



UNSW Course Outline

TABL2710 Business and the Law - 2024

Published on the 15 May 2024

General Course Information

Course Code : TABL2710

Year : 2024

Term : Term 2

Teaching Period : T2

Is a multi-term course? : No

Faculty : UNSW Business School

Academic Unit : School of Management and Governance

Delivery Mode : In Person

Delivery Format : Standard

Delivery Location : Kensington

Campus : Sydney

Study Level : Undergraduate

Units of Credit : 6

Useful Links

[Handbook Class Timetable](#)

Course Details & Outcomes

Course Description

This course will introduce you to basic legal principles commonly applied in business or corporate settings such as contract law, consumer law, and negligence, to equip you with the fundamentals you need.

You will focus on the Australian legal system and its operation in a business context. More specifically, you will learn about the main sources of law and the role of Parliamentary, regulatory and legal institutions in Australia. Areas of substantive law that are examined are contract law, tort law (with particular reference to negligence), consumer law, and laws governing competition and property, employment and business entities.

In the corporate world, whether you aim to be a business owner, in client advisory or other, you need to be able to confidently navigate conversations with legal practitioners related to legal advice or practice. To develop your understanding and skills, you will engage in various methods of learning and teaching such as ongoing case studies, debates, written work following well-established legal frameworks, and both synchronous and asynchronous delivery of course content.

Course Aims

This course is useful for anyone interested in pursuing a career in business. It will provide you with an understanding of the relationship of the law to business. You will be introduced to the legal method of writing, analysis and research. The knowledge and skills developed in this course provide an essential grounding for successful study of future business law or taxation law courses, including TABL2741, 2751, and 3755.

- An understanding of business law is essential for attaining a deep and well-rounded understanding of the other disciplines offered by the UNSW Business School. Examples of how it contributes are below:
- Accounting - This course is recognised by CPA and CAANZ as satisfying some of the educational requirements for admission to their associations.
- Banking and Finance - All financial transactions are based on a legal framework that allows for property rights to be leveraged and transferred, and risk to be allocated among the parties. This course provides students with the knowledge of how transactions are documented.
- Economics - This course provides students with an overview of the operation of the legal system which will enhance your understanding of the legal framework within which the economy and government policies operate.
- Information Systems - This course provides an overview of intellectual property which is the fundamental legal mechanism for ownership and exploitation of commercial information.
- Marketing - Marketing must operate within the confines of the tort law, contract law and the Competition and Consumer Act 2010 (Cth), for which this course provides an overview.
- Organisation and Management - This course provides an understanding of the legal system under which organisations operate.
- Risk and Actuarial Studies - This course develops skills in interpreting and applying complex legislation which is an important skill for actuaries.

Relationship to Other Courses

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Course Learning Outcomes

Course Learning Outcomes	Program learning outcomes
CLO1 : Identify legal issues that arise in commercial situations.	• PL01 : Business Knowledge
CLO2 : Combine and apply research from authoritative sources to support a position.	• PL01 : Business Knowledge • PL02 : Problem Solving
CLO3 : Apply legal principles via the advocacy for and critique of alternate legal positions using logical reasoning e.g. the IRAC structure.	• PL01 : Business Knowledge • PL02 : Problem Solving • PL03 : Business Communication
CLO4 : Confidently communicate complex topics in a professional manner both in effective group discussion and formal writing.	• PL03 : Business Communication • PL04 : Teamwork

Course Learning Outcomes	Assessment Item
CLO1 : Identify legal issues that arise in commercial situations.	<ul style="list-style-type: none"> • Assessment 1: Legal Writing Task • Assessment 2: Case Study Analysis • Assessment 3: Ongoing Tutorial Contribution • Assessment 4: Final Exam
CLO2 : Combine and apply research from authoritative sources to support a position.	<ul style="list-style-type: none"> • Assessment 1: Legal Writing Task • Assessment 2: Case Study Analysis • Assessment 3: Ongoing Tutorial Contribution • Assessment 4: Final Exam
CLO3 : Apply legal principles via the advocacy for and critique of alternate legal positions using logical reasoning e.g. the IRAC structure.	<ul style="list-style-type: none"> • Assessment 1: Legal Writing Task • Assessment 2: Case Study Analysis • Assessment 3: Ongoing Tutorial Contribution • Assessment 4: Final Exam
CLO4 : Confidently communicate complex topics in a professional manner both in effective group discussion and formal writing.	<ul style="list-style-type: none"> • Assessment 1: Legal Writing Task • Assessment 2: Case Study Analysis • Assessment 3: Ongoing Tutorial Contribution • Assessment 4: Final Exam

