

# LAWS13009 Corporations Law

## Term 1 - 2025

Profile information current as at 08/06/2026 03:20 pm

All details in this unit profile for LAWS13009 have been officially approved by CQUniversity and represent a learning partnership between the University and you (our student). The information will not be changed unless absolutely necessary and any change will be clearly indicated by an approved correction included in the profile.

### General Information

#### Overview

LAWS13009 Corporations Law examines the various business structures available under Australian law, with a particular focus on companies. Topics include partnerships, corporate personality; the incorporation process; the corporate constitution; company contracts; administration of companies and management of the business of companies; duties and liabilities of directors and officers; share capital and membership; members' remedies; company credit and security arrangements; and winding up of companies. This unit meets the LPAB requirements for company law.

#### Details

Career Level: *Undergraduate*

Unit Level: *Level 3*

Credit Points: 6

Student Contribution Band: 10

Fraction of Full-Time Student Load: 0.125

#### Pre-requisites or Co-requisites

Prerequisite: 48 credit points of law including LAWS11057.

Important note: Students enrolled in a subsequent unit who failed their pre-requisite unit, should drop the subsequent unit before the census date or within 10 working days of Fail grade notification. Students who do not drop the unit in this timeframe cannot later drop the unit without academic and financial liability. See details in the [Assessment Policy and Procedure \(Higher Education Coursework\)](#).

#### Offerings For Term 1 - 2025

- Online

#### Attendance Requirements

All on-campus students are expected to attend scheduled classes – in some units, these classes are identified as a mandatory (pass/fail) component and attendance is compulsory. International students, on a student visa, must maintain a full time study load and meet both attendance and academic progress requirements in each study period (satisfactory attendance for International students is defined as maintaining at least an 80% attendance record).

#### Website

[This unit has a website, within the Moodle system, which is available two weeks before the start of term. It is important that you visit your Moodle site throughout the term. Please visit Moodle for more information.](#)

## Class and Assessment Overview

### Recommended Student Time Commitment

Each 6-credit Undergraduate unit at CQUniversity requires an overall time commitment of an average of 12.5 hours of study per week, making a total of 150 hours for the unit.

### Class Timetable

#### Regional Campuses

Bundaberg, Cairns, Emerald, Gladstone, Mackay, Rockhampton, Townsville

#### Metropolitan Campuses

Adelaide, Brisbane, Melbourne, Perth, Sydney

### Assessment Overview

#### 1. Practical Assessment

Weighting: 50%

#### 2. Examination

Weighting: 50%

### Assessment Grading

This is a graded unit: your overall grade will be calculated from the marks or grades for each assessment task, based on the relative weightings shown in the table above. You must obtain an overall mark for the unit of at least 50%, or an overall grade of 'pass' in order to pass the unit. If any 'pass/fail' tasks are shown in the table above they must also be completed successfully ('pass' grade). You must also meet any minimum mark requirements specified for a particular assessment task, as detailed in the 'assessment task' section (note that in some instances, the minimum mark for a task may be greater than 50%). Consult the [University's Grades and Results Policy](#) for more details of interim results and final grades.

## CQUniversity Policies

All University policies are available on the [CQUniversity Policy site](#).

You may wish to view these policies:

- Grades and Results Policy
- Assessment Policy and Procedure (Higher Education Coursework)
- Review of Grade Procedure
- Student Academic Integrity Policy and Procedure
- Monitoring Academic Progress (MAP) Policy and Procedure – Domestic Students
- Monitoring Academic Progress (MAP) Policy and Procedure – International Students
- Student Refund and Credit Balance Policy and Procedure
- Student Feedback – Compliments and Complaints Policy and Procedure
- Information and Communications Technology Acceptable Use Policy and Procedure

This list is not an exhaustive list of all University policies. The full list of University policies are available on the [CQUniversity Policy site](#).

## Previous Student Feedback

### Feedback, Recommendations and Responses

Every unit is reviewed for enhancement each year. At the most recent review, the following staff and student feedback items were identified and recommendations were made.

#### Feedback from Student feedback

Feedback

Topical assessments

Recommendation

Assessments in the subject will continue to be based on emerging and topical issues in Corporate Law (particularly the major assignment).

