

GRANDE PRAIRIE REGIONAL COLLEGE  
BUSINESS ADMINISTRATION  
COURSE OUTLINE

F. 1983-84

BA 142 - BUSINESS LAW

TEXT: Smyth and Soberman, The Law and Business Administration in Canada, 4th Edition, Prentice Hall.

Hand Outs: As provided during term.

PREREQUISITE: Nil.

COURSE DESCRIPTION: Provides a working knowledge in most major areas of law relating to the business world. These include contracts, sale of goods, negotiable instruments, partnership, corporations, agency, real and personal property, methods of securing debt, bailment, and debtor and creditor rights.

COURSE OBJECTIVES: This course is intended to introduce the Canadian legal system, contract law and tort law to students.

Law as an academic subject places different demands on the student than would be encountered in the more traditional college and post secondary courses. It is essential that the student be able to communicate clearly and effectively, even when dealing with fact situations in which there is not always a clear answer.

GRADING: Mid Term for 40% of final grade and  
Final for 60% of final grade.

Method of Instruction: Lecture and Class  
Discussion

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Access to Instructor: It is my desire to be available to students experiencing problems with the course. Please make an appointment at my downtown office.

COURSE CONTENT: PART I INTRODUCTION

- A. CANADIAN CONSTITUTION  
DOCTRINE OF PARLIAMENTARY SOVEREIGNTY  
DIVISION OF POWERS: FEDERAL AND PROVINCIAL
- B. ROLE OF COURTS C-2  
ARBITER OF THE CONSTITUTION  
INTERPRETER OF LEGISLATION  
PROTECTOR OF CIVIL LIBERTIES
- C. SOURCES OF LAW C-3  
GENERAL  
LAW MADE BY JUDGES  
STATUTES
- D. COURT SYSTEMS C-3
- E. USING THE COURTS C-3  
CIVIL COURTS, LITIGATION, PROCESS  
CRIMINAL COURTS

PART II LAW OF CONTRACTS

- A. FORMATION OF CONTRACTS
  - 1. GENERAL POLICY
  - 2. OFFER C-6
  - 3. ACCEPTANCE C-6
  - 4. CONSIDERATION C-7
  - 5. INTENTION C-7
  - 6. CAPACITY C-8
  - 7. LEGALITY C-9
- B. VITIATING ELEMENTS OF CONTRACT
  - 1. MISTAKE C-10
  - 2. MISREPRESENTATION C-11
  - 3. DURESS C-11
  - 4. UNDER INFLUENCE C-11
  - 5. WRITING C-12

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C.	INTERPRETATION OF CONTRACT	
1.	EXPRESS TERMS	C-13
2.	IMPLIED TERMS	C-13
3.	PAROL EVIDENCE RULE	C-13
D.	PRIVITY OF CONTRACT	
1.	DOCTRINE	C-14
2.	NOVATION	C-14
3.	VICARIOUS PERFORMANCE	C-14
4.	EXCEPTIONS TO THE RULE	C-14
5.	ASSIGNMENT OF CONTRACTUAL RIGHTS	C-14
E.	DISCHARGE OF CONTRACT	
1.	PERFORMANCE	C-15
2.	AGREEMENT	C-15
3.	FRUSTRATION	C-15
4.	OPERATION OF LAW	C-15
5.	BREACH OF CONTRACT	C-16
F.	REMEDIES FOR BREACH OF CONTRACT	
1.	MONEY DAMAGES	
2.	EQUITABLE REMEDIES	
3.	QUANTUM MERUIT	

PART III LAW OF TORTS

A.	TORTS INTRODUCTION	C-4
1.	DEFINE AND SCOPE	
2.	DEVELOPMENT	
B.	INTENTIONAL TORTS	
1.	TO PERSON	
2.	TO LAND	
3.	TO CHATTELS	
4.	DEFENCES	
C.	NEGLIGENCE	
1.	DUTY OF CARE	
2.	BREACH OF DUTY OF CARE	
3.	DAMAGES	
4.	BURDEN OF PROOF	
5.	DEFENCES	
D.	PRODUCT LIABILITY	
1.	DEVELOPMENT	
2.	NEGLIGENCE	
3.	STRICT LIABILITY	

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- E. BUSINESS TORTS
  - 1. INTIMIDATION
  - 2. INDUCEMENT TO BREACH OF CONTRACT
- F. PROFESSIONAL LIABILITY

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