Learning and Teaching Technologies

Moodle - Learning Management System

Learning and Teaching in this course

This course adopts an approach to teaching and learning that builds both knowledge and skills. There is a significant focus on 'learning through doing'. Through a structured learning process in each of the topics you will be introduced to legal principles and then work in teams to practise applying them to problems based on real life examples.

This approach reflects how the law works. Legal rules are logical but can be complicated. Because each situation is different, applying the law requires careful reasoning (sometimes by analogy), and logical argument. There may be more than one correct answer. This requires you to interpret and apply nuanced concepts, not just memorise and reproduce them. This is what makes studying this subject interesting. The skills you acquire in interpreting written rules and documents, thinking analytically, working collaboratively and ethically, and arguing persuasively will equip you well for business.

Additional Course Information

This course adopts an approach to teaching and learning that builds both knowledge and skills.

There is a significant focus on 'learning through doing'. Through a structured learning process in each of the topics you will be introduced to legal principles and then work in teams to practise applying them to problems based on real life examples.

This approach reflects how the law works. Legal rules are logical but can be complicated. Because each situation is different, applying the law requires careful reasoning (sometimes by analogy), and logical argument. There may be more than one correct answer. This requires you to interpret and apply nuanced concepts, not just memorise and reproduce them. This is what makes studying this subject interesting. The skills you acquire in interpreting written rules and documents, thinking analytically, working collaboratively and ethically, and arguing persuasively will equip you well for business.

Assessments

Assessment Structure

Assessment Item	Weight	Relevant Dates	Program learning outcomes
Assessment 1: Legal Writing Task Assessment Format: Individual	15%	Start Date: Not Applicable Due Date: 24/06/2024 04:00 PM	• PL01 : Business Knowledge • PL02 : Problem Solving
Assessment 2: Case Study Analysis Assessment Format: Individual	30%	Start Date: Not Applicable Due Date: 22/07/2024 04:00 PM	• PL01 : Business Knowledge • PL02 : Problem Solving • PL03 : Business Communication
Assessment 3: Ongoing Tutorial Contribution Assessment Format: Individual	15%	Start Date: Not Applicable Due Date: Ongoing	• PL01 : Business Knowledge • PL02 : Problem Solving • PL03 : Business Communication • PL04 : Teamwork
Assessment 4: Final Exam Assessment Format: Individual	40%	Start Date: Not Applicable Due Date: Exam Week	• PL01 : Business Knowledge • PL02 : Problem Solving • PL03 : Business Communication

Assessment Details

Assessment 1: Legal Writing Task

Assessment Overview

This task aims to prepare you with the analytical skills and tools required to succeed in your

Case Study Analysis and Final Exam written responses. You will use a framework to structure your thinking and produce a short, logical legal analysis, ensuring that you are equipped to tackle a larger written piece later.

Assesses: PLO1, PLO2

Course Learning Outcomes

- CLO1 : Identify legal issues that arise in commercial situations.
- CLO2 : Combine and apply research from authoritative sources to support a position.
- CLO3 : Apply legal principles via the advocacy for and critique of alternate legal positions using logical reasoning e.g. the IRAC structure.
- CLO4 : Confidently communicate complex topics in a professional manner both in effective group discussion and formal writing.

