

**BCIT**

British Columbia Institute of Technology

**Course Outline Part A**

School of: Business  
Program: Business Administration  
Option: BLAW 3100 Business Law

**Hours/Week****Lecture: 2****Total Hours****Total: 60****Weeks: 15****Term/Level****Credits:****Seminar (Lab): 2****Other:****Prerequisites****is a Prerequisite for:****Course No.****Course Name****Course No.****Course Name****Course Goals**

To enable the students to recognize and understand the legal aspects of doing business in Canada.

**Course Description**

This course provides the business student with a basic knowledge of Canadian law including the workings of the legal system, and the law of contracts, torts, sale of goods, consumer protection, secured transactions, creditors' remedies, employment, agency, partnership, companies, patents and copyright.

**Evaluation**

Midterm Exam 1	25%
Midterm Exam 2	25%
Final Exam	25%
Seminar presentation & participation	<u>25%</u>
<b>TOTAL</b>	<b>100%</b>

The grade for Seminar participation is based on attendance, case presentations and participation in discussions.

Attendance at lectures and seminars is expected. For examination purposes, students are responsible for all material covered in the text, lectures and seminars.

Instructors are available to assist students during the office hours posted at our offices, as well as by appointment. Please feel free to call at any time at the above noted telephone numbers.

Mid-term exams will be held during lecture periods and reviewed in seminars. Every effort will be made to follow the attached schedule; however, changes may be required due to school events.

### **Assignment Details**

Students are expected to make group presentations of case briefs relevant to topics being studies. Cases will be assigned in seminars for presentation to the class.

### **Format**

**Two lectures – 1<sup>st</sup> on Wednesday  
2<sup>nd</sup> on Thursday** followed by

**Two seminars – as per your timetable.**

### **I.D. Required in Exam Halls**

Effective December 2000, students will be required to produce photo-identification for admittance to examination halls. Photo I.D. must be placed on the desk while writing the exam, for inspection by invigilators. Students should bring a BCIT OneCard, or alternatively two pieces of identification, one of which must be government photo I.D. such as a drivers license. Please see BCIT Policy # 5300, Formal Invigilation Procedures.

Course Outline

BLAW 3100 Business Law (cont.)

Course Outcomes and Sub-Outcomes

1. To have a basic knowledge of the law and recognize legal issues as they arise and;
2. To have a general understanding of the law as it applies in business situations.
3. To learn to apply the rules of law to business situations;
4. To be able to communicate effectively with lawyers and regulators, and to have a basic knowledge of the law;
5. To design business practices and transactions to avoid legal problems;

Course Record

Developed by: Bill Hooker, D'Anne Davis, Richard Yates Date: \_\_\_\_\_  
Instructor Name and Department (signature)

Revised by: Catherine Ryan Date: Sept 8, 2000  
Instructor Name and Department (signature)

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Instructor Name and Department (signature) Date: \_\_\_\_\_

Recommended by: Bill Hooker Date: Sept. 2, 2000  
Program Head Name and Department (signature)

Approved by: E. B. Stewart for C. Clark Start Date: 2000 Oct 02  
Associate Dean/Dean Name and Department (signature)

## **BLAW 3100 - Course Outline: Lecture Topics Seminar Cases and Assigned Readings**

Wed. Sept. 6 **Introduction to the legal system continued:** structure of Canadian court system, civil litigation, origins of our Canadian law, sources.  
Yates: chapter 1 pp. 24-end

Thur. Sept. 7 **Introduction to the course**  
**Introduction to the legal system:** definitions, legal philosophies, origins of our Canadian law, sources, Constitution  
Yates: chapter 1 pp. 1-24

Seminar: Introductions, initial questions, how to brief a case  
Case: R. v. T.L. CB (casebook) p. 7

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Wed. Sept. 13 **The Law of Tort:** intentional torts  
Yates: chapter 2 pp. 60-72

Thur. Sept. 14 **The Law of Tort:** negligence  
Yates: chapter 2 pp. 73-82

Seminar #1: Students sign up for in-class case presentations.  
Case: Krusel v. Firth CB p. 12  
Lauzier v. Ranger CB p. 13

Seminar #2: Case: M'Alister (or Donoghue) v. Stevenson CB p. 33  
Jacobson v. Nike Canada Ltd. CB p. 39  
Mortimer v. Cameron et al. CB p. 41  
Galaske v. O'Donnell CB p. 44

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Wed. Sept. 20 No Lecture: [Shinerama]

Thur. Sept. 21 **The Law of Tort:** negligent misstatement and defences  
Yates: chapter 2 pp. 82-end

Seminar #1: Case: Poirier v. Murphy CB p. 59  
Stewart v. Pettie CB p. 36  
Hercules Managements Ltd. et al. V. Ernst & Young CB p. 53  
Queen v. Cognos CB p. 58

Seminar #2: Case: Malette v. Shulman CB p. 21  
Hill v. Church of Scientology CB p. 25

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Wed. Sept 27 **Formation of contracts: consideration**  
Yates: chapter 3, pp. 115-end

**Thur. Sept. 28 Formation of contracts: offer and acceptance**

Yates: chapter 3, pp. 100-115

Seminar #1: Case: Gateway Realty v. Arton Holdings CB p. 70

Dudka v. Smilestone CB p. 71

Campbell v. Sooter Studios CB p. 72

Seminar #2: Case: Hyde v. Wrench CB p. 74

Degoiesbriand v. Radford CB p. 76

Central London Property Trust v. High Trees CB p. 79

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**Wed. Oct. 4 Formation of Contracts: Intention, form and the writing requirement**

