LAWS C4325: Company Law 1

Module Title:	Company Law 1
Language of Instruction:	English

Credits:	10

NFQ Level:	8

Module Delivered In	2 programme(s)

Teaching & Learning Strategies:	Lectures - communication of knowledge and ideas from the lecturer to the student. Problem Solving Exercises - student will work as part of a team and will work together to resolve various legal scenarios. Class Discussion/Debate - Students will be encouraged to actively participate in the class sessions which will develop their analytical and communication skills. E-Learning - It is envisaged that the module will be supported with on-line learning materials. Self-Direct Independent Learning - the emphasis on independent learning will develop strong and autonomous work and learning practices.

Module Aim:	The aim of this module is to equip students with a thorough and integrated knowledge and understanding of the concepts, principles and rules of Company Law in Ireland in relation to formation and operation of the private limited company, and to assist the student in developing the analytical skills required to apply their legal knowledge to various problem scenarios.

Learning Outcomes	
On successful completion of this module the learner should be able to:	
LO1	Distinguish between the different types of companies recognised by the Companies Act 2014 (the private company limited by shares ("LTD"); the designated activity company ("DAC"); the public limited company ("PLC"); the company limited by guarantee ("CLG"); unlimited companies ("UC"), and external companies) and partnerships and sole traders, and be able to critically analyse the advantages and disadvantages associated with the various types of business organisations.
LO2	Comprehend the importance of the Promotion, Formation and Registration requirements of companies and the consequences of incorporation for a business.
LO3	Critically evaluate the rights and duties of corporate members and shareholders and demonstrate an integrated and applied knowledge of the laws regulating corporate management and administration.
LO4	Demonstrate an ability to research aspects of company law either independently or as part of a group and apply the knowledge gained to formulate solutions to case studies involving company law.

Pre-requisite learning
Module Recommendations *This is prior learning (or a practical skill) that is recommended before enrolment in this module.*
No recommendations listed
Incompatible Modules *These are modules which have learning outcomes that are too similar to the learning outcomes of this module.*
No incompatible modules listed
Co-requisite Modules
No Co-requisite modules listed
Requirements *This is prior learning (or a practical skill) that is mandatory before enrolment in this module is allowed.*
No requirements listed

LAWS C4325: Company Law 1

Module Content & Assessment

Indicative Content
Company Formation and Separate Legal Personality Distinguishing different forms of Business Organisation-Companies, Partnerships & Sole Traders, Formation and Legal Personality • Types of Companies • Formation of a company • Constitution of a Company and its alteration, statutory contract and shareholders agreements. The Consequences of Incorporation – Separate Legal Personality/Disregarding Separate Legal personality.
Company Management The Division of Powers: Members and Directors; Delegation of Powers to Directors; The Resurgence of Members' Powers. Directors Duties; Fiduciary Duties; Statutory Duties. Directors Meetings. Corporate Capacity.
Company Members/Shareholders and Membership/Shareholding Members/Shareholders; Rights and Duties of Shareholders; Register of Members/Shareholders. Shares; The Legal Nature of Shares; Formal Requirements Relating to Shares; Allotment of Shares; Share Transfer – Transferability and Restrictions; Directors' Powers to Refuse Registration; Pre-Emption Rights on Share Transfer and Allotment; Minority Shareholder Protection.
Capital Maintenance The Rationale; Redemption of Shares; Acquisition by a Company of Its Own Shares; Assisting the Purchase of a Company's Own Shares; Court Sanctioned Capital Reduction; Court Ordered Capital Reduction; Distributions and the Payment of Dividends; Miscellaneous Capital Maintenance Rules.

Assessment Breakdown	%
End of Module Formal Examination	100.00%

No Continuous Assessment

No Project

No Practical

End of Module Formal Examination				
Assessment Type	*Assessment Description*	*Outcome addressed*	*% of total*	*Assessment Date*
Formal Exam	End-of-Semester Final Examination	1,2,3,4	100.00	End-of-Semester

SETU Carlow Campus reserves the right to alter the nature and timings of assessment

LAWS C4325: Company Law 1

Module Workload

Workload: Full Time		
Workload Type	*Frequency*	*Average Weekly Learner Workload*
Lecture	12 Weeks per Stage	3.00
Independent Learning Time	15 Weeks per Stage	14.27
	Total Hours	250.00

Workload: Part Time		
Workload Type	*Frequency*	*Average Weekly Learner Workload*
Lecture	Every Week	1.50
	Total Hours	1.50

Module Delivered In

Programme Code	Programme	Semester	Delivery
CW_BBLAW_B	Bachelor of Business (Honours) in Business with Law	7	Mandatory
CW_HHLAW_B OLD	Honours Bachelor of Laws Degree - LLB	5	Mandatory