Detailed Assessment Description

There are numerous frameworks used to analyse legal problems. In this task, you will use the IRAC Structure (Issue, Rule, Analysis, Conclusion) to analyse and structure your thinking around a short case, which will be provided to you in class. In this assessment, the focus is primarily on understanding the IRAC structure and how to apply it; thus, although referencing, language, and structure is considered, you will primarily be assessed on how well you cover the structure and the depth of thought in your response.

Further information on the IRAC structure and the legal case will be provided in class.

Assesses: PLO1, PLO2

Assessment Length

700 words

Submission notes

Submission is via Turnitin link found in the Assessment folder

Assessment information

Refer to marking rubric on moodle

Assignment submission Turnitin type

This assignment is submitted through Turnitin and students do not see Turnitin similarity reports.

Assessment 2: Case Study Analysis

Assessment Overview

This task develops your skills in building a compelling, well-structured, and thorough analysis of a case study. In addition to following the IRAC structure to analyse an issue, you will also be expected to make a persuasive argument with strong cohesion of ideas and choice of language.

Assesses: PLO1, PLO2, PLO3

BCom students: myBCom course points for PLO2

Course Learning Outcomes

- CLO1 : Identify legal issues that arise in commercial situations.
- CLO2 : Combine and apply research from authoritative sources to support a position.
- CLO3 : Apply legal principles via the advocacy for and critique of alternate legal positions using logical reasoning e.g. the IRAC structure.
- CLO4 : Confidently communicate complex topics in a professional manner both in effective group discussion and formal writing.

Detailed Assessment Description

You will be provided with a detailed case containing a problem question in week 5. You must analyse the case using the IRAC structure and provide a written response to the case following this structure, written as one cohesive analysis.

Please submit your Case Study Analysis on Moodle via the Turnitin link provided in Week 8.

Assesses: PLO1, PLO2, PLO3

BCom students: myBCom course points for PLO2

Assessment Length

1500 words

Submission notes

Submission is via Turnitin link found in the Assessment folder

Assignment submission Turnitin type

This assignment is submitted through Turnitin and students do not see Turnitin similarity reports.

Assessment 3: Ongoing Tutorial Contribution

Assessment Overview

The aim of this assessment is to develop your workplace-readiness and ability to engage more fluently with issues in business law. This will be done by getting you to read and speak about key issues and application of the law, as well as by engaging your critical thinking skills to consider multiple sides of nuanced issues.

Assesses: PLO1, PLO2, PLO3, PLO4

BCom students: myBCom course points for PLO3

Course Learning Outcomes

- CLO1 : Identify legal issues that arise in commercial situations.
- CLO2 : Combine and apply research from authoritative sources to support a position.
- CLO3 : Apply legal principles via the advocacy for and critique of alternate legal positions using logical reasoning e.g. the IRAC structure.
- CLO4 : Confidently communicate complex topics in a professional manner both in effective group discussion and formal writing.

Detailed Assessment Description

You will be assessed on your preparedness and engagement with tutorials. There are three main areas that your tutor will assess you on, and further details of grading of each are provided in the rubric.

1. **Individual contribution to tutorial activities:** You are expected to arrive to tutorials prepared, having done the readings and any asynchronous content provided. This will allow you to engage meaningfully in the tutorial by asking and responding to questions, actively listening to and understanding classmates' points, and consistently contributing to group work.
2. **Engaging in semi-structured tutorial debates:** Several tutorials will contain semi-structured tutorial debates to develop your fluency in speaking about legal issues, as well as your ability to think critically and quickly in response to other viewpoints. You will be required to argue for or against an issue as a team against another team. The aim of this is not to be a "presentation" or formal debate with an audience, but rather to provide a structured and safe environment to develop your understanding and confidence in a spoken context.
3. **Showing evidence of applied learning:** We understand that students start at different points in their skillset and confidence levels with speaking up in class and working in teams. Because of this, this section aims to recognise your growth throughout the term and your commitment to

learning. If you consistently demonstrate excellent applied understanding and teamwork, you will of course do very well – however, if you struggle with these areas yet consistently apply yourself, challenge yourself to learn, and grow across the term, you will also do very well.

