



## **Module Specification**

### **Commercial Law**

Version: 2023-24, v2.0, 08 Jun 2023

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## **Part 1: Information**

**Module title:** Commercial Law

**Module code:** UJXTRA-10-M

**Level:** Level 7

**For implementation from:** 2023-24

**UWE credit rating:** 10

**ECTS credit rating:** 5

**Faculty:** Faculty of Business & Law

**Department:** FBL Dept of Law

**Partner institutions:** None

**Delivery locations:** Not in use for Modules

**Field:** Law - non modular

**Module type:** Module

**Pre-requisites:** None

**Excluded combinations:** None

**Co-requisites:** None

**Continuing professional development:** No

**Professional, statutory or regulatory body requirements:** None

## **Part 2: Description**

**Overview:** Not applicable

**Features:** Not applicable

**Educational aims:** See Learning Outcomes

**Outline syllabus:** Session 1

Revision of basic contract law principles, introduction to the Sale of Goods Act 1979 and Consumer Rights Act 2015. Consideration of the concept of implied terms;

Understanding the concept 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

#### Session 2

Understanding of a seller's terms and conditions of sale, including consideration of exclusion and boilerplate clauses; within the workshop, students to analyse the effectiveness of boilerplate provisions in small/whole group discussion; students to draft a Defence.

#### Session 3

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 and 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 and commercial issues identified in the case study

#### Session 4

Consideration of the principles of agency and distribution, to include consideration of the Commercial Agents Regulations 1993; consideration of a case study based around the Commercial Agents Regulations. all merits of the issues arising from that case study.

#### Session 5

A Practice Assessment revision session in which students revisit the legal principles addressed in sessions 1 – 4, to include research, preparation and writing of a Legal

Opinion and Advice in Conference on a detailed factual scenario requiring consideration of the legal and commercial issues addressed in sessions 1 – 4.

### Session 6

Individual feedback will be given to students on their performance of in SGS 5 with analysis of their written Legal Opinion.

## **Part 3: Teaching and learning methods**

**Teaching and learning methods:** Students undertake Independent Learning in preparation for their workshops, with essential reading (from a designated textbook), and case study preparation.

Students undertake Scheduled Learning through their tutor led workshops in which students predominantly spend time working in small groups analysing the case study problems undertaking skills exercises and with whole group review of learning outcomes with their tutor.

Students will undertake Consolidation Work, comprising review of workshop activities, sometimes supplemented by additional case study exercises which will be reviewed in subsequent workshops and/or by reference to online answer guides on Blackboard.

Each Session is 3.5 hours of interactive working. In addition, there is 1 tutor led Large Group Session of 1.5 hours. This is a total of 22.5 contact hours.

**Module Learning outcomes:** On successful completion of this module students will achieve the following learning outcomes.

**MO1** Have reinforced their understanding of basic contractual law principles and unfair contract terms both in business to business and business to consumer transaction

**MO2** 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)

**MO3** Understand exclusion and limitation clauses and be familiar with issues and commercial implications arising from their use in practice

**MO4** Be able to interpret and analyse terms and conditions of sale; be familiar with standard terms, including use of boilerplate provisions

**MO5** Have an awareness of legal issues associated with the sale of goods online

**MO6** Have a basic understanding of the necessity for expressly choosing Law and Jurisdiction in International sale of goods contracts; and understand/be aware of the default rules applying in the absence of such an election

**MO7** 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

**MO8** Have developed and applied in the context of the Option the skills of advising in Conference and researching and drafting a written Opinion.

**Hours to be allocated:** 100

**Contact hours:**

Independent study/self-guided study = 76 hours

Face-to-face learning = 24 hours

Total = 100

**Reading list:** The reading list for this module can be accessed at [readinglists.uwe.ac.uk](https://uwe.rl.talis.com/modules/ujextra-10-m.html) via the following link <https://uwe.rl.talis.com/modules/ujextra-10-m.html>

## **Part 4: Assessment**

**Assessment strategy:** There is one Assessment task which must be passed/complied with: 24 hour online examination - word count limited to 2500 words

**Assessment components:**

**Examination (Online) (First Sit)**

Description: Online Examination (2500 Words)

Weighting: 100 %

Final assessment: Yes

Group work: No

Learning outcomes tested: MO1, MO2, MO3, MO4, MO5, MO6, MO7, MO8

**Examination (Online) (Resit)**

Description: Online Examination (2500 Words)

Weighting: 100 %

Final assessment: Yes

Group work: No

Learning outcomes tested: MO1, MO2, MO3, MO4, MO5, MO6, MO7, MO8

**Part 5: Contributes towards**

This module contributes towards the following programmes of study: