

COURSE	LAW 315 Business Associations
UNIT VALUE	2.0 Units (3 hours per week)
INSTRUCTOR	Ngozi S. Nwoko
TERM OFFERED	Spring 2024
CLASS TIMES	See Schedule
PREREQUISITES/COREQUISITES	LAW 315 does not satisfy the JD/JID requirement for LAW 315I Transsystemic Business Associations. JD/JID students must register in LAW 315I LAW 315 is a required pre or corequisite for LAW 349 BLC LAW 315 is a required prerequisite for LAW 346A Corporate Taxation LAW 315 is a recommended pre-or corequisite for LAW 313 Securities Regulation LAW 346A First Nation Taxation & LAW 346B International Taxation

COURSE DESCRIPTION

The course looks at alternative forms of association for carrying on a business (including not-for-profit business activities) with particular emphasis on partnerships and corporations. It briefly looks at agency law and sole proprietorship. It examines partnerships, limited partnerships, limited liability partnerships, and corporations in somewhat more detail. Time permitting, it will briefly consider other forms of association that *may* include business trusts, co-operatives, societies, unincorporated associations, social enterprises, franchises, and joint ventures.

COURSE OBJECTIVES

Students should be able to:

- 1. Base Knowledge:** Demonstrate an understanding of the material covered in the course by answering multiple-choice/fact-based/essay questions on a mid-term assignment and final exam.
- 2. Application**
 - (i) Identify Issues:** Identify agency, sole proprietorship, partnership, corporate law, or other forms of association issues in a given fact situation;
 - (ii) Set Out the Law:** State, with supporting statutory and/or case authority, a reasonable view of the law on the issues;
 - (iii) Apply the Law to the Facts:** Apply the law to the facts to give advice as to:
 - (a) the steps that will have to be taken in a transaction; and/or
 - (b) what rights or remedies a particular person may have and what their chances of successfully enforcing those rights and obtaining those remedies would be; and/or
 - (iv) Discuss Policy:** Discuss the reasons for the law, how the policy applies in the given fact situation, and whether the law is appropriate to deal with the given fact situation.
- 3. Policy:** Demonstrate an understanding of the broader social context in which businesses operate as it relates to the social responsibilities of business organizations, the effectiveness of business organizations in their production and/or service activities, and the role of the lawyer in advising business organizations in consideration of this broader social context by **(i)** answering an essay question on an exam; and/or **(ii)** noting the broader social context and/or role of the lawyer in responding to other questions on an exam.

TEACHING METHODOLOGIES

The classes will consist of a combination of lectures and problem analysis. Sample problems will be the primary approach to learning the “application” objective noted above. (*Continues on next page....*)

¹ The information in this document is provided for course registration purposes only and is **subject to change**. More detailed information about course content and evaluation will be provided upon the commencement of the course. Students seeking additional information about the course prior to its commencement may contact the instructor or law.studentservices@uvic.ca

Achievement of the “knowledge” objective noted above will be based primarily on completing the readings for the course, regularly attending classes, preparing good notes/summaries, and studying your notes

EVALUATION

NB – this is preliminary and subject to change.

The evaluation in the Spring of 2023 will consist of:

- (i) a take-home (open book) midterm assignment (40%); and
- (ii) a final 8-hour take-home exam (open-book) on Brightspace - (60%).

ACADEMIC INTEGRITY

Please read the University’s [Policy on Academic Integrity](#).

June 2023