Assesses: PLO1, PLO2, PLO3, PLO4

BCom students: myBCom course points for PLO3

Submission notes

Ongoing throughout the trimester

Assessment information

This is an ongoing task throughout the trimester.

Assignment submission Turnitin type

Not Applicable

Assessment 4: Final Exam

Assessment Overview

This is to assess your knowledge of the course content.

Assesses: PLO1, PL2, PLO3

Course Learning Outcomes

- CLO1 : Identify legal issues that arise in commercial situations.
- CLO2 : Combine and apply research from authoritative sources to support a position.
- CLO3 : Apply legal principles via the advocacy for and critique of alternate legal positions using logical reasoning e.g. the IRAC structure.
- CLO4 : Confidently communicate complex topics in a professional manner both in effective group discussion and formal writing.

Detailed Assessment Description

The final examination is worth 40% of the course assessment and will consist of problem questions. It will be 2 hours and 10 minutes long and cover the entire course material, unless advised to the contrary by the lecturer in class. It is a closed book exam.

This course will have an invigilated exam held on UNSW's Kensington campus. The exam will be conducted on Inspira, an online assessment platform. It is a mandatory requirement that you attend the exam on-campus and that you come with a fully charged laptop which has the Safe Exam Browser (SEB) installed.

You do not need to state the full names of cases or legislation. For cases, you can simply refer to the main part of the case name containing the name: e.g. Donoghue v Stevenson. For legislation, you can simply refer to the name of the legislation the first time you refer to it and an abbreviation of the legislation every time you refer to it thereafter: e.g. Civil Liability Act, CLA. Please underline the names of any cases or legislation in your answers.

Further instructions on how to prepare for this exam will be provided to you during the term and posted to Moodle.

Assesses: PLO1, PL2, PLO3

Submission notes

Final exam is via Inspira

Assignment submission Turnitin type

Not Applicable

General Assessment Information

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.

You are expected to complete all assessment tasks for your courses in the School of Accounting, Auditing & Taxation. In some courses, there will be a minimum pass mark required on the final exam due to the need to assure individual mastery of specific course learning outcomes for accounting accreditation requirements. Where applicable this is explained in the assessment section of this course outline.

Grading Basis

Standard

Requirements to pass course

In order to pass this course students must:

- Achieve a composite mark of at least 50 out of 100
- Engage actively in course learning activities and attempt all assessment requirements
- Meet any additional requirements specified in the assessment details
- Meet the specified attendance requirements of the course

Course Schedule

Teaching Week/Module	Activity Type	Content
Week 1 : 27 May - 2 June	Lecture	Topic: Introduction to law and the legal method Reading: James Ch1 (exclude section 1.3) Ch 2, Ch 3 & Ch 4 (section 4.1 & 4.2 only).
	Tutorial	Attend your tutorial session for a discussion of the tutorial questions for the week.
Week 2 : 3 June - 9 June	Lecture	Topic: Causing harm Reading: James Ch 4 - Section 4.3. Ch 5 - section 5.1 and fig 5.2 and Ch 6.
	Tutorial	Attend your tutorial session for a discussion of the tutorial questions for the week.
Week 3 : 10 June - 16 June	Lecture	Topic: Contract law - formation and terms Reading: James Chs 7 and 8
	Tutorial	Attend your tutorial session for a discussion of the tutorial questions for the week.
Week 4 : 17 June - 23 June	Lecture	Topic: Contract law - enforcement Reading: James Ch 9
	Tutorial	Attend your tutorial session for a discussion of the tutorial questions for the week.
	Assessment	Legal Writing Activity due Monday 24 June at 4:00pm
	Assessment	Legal Writing Task: Submission is via Turnitin link found in the Assessment folder
Week 5 : 24 June - 30 June	Lecture	Topic: Business Structures Reading: James Ch 14 - sections 14.1, 14.2 and 14.4; Ch 15
	Tutorial	Attend your tutorial session for a discussion of the tutorial questions for the week.
	Assessment	Legal Writing Task is due at 4pm on 24 June.
Week 6 : 1 July - 7 July	Reading	Flexibility Week
Week 7 : 8 July - 14 July	Lecture	Topic: Dealing with consumers Reading: James Ch 11
	Tutorial	Attend your tutorial session for a discussion of the tutorial questions for the week
Week 8 : 15 July - 21 July	Lecture	Topic: Dealing with competitors Reading: James Ch 12
	Tutorial	Attend your tutorial session for a discussion of the tutorial questions for the week.
Week 9 : 22 July - 28 July	Lecture	Topic: Property and Intellectual Property Reading: James Ch 13 and Ch 14-section 14.3
	Tutorial	Attend your tutorial session for a discussion of the tutorial questions for the week.
	Assessment	Case Study Analysis due Monday 22 July at 4:00pm. Submission is via Turnitin link found in the Assessment folder
Week 10 : 29 July - 4 August	Lecture	Topic: Employment law Reading: James Ch 19