#### Feedback from Student feedback

Feedback

Podcasts

Recommendation

Podcasts were a significant means of communication for the subject. Students can listen to these in their own time. Podcasts are kept to 10 minute limits and discreet topics. Podcasts will continue to be further developed and refined next time.

#### Feedback from Accreditation body

Feedback

Skills based assessment

Recommendation

Assessments in the subject will continue to emphasize required Graduate Skills and Attributes, focusing on advocacy and legal methodology for constructing and communicating arguments.

#### Feedback from Student feedback

Feedback

Tutorial problems

Recommendation

More tutorial problems will be developed for the tutorials in 2025.

## Unit Learning Outcomes

On successful completion of this unit, you will be able to:

1. Explain and advise on the structure and set-up of different business organisations and their internal governance, rights, duties and termination procedures.
2. Explain and advise on the legal relationship between business organisations, third parties, external administrators (if any), and regulatory authorities.
3. Explain and advise on company finance and the regulation of markets for the issue, sale and purchase of company securities.

# Alignment of Learning Outcomes, Assessment and Graduate Attributes

- N/A Level
-  Introductory Level
-  Intermediate Level
-  Graduate Level
-  Professional Level
-  Advanced Level

## Alignment of Assessment Tasks to Learning Outcomes

| Assessment Tasks               | Learning Outcomes |   |   |
|--------------------------------|-------------------|---|---|
|                                | 1                 | 2 | 3 |
| 1 - Practical Assessment - 50% | •                 | • | • |
| 2 - Examination - 50%          | •                 | • | • |

## Alignment of Graduate Attributes to Learning Outcomes

| Graduate Attributes                                 | Learning Outcomes |   |   |
|---|-------------------|---|---|
|   | 1                 | 2 | 3 |
| 1 - Communication                                   | •                 | • | • |
| 2 - Problem Solving                                 | •                 | • | • |
| 3 - Critical Thinking                               | •                 | • | • |
| 4 - Information Literacy                            | •                 | • | • |
| 5 - Team Work                                       |                   |   |   |
| 6 - Information Technology Competence               |                   |   |   |
| 7 - Cross Cultural Competence                       |                   |   |   |
| 8 - Ethical practice                                | •                 |   | • |
| 9 - Social Innovation                               |                   |   |   |
| 10 - First Nations Knowledges                       |                   |   |   |
| 11 - Aboriginal and Torres Strait Islander Cultures |                   |   |   |

## Textbooks and Resources

### Textbooks

LAWS13009

Prescribed

Australian Corporate Law

8th edition (2023)

Authors: Anil Hargovan, Michael Adams, Catherine Brown

LexisNexis

Chatswood , NSW , Australia

ISBN: 9780409356441

Binding: Paperback

[View textbooks at the CQUniversity Bookshop](#)

### IT Resources

You will need access to the following IT resources:

- CQUniversity Student Email
- Internet
- Unit Website (Moodle)
- Camera and microphone for attending Zoom tutorials

## Referencing Style

All submissions for this unit must use the referencing style: [Australian Guide to Legal Citation, 4th ed](#)

For further information, see the Assessment Tasks.

## Teaching Contacts

Karena Viglianti Unit Coordinator

[k.viglianti@cqu.edu.au](mailto:k.viglianti@cqu.edu.au)

## Schedule

### Week 1 Business Structures, Corporate Personality and Regulation - 10 Mar 2025

| Module/Topic                                  | Chapter  | Events and Submissions/Topic |
|---|--|------------------------------|
| Corporations and Other Business Organisations | See Study Guide and Moodle for the topic for all details of prescribed readings. |                              |

### Week 2 Nature of a Company and its Promoters - 17 Mar 2025

| Module/Topic                                | Chapter  | Events and Submissions/Topic |
|---|--|------------------------------|
| The Nature of the Company and its Promoters | See Study Guide and Moodle for the topic for all details of prescribed readings. |                              |

### Week 3 Internal Governance and Management Structures - 24 Mar 2025

| Module/Topic                                  | Chapter  | Events and Submissions/Topic |
|---|--|------------------------------|
| Internal Governance and Management Structures | See Study Guide and Moodle for the topic for all details of prescribed readings. |                              |