Yates: chapter 4, pp. 139-end

Omit Statute of Frauds p. 142-146

Handout Law and Equity Act

**Thur. Oct. 5 Formation of contracts: capacity and legality**

Yates: chapter 4, pp. 126-139

Omit section titled Infants, p. 127-130

Handout Infants Act

Seminar #1: Case: Re Collins CB p. 80

Cerilli v. Klodt CB p. 81

Seminar #2: Case: Hoffer v. Verdone CB p. 84

Boyd v. Newton CB p. 82

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**Wed. Oct 11 Factors affecting the contractual relationship: mistake, misrepresentation, undue influence, duress, unconscionability**

Yates: chapter 5, pp. 152-170

**Thur. Oct. 12 EXAM # 1 [Chapters 1, 2, 3, 4]**

Seminar #1: One seminar only this week due to Thanksgiving on Oct. 9<sup>th</sup>

Seminar #2: Case: Marvco Colour Research v. Harris CB p.86

Sidhu Estate v. Bains, Bristow, Third Party CB p. 91

Tannock v. Bromley CB. p. 93

Turner Estate v. Bonli Estate CB p. 94

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October 16-20

Financial Management exam week

Therefore, no lectures, seminars or exams in this course.

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Wed. Oct. 25 **The end of the contractual relationship: performance, breach, discharge by agreement, frustration**  
Yates: chapter 6, pp. 181-198

Thur. Oct. 26 **Factors affecting the contractual relationship: privity of contract and assignment**  
Yates: chapter 5, p. 170-end

Seminar #1: Case: London Drugs v. Kuehne & Nagel CB p. 96  
Impala Construction v. Wade CB p. 99  
Ontex Resources Ltd. v. Metalore CB p. 101  
Bitz, Szemenyei, Ferguson & McKenzie v. Cami Automotive CB 97

Seminar #2: Post-exam review of Exam # 1

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Wed. Nov. 1 **Legislative interference in the contract: Sale of Goods Act**  
Yates: chapter 7, pp. 211-227

Thur. Nov. 2 **Contracts: Remedies for breach of contract**  
Yates: chapter 6, pp. 198-end

Seminar #1: Case: Lee v. Skalbana CB p. 108  
Aurora TV and Radio v. Gelco Express CB p. 106  
Bank of Montreal v. Overland Freight Lines Ltd CB p. 105  
Canadian Imperial Bank of Commerce v. Sayani CB p. 118

Seminar #2: Case: Parta Industries v. Canadian Pacific CB p. 110  
Winnipeg Condominium Corp. v. Bird Construction CB p. 112  
Sigurdson v. Hilcrest Service Ltd. CB p. 123

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Wed. Nov. 8 **Priority of creditors: guarantees, builders' liens, bankruptcy**  
Yates: chapter 8, pp. 260-end

Thur. Nov. 9 **EXAM # 2 [Chapters 5, 6, 7]**

Seminar #1: Question and answer review in preparation for Exam # 2.

Seminar #2: **Priority of Creditors: personal property as security.**  
Yates: chapter 8: pp. 246-258  
Case: Glenn v. General Acceptance Corporation CB p. 130

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Wed. Nov. 15 **Employment law: master and servant, collective bargaining**  
Yates: chapter 10, pp. 316-end

Thur. Nov. 16 **Agency law**

Yates: chapter 11, pp. 355-end

Seminar #1: Post exam review of Exam # 2

Seminar #2: Case: Manulife Bank v. Conlin CB p. 133

Matter of the Bankruptcy of Margaret Rose Antosh CB p. 136

Medler-McKay Holdings Ltd. v. Teac Canada Ltd. CB p. 139

Matter of Babbitt and Paladin Inc. CB p. 116

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Wed. Nov. 22 **Business organizations: sole proprietorship and partnership**

Yates: chapter 12, pp. 382-end

Thur. Nov. 23 **Business organizations: incorporation, separate legal identity, funding**

Yates: chapter 13, pp. 403-414

Seminar #1: Case: Formosa Mutual Insurance Co. v. Tanner CB p. 147

Durand v. Quaker Oats CB p. 149

Stanley Scott Werle v. Sask. Energy CB p. 152

DiVito v. Macdonald Detwiler CB p. 151

Ansari V. B.C. Hydro CB p. 155

Cronk v. Canadian General Insurance Co. CB p. 156

Systems Engineering v. Power CB p. 159

Seminar #2: Case: Soulos v. Korkontzilas CB p. 167

Victoria and Grey Trust Co. v. Crawford et al. CB p. 170

Norman Olson v. Gullo & Gullo Enterprises Ltd. CB p. 171

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Wed. Nov. 29 **Business organization: duties of corporate officers, pros and cons of incorporation.**

Yates: chapter 13, pp. 415-end

Thur. Nov. 30 **Open Review of the Course**

Seminar #1: Case: Lockharts Ltd. v. Excalibur Holdings Ltd. CB p. 75

China Software Corp. v. Leimbigler et al. CB p. 178

Seminar # 2: Question and answer review in preparation for Exam #3.

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December 4-8 **EXAM WEEK**

**EXAM # 3 [as scheduled]**

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