



FAKULTI PENGURUSAN DAN INDUSTRI HALAL

PROGRAM	Diploma Pengurusan Muamalat
COURSE NAME	Commercial Law
COURSE CODE	DBL 4013
CREDIT HOUR	3
SYNOPSIS	This course provides an overview of the major aspects of commercial law. Among the topics examined are legal aspect of business organization, law of contract, law of agency, sale of goods, hire purchase, negotiable instruments, relationship of banker and customer and securities.
COURSE STRUCTURE	
CHAPTER	TOPICS
1	Business Organization: 1.1 Sole Proprietorship 1.2 Partnership 1.3 Company
2	Law of Contract: 2.1 Formation 2.2 Elements of contract – 2.2.1 Offer 2.2.2 Acceptance 2.2.3 Consideration 2.2.4 Capacity 2.2.5 Intention 2.2.6 Certainty 2.3 Free consent 2.4 Discharge 2.5 Remedies 2.6 Malaysian Contract of Law from Syari'ah Perspective
3	Law of Agency: 3.1 Definition 3.2 Creation of agencies 3.3 Agent's authority 3.4 Duties of an agent 3.5 Duties of principal 3.6 Termination of agency 3.7 Law of agency from Syari'ah Perspective



4	Sale of Goods: 4.1 Essential elements of contract of sale 4.2 Definition & classification of goods 4.3 Terms of the contract 4.4 Implied terms 4.5 Transfer of title 4.6 Performance of contract 4.7 Remedies 4.8 Sale of Goods from Syari'ah Perspective
5	Hire Purchase: 5.1 Nature of hire purchase agreement 5.2 Formalities 5.3 Implied terms 5.4 Liability of owner & dealer for misrepresentation 5.5 Statutory rights of hirer 5.6 Repossession 5.7 Remedies 5.8 Hire Purchase from Syari'ah Perspective
6	Negotiable Instruments: 6.1 Nature of negotiable instruments 6.2 Bill of Exchange 6.3 Endorsement 6.4 Cheque 6.5 Negotiable Instrument from Syari'ah Perspective
7	Relationship of Banker and Customer: 7.1 Definition of customer. 7.2 Types of relationship. 7.3 Rights and duties of bank of customer. 7.3.1 Limitation of Action 1953. 7.3.2 Set Off. 7.3.3 Appropriation of payments. 7.3.4 Banking Secrecy. 7.3.5 Banker's Order. 7.3.6 Standing Order. 7.3.7 Bank Statement. 7.4 Determination of Banker Customer Relationship. 7.5 BAFIA 1989. 7.6 Islamic Banking Act 1983.
8	Securities for Banker's Advances: 8.1 Methods of Taking – 8.1.1 Securities; 8.1.2 Guarantees; 8.1.3 Land; 8.1.4 Life Policies; 8.1.5 Stocks and Shares; and Others



References:	<ol style="list-style-type: none"><li data-bbox="407 170 1427 241">1. Mei Pheng Lee, Ivan Jeron Detta, Commercial Law, 3, Oxford Fajar Sdn Bhd, 2017, ISBN: 9789834721695<li data-bbox="407 275 1427 346">2. Mei Pheng Lee, Ivan Jeron Detta, Business Law, 2, Oxford University Press, 2017, ISBN: 9789834719524
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