Attendance Requirements

Students are strongly encouraged to attend all classes and review lecture recordings.

Course Resources

Prescribed Resources

Prescribed text and website

The required resource for this course is Business Law, 6th Edition Nickolas James (2021) John Wiley & Sons. Milton, Queensland:

Option 1 Order your electronic text: Business Law, 6th Edition Nickolas James (2021) John Wiley & Sons. Milton, Queensland: Wiley [here](#). You can purchase either the E-Text version or the printed version which contains the E-Text code on the inside of the front cover.

[This short guide will show you how to purchase, access and get the best experience out of using your Wiley E-Text.](#)

OR Option 2 The UNSW bookshop has limited hard copies for those who prefer print version. The book contains an access code for the E-Text.

Purchase Link

The website for this course is on [Moodle](#).

Course Evaluation and Development

Feedback is regularly sought from students and continual improvements are made based on this feedback. At the end of this course, you will be asked to complete the myExperience survey , which provides a key source of student evaluative feedback. Your input into this quality enhancement process is extremely valuable in assisting us to meet the needs of our students and provide an effective and enriching learning experience. The results of all surveys are carefully considered and do lead to action towards enhancing educational quality.

The School of Management and Governance's quality enhancement process involves regular review of its courses and study.

Staff Details

Position	Name	Email	Location	Phone	Availability	Equitable Learning Services Contact	Primary Contact
Lecturer	Winifred Murray				Mondays only	No	Yes

Other Useful Information

Academic Information

COURSE POLICIES AND SUPPORT

The Business School expects that you are familiar with the contents of this course outline and the UNSW and Business School learning expectations, rules, policies and support services as listed below:

- Program Learning Outcomes
- Academic Integrity and Plagiarism
- Student Responsibilities and Conduct
- Special Consideration
- Protocol for Viewing Final Exam Scripts
- Student Learning Support Services

Further information is provided on the [key policies and support](#) page.

Students may not circulate or post online any course materials such as handouts, exams, syllabi or similar resources from their courses without the written permission of their instructor.

STUDENT LEARNING OUTCOMES

The Course Learning Outcomes (CLOs) – under the Outcomes tab – are what you should be able to demonstrate by the end of this course, if you participate fully in learning activities and successfully complete the assessment items.

CLOs also contribute to your achievement of the Program Learning Outcomes (PLOs), which are developed across the duration of a program. PLOs are, in turn, directly linked to [UNSW graduate capabilities](#). More information on Coursework PLOs is available on the [key policies and support](#) page. For PG Research PLOs, including MPDBS, please refer to the [UNSW HDR Learning Outcomes](#).

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

SPECIAL CONSIDERATION

You can apply for special consideration when illness or other circumstances beyond your control interfere with your performance in a specific assessment task or tasks, including online exams. Students studying remotely who have exams scheduled between 10pm and 7am local time, are also able to apply for special consideration to sit a supplementary exam at a time outside of these hours.

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.

Special consideration applications will be assessed centrally by the Case Review Team, who will update the online application with the outcome and add any relevant comments. The change to the status of the application immediately sends an email to the student and to the assessor with the outcome of the application.

