



UNSW Course Outline

LAWS8224 Company and Business Structures - 2024

Published on the 16 May 2024

General Course Information

Course Code : LAWS8224

Year : 2024

Term : Term 2

Teaching Period : T2

Is a multi-term course? : No

Faculty : Faculty of Law and Justice

Academic Unit : School of Private and Commercial Law

Delivery Mode : In Person

Delivery Format : Standard

Delivery Location : Kensington

Campus : Sydney

Study Level : Postgraduate

Units of Credit : 6

Useful Links

[Handbook Class Timetable](#)

Course Details & Outcomes

Course Description

This course provides an introduction to the main structures and principles of corporate and non-corporate business structures in Australia. Wider policy issues, including the powers and role of regulators, are also examined. The course will allow students to develop perspectives of how

business structures vary from jurisdiction to jurisdiction, and provide them with skills and context to engage with advanced issues in corporate law and governance throughout their degree.

Please note that this course is designed to provide a comprehensive grounding to LLM students who have not undertaken legal study in a Common Law jurisdiction. It is not intended to satisfy the requirements for admission to practice in Australia and cannot be used for credit in the LLB or Juris Doctor programs.

This course is not intended for students holding a Bachelor of Law or Juris Doctor qualification from an Australian or common law institution.

Course Learning Outcomes

Course Learning Outcomes
CLO1 : Analyse the main structures and principles of corporate and non-corporate business structures in Australia.(PLO1) (PLO2)
CLO2 : Examine the structure and content of business regulation in Common Law systems, including comparative analysis of legal and policy matters in other jurisdictions. (PLO2) (PLO4)
CLO3 : Articulate complex legal concepts, theory and analysis in responding to business regulation issues using primary and secondary sources. (PLO1) (PLO2) (PLO3)
CLO4 : Discuss complex legal and policy concepts of business regulation in a scholarly and insightful manner (PLO1) (PLO3)

Course Learning Outcomes	Assessment Item
CLO1 : Analyse the main structures and principles of corporate and non-corporate business structures in Australia.(PLO1) (PLO2)	<ul style="list-style-type: none">• Class Participation• Assessment• Exam
CLO2 : Examine the structure and content of business regulation in Common Law systems, including comparative analysis of legal and policy matters in other jurisdictions. (PLO2) (PLO4)	<ul style="list-style-type: none">• Class Participation• Assessment• Exam
CLO3 : Articulate complex legal concepts, theory and analysis in responding to business regulation issues using primary and secondary sources. (PLO1) (PLO2) (PLO3)	<ul style="list-style-type: none">• Assessment• Exam
CLO4 : Discuss complex legal and policy concepts of business regulation in a scholarly and insightful manner (PLO1) (PLO3)	<ul style="list-style-type: none">• Class Participation• Assessment

Learning and Teaching Technologies

Moodle - Learning Management System

Assessments

Assessment Structure

Assessment Item	Weight	Relevant Dates
Class Participation Assessment Format: Individual	20%	
Assessment Assessment Format: Individual	30%	
Exam Assessment Format: Individual	50%	

Assessment Details

Class Participation

Assessment Overview

This assessment requires you to prepare for and actively engage in class-based and online activities.

Course Learning Outcomes

- CLO1 : Analyse the main structures and principles of corporate and non-corporate business structures in Australia.(PLO1) (PLO2)
- CLO2 : Examine the structure and content of business regulation in Common Law systems, including comparative analysis of legal and policy matters in other jurisdictions. (PLO2) (PLO4)
- CLO4 : Discuss complex legal and policy concepts of business regulation in a scholarly and insightful manner (PLO1) (PLO3)

Assessment

Assessment Overview

You will prepare a response to a given topic to demonstrate your understanding of key principles that you have learned in the course.

Course Learning Outcomes

- CLO1 : Analyse the main structures and principles of corporate and non-corporate business structures in Australia.(PLO1) (PLO2)
- CLO2 : Examine the structure and content of business regulation in Common Law systems, including comparative analysis of legal and policy matters in other jurisdictions. (PLO2)

(PLO4)

- CLO3 : Articulate complex legal concepts, theory and analysis in responding to business regulation issues using primary and secondary sources. (PLO1) (PLO2) (PLO3)
- CLO4 : Discuss complex legal and policy concepts of business regulation in a scholarly and insightful manner (PLO1) (PLO3)

Exam

Assessment Overview

This assessment requires you to complete a written examination.

Course Learning Outcomes

- CLO1 : Analyse the main structures and principles of corporate and non-corporate business structures in Australia.(PLO1) (PLO2)
- CLO2 : Examine the structure and content of business regulation in Common Law systems, including comparative analysis of legal and policy matters in other jurisdictions. (PLO2) (PLO4)
- CLO3 : Articulate complex legal concepts, theory and analysis in responding to business regulation issues using primary and secondary sources. (PLO1) (PLO2) (PLO3)

General Assessment Information

Grading Basis

Standard

Course Schedule

Teaching Week/Module	Activity Type	Content
Week 1 : 27 May - 2 June	Lecture	Company & Business Structures I - Introduction (Video Lecture including Course Welcome)
Week 2 : 3 June - 9 June	Activity	Prepare for commencement of classes on 17 June 2024
Week 3 : 10 June - 16 June	Activity	Prepare for commencement of classes on 17 June 2024
Week 4 : 17 June - 23 June	Lecture	Company & Business Structures II - Partnerships, Joint Ventures & Companies (Lecture and Tutorial classes)
Week 5 : 24 June - 30 June	Lecture	The Company as a Separate Entity & Limited Liability (Lecture and Tutorial classes)
Week 6 : 1 July - 7 July	Lecture	Corporate Governance (Lecture and Tutorial classes)
Week 7 : 8 July - 14 July	Lecture	Directors Duties I - Overview (Lecture and Tutorial classes)
Week 8 : 15 July - 21 July	Lecture	Directors Duties II - General Law Regulation (Lecture and Tutorial classes)
Week 9 : 22 July - 28 July	Lecture	Directors Duties III - Statutory Regulation (Lecture and Tutorial classes)
Week 10 : 29 July - 4 August	Lecture	Company Insolvency & External Administration (Lecture and Tutorial classes)

Attendance Requirements

Please see information about attendance requirements in **Law & Justice Assessment Procedure and Student Information** located in the Other Useful Information tab in the Academic Information

field.

