking; good organization, capacity to analyse and synthesize; superior grasp of subject matter; evidence of extensive knowledge base.

Good (B+, B, B-)

Evidence of grasp of subject, some evidence of critical capacity and analytic ability; reasonable understanding of issues; evidence of familiarity with literature

Fair (C+, C, C-)

Understanding of the subject; ability to develop solutions to simple problems in the material.

Marginal (D)

Sufficient familiarity with the subject matter to enable the student to progress without repeating the course.

Failure (F)

Little evidence of familiarity with the subject matter; weakness in critical and analytic skills; limited, or irrelevant use of literature.

Assessment Task

2. Examination

Criterion

Closed-book examination : 70%

Excellent (A+, A, A-)

Strong evidence of original thinking; good organization, capacity to analyse and synthesize; superior grasp of subject matter; evidence of extensive knowledge base.

Good (B+, B, B-)

Evidence of grasp of subject, some evidence of critical capacity and analytic ability; reasonable understanding of issues; evidence of familiarity with literature

Fair (C+, C, C-)

Understanding of the subject; ability to develop solutions to simple problems in the material.

Marginal (D)

Sufficient familiarity with the subject matter to enable the student to progress without repeating the course.

Failure (F)

Little evidence of familiarity with the subject matter; weakness in critical and analytic skills; limited, or irrelevant use of literature.

Part III Other Information

Keyword Syllabus

- General Introduction to the Concepts and Structure of the Hong Kong Legal System
The legal system, sources of law, the Basic Law, civil and common law, civil obligations and criminal law and the court system
- General Introduction to the Law of Contract
Formation of contract, intention to create legal relations, offer, acceptance, consideration, vitiating factors (misrepresentation), exclusion clauses, discharge and remedies
- General Introduction to the Law of Tort

Torts in general, unintentional and intentional torts, negligence negligent misstatement

- General Introduction to Employment Law
Employment contract, probation period, sick leave, rest days, holidays, wages and termination
- Brief Introduction to Data Privacy Law
- General Introduction to Alternative Dispute Resolution
Mediation and arbitration

Reading List

Compulsory Readings

Title	
1	D K Srivastava, Business Law in Hong Kong, 6th Edition, Sweet & Maxwell, (2020)

Additional Readings

Title	
1	Stefan H.C Lo and Wing Hong Chui, The Hong Kong Legal System, (McGraw Hill, 2012)