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## Business Law

### Syllabus

III 2.13

LAW-311

Specialty: 073 "Management"

Educational program "Information Technology Management"

Quarter/Year: Spring/2024

ECTS Credits: 6

Instructor: Dr. Oleksandr Deineko

US Credits: 3

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Prerequisites: N/A

### Course Description

The course is an [introduction to law](#), legal institutions, legal concepts and theories related to business in a contemporary global economy. It concentrates on the legal framework within which most business takes place. Topics include examining how the law impacts business organizations, contracts, and the conduct of business worldwide. The subject also provides general information on the Ukrainian iteration of business law, in case students would like to work within the national business framework.

### Course Outcomes

Upon successful completion of this course, students will be able to:

PH1. Responsibly treat professional self-improvement, realizing the need for lifelong learning, show tolerance and readiness for innovative changes.

PH4. Systematize and streamline the information received on the processes and phenomena in the world economy; evaluate and explain the influence of endogenous and exogenous factors on them; formulate conclusions and develop recommendations, considering the peculiarities of the national and international environment.

PH5. Possess the skills of introspection (self-control), be understandable for representatives of other business cultures and professional groups of different levels (with specialists from other fields of knowledge / activities) on the basis of appreciating diversity, multiculturalism, tolerance and respect for them.

PH6. Plan, organize, motivate, evaluate and increase the effectiveness of teamwork, conduct research in a group under the leadership of a leader, taking into account today's requirements and features in a limited time.

PH8. Understand, highlight and describe new phenomena, processes and trends of global development, mechanisms and tools for the implementation of economic policy and world integration / disintegration processes, including Euro-Atlantic integration.

PH9. Understand and be able to apply, in accordance with other requirements of the educational program, modern theories and methods of solving specialized complex problems and practical problems in the field of international trade in goods and services, international capital flow, international monetary and financial relations, mobility of human resources, international technology transfer.

PH15. Determine the functional features, nature, level and degree of interconnections between subjects of international economic relations of different levels and establish communications between them.

PH16. Demonstrate knowledge about the state of research in international economic relations and the world economy in an interdisciplinary combination with political, legal, natural sciences.

PH17. Determine the reasons, types and nature of international conflicts and disputes, justify and apply economic, legal and diplomatic methods and means of their solution at the international level, defending the national interests of Ukraine.

PH19. Understand and apply current legislation, international regulations and agreements, reference materials, current standards and specifications, etc. in the field of international economic relations.

PH20. Defend the national interests of Ukraine, taking into account the security component of international economic relations.

PH22. Apply appropriate methods, rules and principles of functioning of international economic relations for the development of foreign economic activity of Ukraine.

PH23. Recognize the need for lifelong learning in order to maintain a high level of professional competence.

PH24. Substantiate the choice and apply information and analytical tools, economic and statistical calculation methods, complex analysis techniques and methods of monitoring world markets.

### **Competencies**

3K1. Ability to realize their rights and responsibilities as a member of society, to understand the values of civil (free democratic) society and the need for its sustainable development, the rule of law, human and civil rights and freedoms in Ukraine.

CK9. Ability to diagnose the state of research in international economic relations and the world economy in an interdisciplinary combination with political, legal, natural sciences.

CK12. Ability to use regulatory documents and reference materials in the implementation of professional activities in the field of international economic relations.

CK13. Ability to assess and analyze the security component in international economic relations.

3K2. Ability to preserve and multiply moral, cultural, scientific values and achievements of society based on understanding the history and patterns of development of the subject area, its place in the general system of knowledge about nature and society and in the development of society, technology, use different types and forms of motor activities for active recreation and a healthy lifestyle.

**Internationality:** The course concerns itself with the basics of international business law relating both to the doing business in foreign countries and in engaging into legal relations

with international actors. Therefore, it is largely based around international legislation, agreements, and case-law.

## **Communications**

For individual issues, students should contact the professor **ONLY** by given e-mail or by Moodle. In the Subject line they should put: UACUFirstNameLastName. E-mail messages will normally be answered within 24 hours.

**Note!** Only emails sent from the student's corporate email address will be answered.

**Attention!** Official and only language used for assessment activities is English. Official and only languages used for communication within the University are Ukrainian and English.

## **Student Responsibilities**

### **Time Commitment**

The study of technical courses is cumulative (i.e., an understanding of earlier material is necessary to grasp concepts covered later). Past experience has shown a high correlation between procrastination and low grades. Students must be committed to completing tasks on time.

### **Technical Aspects**

The student is obliged to provide himself/herself with all the necessary technical equipment for the educational process (laptop or computer, webcam, headsets or headphones and microphone), as well as access to the Internet.

Only students signed-in with their own first and last name are allowed into video lectures in Zoom.

### **Grading Policy**

The course is based on mastery of course outcomes. Student grades for this course will be calculated based on performance.

**Note:** the minimal grade to pass a subject is 60%.

### **Graduate Grading Guidelines**

The assignment of a letter grade for a course is an indication of the student's overall success in achieving the learning outcomes for the course. The course letter grade may be viewed as a summary statement of the student's achievement in individual assessments (assignments & activities). These assessments are intended to identify for students their strengths as well as those areas in need of improvement. Student work is assessed according to the guidelines below.