Please be advised there will be no classes on public holidays. If your class falls on a public holiday, alternative arrangements will be made by the course convenor to make up the missed class.

Course Resources

Prescribed Resources

Anil Hargovan, Michael Adams and Catherine Brown, *Australian Corporate Law* (8th Edition 2023) LEXIS NEXIS +

Australian Corporations Legislation (Corporations Act 2001 (C'th)) (2024 Edition) LEXIS NEXIS +

+ Available in physical and e-book formats

Staff Details

Position	Name	Email	Location	Phone	Availability	Equitable Learning Services Contact	Primary Contact
Convenor	Michael Neylan					Yes	Yes
Tutor	Kym Sheehan					No	No
	Lucien van Romburg					No	No
Convenor	Lisa Toohey					No	No

Other Useful Information

Academic Information

Upon your enrolment at UNSW, you share responsibility with us for maintaining a safe, harmonious and tolerant University environment.

You are required to:

- Comply with the University's conditions of enrolment.
- Act responsibly, ethically, safely and with integrity.
- Observe standards of equity and respect in dealing with every member of the UNSW community.
- Engage in lawful behaviour.
- Use and care for University resources in a responsible and appropriate manner.

- Maintain the University's reputation and good standing.

For more information, visit the [UNSW Student Code of Conduct Website](#).

UNSW Law & Justice Assessment Policy

It is essential that all students undertaking this course read and abide by the [UNSW Law & Justice Assessment Policy & Student Information](#). This document includes information on Class Attendance, Late Work, Word Limits, Marking, Special Consideration, Workload, and Academic Misconduct & Plagiarism. More information can also be found at [Assessment & Exam Information](#).

Information regarding Course Outlines are subject to change and students are advised to check updates. If there is a discrepancy between the information posted here and the handbook or the UNSW Law & Justice website, please contact [Student Services via The Nucleus Hub](#) for advice. UNSW Law & Justice reserves the right to discontinue or vary such courses or staff allocations at any time. If your course is not here, please visit [Handbook](#) for information.

Academic Honesty and Plagiarism

As a student at UNSW you are expected to display [academic integrity](#) in your work and interactions. Where a student breaches the [UNSW Student Code](#) with respect to academic integrity, the University may take disciplinary action under the Student Misconduct Procedure. To assure academic integrity, you may be required to demonstrate reasoning, research and the process of constructing work submitted for assessment.

To assist you in understanding what academic integrity means, and how to ensure that you do comply with the UNSW Student Code, it is strongly recommended that you complete the [Working with Academic Integrity](#) module before submitting your first assessment task. It is a free, online self-paced Moodle module that should take about one hour to complete.

Submission of Assessment Tasks

Before submitting assessment items all students must read and abide by the [UNSW Law & Justice Assessment Policy & Student Information](#).

Special consideration

Special consideration is primarily intended to provide you with an extra opportunity to

demonstrate the level of performance of which you are capable. To apply, and for further information, see Special Consideration on the UNSW [Current Students](#) page.

Feedback

UNSW Law & Justice appreciates the need for students to have feedback on their progress prior to the last date for withdrawal without failure. All courses will therefore provide feedback to students prior to this date, as well as throughout the course. However, students should note that feedback does not take the form only of formal grades and written comments on written assessments. Rather, formative feedback, which helps students to self-assess, to identify misunderstandings, and to identify areas requiring further work, will occur during class and possibly online. For example, where a teacher asks the class a question, all students should think about how they might answer. Even though not all students will necessarily be able to respond orally, everyone can reflect on their tentative answer in light of the teacher's response and subsequent class discussion. If you are struggling to understand what is being asked in class, or if your tentative answers prove incorrect and subsequent discussion does not clear things up, then you should continue to ask questions (of yourself, your peers or your teacher). Similarly, you can get a sense of your ability in a course through peer feedback during group work, your teacher's responses to your in-class contributions, and your own response to in-class problems and examples (whether or not you are called on to relay your answer to the class) and also your online activities and responses by others to those activities. Students enrolled in this course may check their Moodle course page for details on the specific feedback used in this course.

Faculty-specific Information

Additional support for students

- Student support: <https://www.student.unsw.edu.au/support>
- Academic Skills and Support: <https://student.unsw.edu.au/academic-skills>
- Student Wellbeing, Health and Safety: <https://student.unsw.edu.au/wellbeing>
- Equitable Learning Services: <https://student.unsw.edu.au/els>
- UNSW IT Service Centre: <https://www.myit.unsw.edu.au>

Course improvement

Student feedback is very important to continual course improvement. This is demonstrated within the Faculty of Law & Justice by the implementation of the UNSW online student survey myExperience, which allows students to evaluate their learning experiences in an anonymous way. myExperience survey reports are produced from each survey. They are released to staff

after all student assessment results are finalised and released to students. Course convenors will use the feedback to make ongoing improvements to the course. Students enrolled in this course may check their Moodle course page for details on the actions taken in response to evaluation feedback in Student Survey.

School Contact Information

Please contact [Nucleus Student Hub](#) for all enquiries. The Nucleus acts as a central communications hub for UNSW and will distribute your enquiry to the best person to respond.