



## **Module Specification**

### **Commercial Law**

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## Part 1: Information

**Module title:** Commercial Law

**Module code:** UJUUMF-30-2

**Level:** Level 5

**For implementation from:** 2024-25

**UWE credit rating:** 30

**ECTS credit rating:** 15

**Faculty:** Faculty of Business & Law

**Department:** FBL Dept of Law

**Partner institutions:** None

**Delivery locations:** Frenchay Campus

**Field:** Law Undergraduate (Programmes)

**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:** This module will introduce students to some of the main areas of commercial law. In this module students will examine the Law relating to:  
Part 1 – Banking Regulation: Money and its development. History of banks and their regulation. The financial crisis and money laundering.  
Part 2 - Competition Law and Commercial Agreements: Anti-competitive agreements, banking cartels and the abuse of a dominant market position.

Part 3 - Sale of Goods and Contracts for Services: business to business contracts under the Sale of Goods Act 1979 and business to consumer contracts under the Consumer Rights Act 2015. Implied terms, the rules related to property and risk, delivery and acceptance and remedies.

Part 4 - Agency the relationship between a principal, agent and third party and the rights, obligations and liabilities that exists between them. The contractual and fiduciary duties that exist between the principal and the agent as well as the different types of authority.

Students will be advising fictional clients based on practical extended scenarios. They need to identify, analyse and creatively respond to relevant opportunities by identifying multiple ideas and solutions to the established problems on the basis of their increasing subject expertise including application of Common Law and statutory rules. They will develop their appreciation of, and ability to demonstrate, flexibility and adaptability through identifying alternative perspectives and offering a choice of solutions suitable to the client's expectation and situation, thereby accommodating the continuous change, ambiguity, uncertainty and risk that comes with advising another person.

Students will be encouraged to develop an entrepreneurial mind-set by becoming aware of themselves as creative or resourceful; as able to translate ideas into actions; or as prepared to challenge assumptions and to approach risk and uncertainty through investigation and research. Based on this, students will also be encouraged to start partaking in relevant pro bono activities or other co-curricular enterprise or entrepreneurial student activities across the faculty and university.

**Features:** Not applicable

**Educational aims:** The aim of this module is to enable students to develop a systematic understanding of certain key areas of commercial law and to develop their legal skills within this subject context.

It will be linked to the Student Lawyer project, where students will engage in wider project work involving external engagement as well as personal and professional development activities.

**Outline syllabus:** The indicative syllabus for this module includes:

An introduction to banking law and regulation

The history of money and of banking

The 2008 financial crisis and the laws introduced following it

An introduction to competition law and commercial agreements

Anti-competitive agreements and enforcement

Abuse of dominance and enforcement

An introduction to sale of goods law

Examination of business to business and business to consumer contracts

Implied terms, rules relating to delivery and risk and acceptance

Remedies available to businesses and consumers

Detailed consideration of the Sale of Goods Act 1979 and Consumer Rights Act 2015

An introduction to agency law

Examination of the relationship between principal, agent and third party

Contractual and fiduciary duties of an agent and a principal

Different types of authority of an agent

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

**Teaching and learning methods:** The learning on this module will take place through a variety of modes including directed independent learning, self-directed learning, and group activities. Students will need to adopt a proactive approach to the module and engage with the full offer of learning opportunities to ensure successful achievement of the learning outcomes.

Directed independent learning includes engaging with resources such as recorded lectures, videos, and reading as well as guided activities for example preparing notes, case studies and worksheets. Self-directed learning includes activities such as reading, note-taking, research, and exploring resources. Group activities may include discussions, legal debate, collaborative working, and peer learning.

The module is designed through the recorded lectures and groups sessions to offer an authentic learning experience in which students will apply theoretical principles

they have researched and studied to practical scenarios. For example, students may be expected to be able to prepare and present brief outlines of and/or commentary on the relevant law; their analysis of specific problems and their 'solutions' to specific case studies in the small group sessions. They will also engage in collaborative research and experience presenting legal arguments in the context of a practical case scenario.

Through the Student Lawyer Project students will engage in project work which will further support their development of independent learning skills; research; team work; time management; presentation skills and the capacity for effective reflection on their learning.

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

**MO1** Understand and apply primary and secondary legal sources of commercial law.

**MO2** Identify and critically analyse the legal concepts pertaining to the topics studied.

**MO3** Communicate law and legal advice effectively in written form.

**MO4** Communicate law and legal advice clearly and succinctly through a time limited verbal presentation

**Hours to be allocated:** 300

**Contact hours:**

Independent study/self-guided study = 234 hours

Face-to-face learning = 66 hours

Total = 300

**Reading list:** The reading list for this module can be accessed at [readinglists.uwe.ac.uk](https://readinglists.uwe.ac.uk) via the following link

[https://blackboard.uwe.ac.uk/webapps/osc-BasicLTI-BB5efb3ace8ea0a/tool.jsp?course\\_id= 347584\\_1&content\\_id= 9115430\\_1](https://blackboard.uwe.ac.uk/webapps/osc-BasicLTI-BB5efb3ace8ea0a/tool.jsp?course_id= 347584_1&content_id= 9115430_1)

## Part 4: Assessment

**Assessment strategy:** This module will be assessed via the following assessment tasks:

MCQ Exam (Online 24 hours)(55%)The first assessment task is an online exam consisting of multiple choice questions (MCQs) and two short scenario-based questions.

The MCQs will be based on Semester 1 topics and will assess knowledge and application of key principles. The longer answer questions will test each student's written communication and legal reasoning skills and enable the student to achieve the learning outcomes covered in semester one, namely their entrepreneurial mindset, for example their resourcefulness in translating ideas into actions through appropriate investigation and research.

The module team will provide formative feedback following the online exam in a feedback lecture, in workshops and in one-to-one meetings.

Presentation (40%, 10 mins). The second assessment task is an individual 10 minute presentation supported by a written bibliography of sources. The presentation will assess knowledge and understanding of Commercial Law, the ability to evaluate problems and identify solutions, the ability to apply knowledge to factual situations, competence in dealing with case law and communication skills under time pressure.

Students' personal and professional development will be demonstrated as part of this assessment task, through contribution to a reflective piece relating to the Student Lawyer project.

### **Assessment components:**

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

Description: Examination comprising MCQ questions and two written answer questions.

Weighting: 55 %

Final assessment: No

Group work: No

Learning outcomes tested: MO1, MO2, MO3

**Presentation (First Sit)**

Description: Presentation and written bibliography together with a reflective piece contributing to the Student Lawyer project.

Weighting: 45 %

Final assessment: Yes

Group work: No

Learning outcomes tested: MO1, MO2, MO4

**Examination (Online) (Resit)**

Description: Examination comprising MCQ questions and two written answer questions.

Weighting: 55 %

Final assessment: No

Group work: No

Learning outcomes tested: MO1, MO2, MO3

**Presentation (Resit)**

Description: Presentation and written bibliography together with a reflective piece contributing to the Student Lawyer project.

Weighting: 45 %

Final assessment: Yes

Group work: No

Learning outcomes tested: MO1, MO2, MO4

**Part 5: Contributes towards**

This module contributes towards the following programmes of study:

Law [Frenchay] LLB (Hons) 2023-24

Law [Villa] LLB (Hons) 2023-24

Law {Foundation} [Frenchay] LLB (Hons) 2023-24