### **Course-level Grading guidelines:**

<b>Grade</b>	<b>ECTS Grade</b>	<b>International Grade</b>
90% - 100%	A	5 (Excellent)
83% - 89%	B	4 (Very Good)
75% - 82%	C	4 (Good)
70% - 74%	D	3 (Good)

60% - 69%	E	3 (Acceptable)
35% - 59%	FX	Not acceptable, possible repetition of course

### Criteria for grading:

ECTS grade	Requirements for the student
A	The student demonstrated a comprehensive systemic and in-depth knowledge of program material; processed basic and additional literature; obtained a solid grasp of the conceptual apparatus, methods, techniques and tools provided by the program; found creative abilities in the presentation of the educational program material both on this issue and on related modules of the course and related courses, or the student had a current control of 90-100 points
B	The student demonstrated good knowledge of program material; processed the basic literature, mastered the conceptual apparatus, methods, techniques and tools provided by the program, but with some inaccuracies
C	
D	The student showed mediocre knowledge of the core program material; learned information mainly from a lecture course or just one textbook; mastered only certain methods, techniques and tools provided by the program
E	
FX	The student has significant gaps in knowledge of the main program material; fragmentary mastered the basic concepts, techniques and tools; significant mistakes are made when using them

Maximum total possible points – 100 points incl. ([Midterm](#) and Final exam are 50% of overall evaluation, where [Midterm](#) – 20% and Final – 30%)

- Test / Assignment / Project – 50 points (35% of the total for the course are tasks taken or presented exceptionally during the class)
- [Midterm](#) exam – 20 points
- Final exam – 30 points

### Student Workload

It is assumed that for each out of 17 class sessions a student spends about 10.5 academic hours of work. This includes 3.5 academic hours of lectures with the instructor and 7 academic hours of personal work. Personal work includes review and self-assessment of recommended materials, which have been specifically selected to support the information provided during lectures, by providing additional facts and aiding to develop the relevant skills.

Please pay attention that 1 academic hour equals to 40 minutes.

### Assignment Format

- All work should be shown in time. If the student misses the deadline – the task is failed.
- [Midterm](#) covered topics from previous lectures (weeks 1-7). It included multiple choice test, open-ended questions, essays, and cases and took about 1.5 hours.

- The Final exam covered all course material and included multiple choice questions and cases (essays). It lasts for 1.5 hours. Admission to the Final exam is possible only if all the tasks of the curriculum are covered.
- After the Midterm and Final is graded a student has access to the grade only. Access to the attempt, corrects answers and information whether the answer is correct cannot be granted.

### **Academic dishonesty**

Academic integrity is submitting one's own work and properly acknowledging the contributions of others. Forms of academic dishonesty include:

1. Plagiarism – submitting all or part of another's work as one's own in an academic exercise such as an examination, a computer program, or written assignment.
2. Cheating – using or attempting to use unauthorized materials on an examination or assignment, such as using unauthorized texts or notes or improperly obtaining (or attempting to obtain) copies of an examination or answers to an examination. Including the use of artificial intelligence and pre-prepared answers to the questions of tasks is prohibited (unless otherwise specified in the task itself or allowed by the instructor).
3. Facilitating Academic Dishonesty – helping another commit an act of dishonesty, such as substituting for an examination or completing an assignment for someone else.
4. Fabrication – altering or transmitting, without authorization, academic information or records.

Any violation of these rules constitutes academic dishonesty and is liable to result in a failing grade and disciplinary action. In case of any academic dishonesty a student is not allowed to continue or retake the assessment activity and for the Final the unsatisfactory grade (“0”) is assigned for the course total. Cases of the academic dishonesty are not considered by the Academic Council.

Midterm and Final are valid only if they are taken on-campus (room defined by the dean's office) and on UACU's computer/laptop or online on the student's computer/laptop using Zoom and other conditions defined by the dean's office to avoid the cases of academic dishonesty. Students who will not meet this requirement will be expelled from the course with grade “0”.

In case of missed Midterm or Final exam (for a valid reason like sickness or an emergency) a request to repeat the exam is possible. Permit to repeat a midterm or final exam is done through a letter to the dean's office with request and approval of subject lecturer. Submission or retaking of any assessment activities after deadlines are forbidden.

### **Submission & Return Policy**

Assignments must be submitted to the professor on or before the due date indicated in the Course Schedule. The assignments submitted after the due dates receive zero points.

