



CORPORATE AND ACADEMIC SERVICES

MODULE SPECIFICATION

Part 1: Basic Data					
Module Title	Commercial Law				
Module Code	UJXTRA-10-M	Level	M	Version	1
Owning Faculty	FBL	Field	Law non modular		
Contributes towards	Bar Professional Training Course				
UWE Credit Rating	10	ECTS Credit Rating	5	Module Type	Professional Practice
BPTC	Qualifying Law Degree as pre-requisite of studying the BPTC	Co- requisites			
Excluded Combinations	N/A	Module Entry requirements	To have undertaken the study of the compulsory modules of the BPTC with UWE		
Valid From	September 2013	Valid to			

<b>CAP Approval Date</b>	7 May 2013
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Part 2: Learning and Teaching	
Learning Outcomes	<p>By the end of the Option, a student should:</p> <p>Have reinforced their understanding of key contractual law principles</p> <p>Understand key issues surrounding the domestic sale of goods (for example implied terms as to quality and fitness for purpose, sale by description, passing of risk in goods)</p> <p>Understand exclusion and limitation clauses and be familiar with issues and commercial implications arising from their use in practice</p> <p>Be able to interpret and analyse terms and conditions of sale; be familiar with standard terms, including use of boilerplate provisions</p> <p>Have an awareness of legal issues associated with the sale of goods online</p> <p>Have a basic understanding of the necessity for expressly choosing Law &amp; Jurisdiction in International sale of goods contracts; &amp; understand/be aware of the default rules applying in the absence of such an election</p> <p>Understand the basic principles of agency and distribution contracts; understand the difference between agency and distribution; develop an awareness of the legal issues arising from the Commercial Agents Regulations</p>

	Have developed & applied in the context of the Option the skills of advising in Conference, drafting Pleadings, drafting Opinions & researching, drafting & presenting a closing submission
Syllabus Outline	<p><b>Session 1</b> Revision of key contract law principles, introduction to the Sale of Goods Acts 1979, consideration of the concept of implied terms; understanding the concepts of passing of title and risk; consideration of a case study dealing with sale of goods; students to advise in conference and draft Particulars of Claim</p> <p><b>Session 2</b> Understanding of a seller's terms and conditions of sale, including consideration of exclusion &amp; boilerplate clauses; within the workshop, students to analyse the effectiveness of boilerplate provisions in small/whole group discussion; students to draft a Defence</p> <p><b>Session 3</b> Consideration of the Law governing the sale of goods over the Internet; consideration of the need to elect a choice of law and jurisdiction in International sale of goods contracts &amp; the implications of not doing so; consideration of a case study in relation to the International sale of goods, with students drafting a legal opinion on legal &amp; commercial issues identified in the case study</p> <p><b>Session 4 (including Formative Assessment) exercise</b> Consideration of the principles of agency and distribution, to include consideration of the Commercial Agents Regulations; consideration of a case study based around the Commercial Agents Regulations with students drafting an opinion on the legal &amp; commercial merits of the issues arising from that case study</p> <p><b>Session 5</b> A revision session in which students revisit the legal principles addressed in sessions 1 – 4, to include preparation of and delivery of closing submissions based on a detailed factual scenario requiring consideration of the legal and commercial issues addressed in sessions 1 – 4</p>
Contact Hours	<p>The Teaching Scheme comprises five study Sessions, each Session equating to the student spending 10 hours engaged with teaching &amp; learning activities.</p> <p>Within each study session there is face-to-face contact of 3.5 hours in Small Group Workshops; the remaining 6.5 hours being pre- &amp; post workshop preparatory &amp; follow-up/consolidation activities.</p>
Teaching and Learning Methods	<p>The module builds upon the development of skills delivered in the core programme and at least 50% of the duration of the module is directed towards the practice of those skills.</p> <p>The course skills which will pervade this option as identified in the indicative teaching scheme set out below are to advise in Conference; drafting Particulars of Claim; drafting a Defence; drafting an Opinion (twice); preparing and delivering closing submissions (both in writing &amp; orally)</p> <p><b>Students undertake Independent Learning</b> in preparation for their workshops, with essential reading (from a designated textbook), self-test &amp; for some workshops, and case study preparation.</p> <p><b>Students undertake Scheduled Learning</b> through their tutor led workshops in which students predominantly spend time working in small groups analysing the case study problems undertaking skills exercises &amp; with whole group review of learning outcomes with their tutor.</p> <p><b>Students will undertake Consolidation Work</b>, comprising review of workshop</p>

	activities, sometimes supplemented by additional case study exercises which will be reviewed in subsequent workshops &/or by reference to online answer guides on Blackboard.
Key Information Sets Information	N/A
Reading Strategy	Students will undertake preparatory reading from a designated text supplemented by additional materials provided by their tutor
Indicative Reading List	Essential: <i>Commercial Law</i> (Bradgate & White), published by Oxford University Press. Essential: <i>Blackstone's Statutes on Commercial &amp; Consumer Law</i> (Rose) published by OUP.

### Part 3: Assessment

Assessment Strategy	Take-home assessment incorporating a written skill (Opinion Writing). Students will be allowed 7 days to complete the assessment which has a word limit (3000 words). The assessment takes place after the options teaching period
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Identify final assessment component and element	Component A	
% weighting between components A and B (Standard modules only)	A:	B:
	100%	
<b>First Sit</b>		
Component A (controlled conditions) Description of each element	Element weighting (as % of component)	
1. Assignment (opinion writing)	100%	
Component B Description of each element	Element weighting (as % of component)	
1. n/a		

Resit (further attendance at taught classes is not required)		
Component A (controlled conditions) Description of each element	Element weighting (as % of component)	
1. Assignment (opinion writing)	100%	
Component B Description of each element	Element weighting (as % of component)	
1.n/a		