Please note the following:

1. Applications can only be made through Online Services in myUNSW (see the UNSW [Current Students](#) page). Applications will not be accepted by teaching staff. The lecturer-in-charge/course coordinator will be automatically notified when your application is processed.
2. Applying for special consideration does not automatically mean that you will be granted a

supplementary exam or other concession.

3. If you experience illness or misadventure in the lead up to an exam or assessment, you must submit an application for special consideration, either prior to the examination taking place, or prior to the assessment submission deadline, except where illness or misadventure prevent you from doing so.
4. If your circumstances stop you from applying before your exam or assessment due date, you must apply within 3 working days of the assessment or the period covered by your supporting documentation.
5. Under the UNSW Fit To Sit/Submit rule, if you sit the exam/submit an assignment, you are declaring yourself well enough to do so and are cannot subsequently apply for special consideration.
6. If you become unwell on the day of – or during – an exam, you must stop working on your exam, advise your course coordinator or tutor and provide a medical certificate dated within 24 hours of the exam, with your special consideration application. For online exams, you must contact your course coordinator or tutor immediately via email, Moodle or chat and advise them you are unwell and submit screenshots of your conversation along with your medical certificate and application.
7. Special consideration requests do not allow the awarding of additional marks to students.

Further information on Business School policy and procedure can be found under “Special Consideration” on the [key policies and support](#) page.

LATE SUBMISSION PENALTIES

For assessments other than examinations, late submission will incur a penalty of 5% per day or part thereof (including weekends) from the due date and time. An assessment will not be accepted after 5 days (120 hours) of the original deadline unless special consideration has been approved. An assignment is considered late if the requested format, such as hard copy or electronic copy, has not been submitted on time or where the ‘wrong’ assignment has been submitted.

For assessments which account for 10% or less of the overall course grade, and where answers are immediately discussed or debriefed, the LIC may stipulate a different penalty. Details of such late penalties will be available on the course Moodle page.

FEEDBACK ON YOUR ASSESSMENT TASK PERFORMANCE

Feedback on student performance from formative and summative assessment tasks will be provided to students in a timely manner. Assessment tasks completed within the teaching period of a course, other than a final assessment, will be assessed and students provided with

feedback, with or without a provisional result, within 10 working days of submission, under normal circumstances. Feedback on continuous assessment tasks (e.g. laboratory and studio-based, workplace-based, weekly quizzes) will be provided prior to the midpoint of the course.

Faculty-specific Information

PROTOCOL FOR VIEWING FINAL EXAM SCRIPTS

UNSW students have the right to view their final exam scripts, subject to a small number of very specific exemptions. The UNSW Business School has set a [protocol](#) under which students may view their final exam script. Individual schools within the Faculty may also set up additional local processes for viewing final exam scripts, so it is important that you check with your School.

If you are completing courses from the following schools, please note the additional school-specific information:

- Students in the **School of Accounting, Auditing & Taxation** who wish to view their final examination script should also refer to [this page](#).
- Students in the **School of Banking & Finance** should also refer to [this page](#).
- Students in the **School of Information Systems & Technology Management** should also refer to [this page](#).

COURSE EVALUATION AND DEVELOPMENT

Feedback is regularly sought from students and continual improvements are made based on this feedback. At the end of this course, you will be asked to complete the [myExperience survey](#), which provides a key source of student evaluative feedback. Your input into this quality enhancement process is extremely valuable in assisting us to meet the needs of our students and provide an effective and enriching learning experience. The results of all surveys are carefully considered and do lead to action towards enhancing educational quality.

QUALITY ASSURANCE

The Business School is actively monitoring student learning and quality of the student experience in all its programs. A random selection of completed assessment tasks may be used for quality assurance, such as to determine the extent to which program learning goals are being achieved. The information is required for accreditation purposes, and aggregated findings will be used to inform changes aimed at improving the quality of Business School programs. All material used for such processes will be treated as confidential.

TEACHING TIMES AND LOCATIONS

Please note that teaching times and locations are subject to change. Students are strongly advised to refer to the [Class Timetable website](#) for the most up-to-date teaching times and locations.