\*\*\*\* NO MAKE –UP QUIZZES AND EXAMS \*\*\*\*

### **Schedule**

<b>Week #</b>	<b>Research Projects</b>	<b>Assignments Due</b>	<b>Points</b>
1. <u>Introduction to law</u> : legal systems, main terms and conceptions.	Reading – Materials 10, 11		

2. General overview of Business Law in Ukraine: regulations, authorities, peculiarities.	Reading – Materials 5-8, Material 22 – Section 1 (if available)		
3. Business in war: influence of hostilities on entrepreneurship.	For international students: legal systems of different countries. For Ukrainian students: self-case-analysis	Quiz: Lectures 1-2	2
		Presentations of the legal systems	10
4. Introduction to International Business Law.	Reading – Material 9	Quiz: Lectures 3-4	2
5. Influence of the global and regional integration on business affairs.	Reading – Materials 9, 13		
6. International trade organisations.	Reading – Materials 14, 19		
7. Fair competition and antitrust regulations.	Standard Oil case analysis	Quiz: Lectures 5-6	2
		Case analysis presentation	10
	<u>Midterm</u>		20
8. Introduction to contract law.			
9. <u>Property rights</u> : why, how, and what to own.		Quiz: Lectures 7-8	2
10. Intellectual property: property sui generis.	Reading – Material 15		
11. Trademarks, copyrights and trade secrets.	Assignment: design a trademark compliant with Ukrainian legislation	Quiz: Weeks 9-10	2
		Presentation of the design and IP steps undertaken	15
12. <u>Crimes against business</u> .	Reading – Materials 17, 18		
13. Business and human rights.	Watching – Material 20	Quiz: Lectures 11-12	2
14. Business and environment.	Reading –Material 16		
15. Basics of international humanitarian law.		Quiz: Lectures 13-15	3
	Final		30

### Recommended Materials

1. Melissa Randal, Fundamentals of Business Law / Melissa Randal, 2020
  2. The Foundations of European Union Law / Takis Tridimas. – 9th ed., 2022
  3. Barnes, A. James. Law for business/ A.James Barnes, Terry Morehead Dworkin, Eric L. Richards. – 10<sup>th</sup> ed., 2009
  4. John E. Adamson. Basic Law and the Legal Environment of Business / John E. Adamson – Irwin legal studies in business series, 1995
- Digital materials:

5. Constitution of Ukraine: <https://rm.coe.int/constitution-of-ukraine/168071f58b>
6. Commercial Code of Ukraine: <https://www.global-regulation.com/translation/ukraine/570919/commercial-code-of-ukraine.html>
7. Civil Code of Ukraine: <https://cis-legislation.com/document.fwx?rgn=8896>
8. Tax Code of Ukraine: <http://gogov.org.ua/wp-content/uploads/2016/05/Tax-Code-of-Ukraine.pdf>
9. Legal Aspects of International Trade. Proceedings of a World Bank Seminar, 2001: <http://siteresources.worldbank.org/INTLAWJUSTICE/Resources/trade.pdf>
10. Bernard Rudden. Legal Systems. Cornell University Law School: [http://www.law.cornell.edu/wex/legal\\_systems](http://www.law.cornell.edu/wex/legal_systems)
11. Vivienne O'Connor. Practitioner's Guide. Common Law and Civil Law Traditions. International network to promote the rule of law, 2012: [http://inprol.org/sites/default/files/publications/2012/common\\_law\\_civil\\_law\\_pg\\_final.pdf](http://inprol.org/sites/default/files/publications/2012/common_law_civil_law_pg_final.pdf)
12. Jan Smits. Comparative Law and its Influence on National Legal Systems: <http://arno.unimaas.nl/show.cgi?fid=8037>
13. Harmonization of International Commercial law: [http://www.nyulawglobal.org/globalex/Unification\\_Harmonization.htm](http://www.nyulawglobal.org/globalex/Unification_Harmonization.htm)
14. Official documents of the WTO: [http://www.wto.org/english/docs\\_e/legal\\_e/legal\\_e.htm](http://www.wto.org/english/docs_e/legal_e/legal_e.htm)
15. International Treaties and Conventions on Intellectual Property. WIPO Intellectual Property Handbook: Policy, Law and Use: <http://www.wipo.int/about-ip/en/iprm/pdf/ch5.pdf>
16. European policies on climate and energy towards 2020, 2030 and 2050: [https://www.europarl.europa.eu/RegData/etudes/BRIE/2019/631047/IPOL\\_BRI\(2019\)631047\\_EN.pdf](https://www.europarl.europa.eu/RegData/etudes/BRIE/2019/631047/IPOL_BRI(2019)631047_EN.pdf)
17. FBI – white-collar crimes: <https://www.fbi.gov/investigate/white-collar-crime>
18. FBI – Public Corruption: <https://www.fbi.gov/investigate/public-corruption>
19. Basics of Incoterms: Воспроизвести видео
20. TED-ed – What are the universal human rights: Воспроизвести
21. International Humanitarian Law. A Comprehensive Introduction: <https://shop.icrc.org/international-humanitarian-law-a-comprehensive-introduction.html>
22. Ukrainian Law Basics: diving into Ukrainian law for non-lawyers/ V. Machuskyy, D. Lyons. et.al., 2022

Протокол засідання кафедр № 1 від 23.01.2024 року

Проректор з навчально-методичної роботи



Л.І.Кондратенко

Зав.кафедри



Л.В.Жарова

Викладач



О.Т.Дейнеко