### Week 4 Company Liabilities - 31 Mar 2025

| Module/Topic        | Chapter  | Events and Submissions/Topic |
|---------------------|--|------------------------------|
| Company Liabilities | See Study Guide and Moodle for the topic for all details of prescribed readings. |                              |

|   |  |  |
|---|--|--|
| <b>Week 5 Directors' Role and Fiduciary Duties - 07 Apr 2025</b>  |  |  |
| Module/Topic  | Chapter  | Events and Submissions/Topic   |
| <b>Directors' Role and Fiduciary Duties</b>   | See Study Guide and Moodle for the topic for all details of prescribed readings. | <b>Assignment Task (50 %) Due: Week 5 Friday (11 Apr 2025) 11:59 pm AEST</b> |
| <b>Mid-Term Break - 14 Apr 2025</b>   |  |  |
| Module/Topic  | Chapter  | Events and Submissions/Topic   |
| Revision  |  |  |
| <b>Week 6 Directors' Duty of Care and Insolvent Trading - 21 Apr 2025</b>                                   |  |  |
| Module/Topic  | Chapter  | Events and Submissions/Topic   |
| <b>Directors' Duty of Care and Insolvent Trading</b>  | See Study Guide and Moodle for the topic for all details of prescribed readings. |  |
| <b>Week 7 Members and their Remedies - 28 Apr 2025</b>  |  |  |
| Module/Topic  | Chapter  | Events and Submissions/Topic   |
| <b>Members and their Remedies</b>   | See Study Guide and Moodle for the topic for all details of prescribed readings. |  |
| <b>Week 8 Corporate Reporting, Record Keeping and Auditing - 05 May 2025</b>                                |  |  |
| Module/Topic  | Chapter  | Events and Submissions/Topic   |
| <b>Corporate Reporting, Record Keeping and Auditing</b>   | See Study Guide and Moodle for the topic for all details of prescribed readings. |  |
| <b>Week 9 Corporate Financing - 12 May 2025</b>   |  |  |
| Module/Topic  | Chapter  | Events and Submissions/Topic   |
| <b>Corporate Financing</b>  | See Study Guide and Moodle for the topic for all details of prescribed readings. |  |
| <b>Week 10 External Administration: Schemes, Receivership, Restructure and Administration - 19 May 2025</b> |  |  |
| Module/Topic  | Chapter  | Events and Submissions/Topic   |
| <b>External Administration: Schemes, Receivership, Restructure and Administration</b>                       | See Study Guide and Moodle for the topic for all details of prescribed readings. |  |
| <b>Week 11 External Administration: Liquidation - 26 May 2025</b>   |  |  |
| Module/Topic  | Chapter  | Events and Submissions/Topic   |
| <b>External Administration: Liquidation</b>   | See Study Guide and Moodle for the topic for all details of prescribed readings. |  |
| <b>Week 12 Securities Trading and Takeovers - 02 Jun 2025</b>   |  |  |
| Module/Topic  | Chapter  | Events and Submissions/Topic   |
| <b>Securities Trading and Takeovers</b>   | See Study Guide and Moodle for the topic for all details of prescribed readings. |  |
| <b>University Exam Period - 09 Jun 2025</b>   |  |  |
| Module/Topic  | Chapter  | Events and Submissions/Topic   |
| <b>University Exam Period - 16 Jun 2025</b>   |  |  |
| Module/Topic  | Chapter  | Events and Submissions/Topic   |

## Term Specific Information

Full details of the assessment for this unit are set out in the Unit Profile and via the Moodle subject page. The assessment in this subject is based on students having a solid foundation in legal methodology, including legal research and writing and correct legal citation.

# Assessment Tasks

## 1 Assignment Task (50 %)

### Assessment Type

Practical Assessment

### Task Description

This is a research-based assignment based on solving a problem and providing a legal opinion to, and advocacy for, a client on an issue in Corporations Law.

Details of the Unit Learning Outcomes assessed by this assignment are set out via the Moodle subject page. The assessment is a task that will test students' advocacy skills. More specific details of the assessment, including detailed instructions for the assessment task and the marking criteria/rubric are available via the Moodle subject page.

The submission for this assignment is online via the Moodle subject page (Assignment Inbox will be available via Moodle).

Late penalties are applied where students do not submit by the due date (or where you have been granted an extension and submit beyond the extended due date). Late penalties are 5% of the total available marks per day or part day.

Students may request an extension beyond the due date for submission through Moodle. Any application for an extension must be made before the due date and must be made via the University's online system. Applications made via email will not be considered. Extension requests must comply with the Assessment Policy and Procedure (Higher Education Coursework).

### Assessment Due Date

Week 5 Friday (11 Apr 2025) 11:59 pm AEST

Full details are provided via Moodle.

### Return Date to Students

Week 8 Monday (5 May 2025)

Returned via online feedback centre for individual feedback plus further feedback via Moodle and in online sessions for general feedback

### Weighting

50%

### Assessment Criteria

The assignment tests the following Unit Learning Outcomes:

- Identification of legal and ethical issues involved and use of relevant authorities (ULOs 2, 3, 4 and 8)
- Apply relevant facts to interpretation of the law; reflection and critical thinking - use of legal principles and deductive reasoning to solve problems (ULOs 2, 3 and 4)
- Quality of communication, including ability to advocate for a client (ULO 1)
- Research skills and use of appropriate legal authority (ULO 4)

The assessment is marked across each ULO and using a marking rubric (supplied via Moodle) which itself adopts the the University's grading scale for assessment of subjects by coursework.

### Referencing Style

- Australian Guide to Legal Citation, 4th ed

### Submission

Online

### Submission Instructions

Full details available via the Moodle site for the subject. Submission will be via Moodle subject page.

### Learning Outcomes Assessed

- Explain and advise on the structure and set-up of different business organisations and their internal governance, rights, duties and termination procedures.
- Explain and advise on the legal relationship between business organisations, third parties, external administrators (if any), and regulatory authorities.
- Explain and advise on company finance and the regulation of markets for the issue, sale and purchase of company securities.

## Examination

### Outline

Complete an invigilated examination.

### Date

During the examination period at a CQUniversity examination centre.

### Weighting

50%

### Length

150 minutes

### Exam Conditions

Open Book.

### Materials

Dictionary - non-electronic, concise, direct translation only (dictionary must not contain any notes or comments).

## Academic Integrity Statement

As a CQUniversity student you are expected to act honestly in all aspects of your academic work.

Any assessable work undertaken or submitted for review or assessment must be your own work. Assessable work is any type of work you do to meet the assessment requirements in the unit, including draft work submitted for review and feedback and final work to be assessed.

When you use the ideas, words or data of others in your assessment, you must thoroughly and clearly acknowledge the source of this information by using the correct referencing style for your unit. Using others' work without proper acknowledgement may be considered a form of intellectual dishonesty.

Participating honestly, respectfully, responsibly, and fairly in your university study ensures the CQUniversity qualification you earn will be valued as a true indication of your individual academic achievement and will continue to receive the respect and recognition it deserves.

As a student, you are responsible for reading and following CQUniversity's policies, including the [Student Academic Integrity Policy and Procedure](#). This policy sets out CQUniversity's expectations of you to act with integrity, examples of academic integrity breaches to avoid, the processes used to address alleged breaches of academic integrity, and potential penalties.

### What is a breach of academic integrity?

A breach of academic integrity includes but is not limited to plagiarism, self-plagiarism, collusion, cheating, contract cheating, and academic misconduct. The Student Academic Integrity Policy and Procedure defines what these terms mean and gives examples.

### Why is academic integrity important?

A breach of academic integrity may result in one or more penalties, including suspension or even expulsion from the University. It can also have negative implications for student visas and future enrolment at CQUniversity or elsewhere. Students who engage in contract cheating also risk being blackmailed by contract cheating services.

### Where can I get assistance?

For academic advice and guidance, the [Academic Learning Centre \(ALC\)](#) can support you in becoming confident in completing assessments with integrity and of high standard.

### What can you do to act with integrity?



**Be Honest**

If your assessment task is done by someone else, it would be dishonest of you to claim it as your own



**Seek Help**

If you are not sure about how to cite or reference in essays, reports etc, then seek help from your lecturer, the library or the Academic Learning Centre (ALC)



**Produce Original Work**

Originality comes from your ability to read widely, think critically, and apply your gained knowledge to address a question or problem