



SYLLABUS

Academic year 2022-2023

1. Information regarding the programme

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| 1.1. Higher education institution | Universitatea Babeş-Bolyai |
| 1.2. Faculty | Faculty of Business |
| 1.3. Department | Business |
| 1.4. Field of study | Business Administration |
| 1.5. Study cycle | Bachelor |
| 1.6. Study programme / Qualification | Business Administration (English) |

2. Information regarding the course

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|--------------------------|-------------------------------|---------------|---|-------------------------|---|---------------------|------------|
| 2.1. Name of the course | Business Law | | | | | | |
| 2.2. Code | ILE0010 | | | | | | |
| 2.3. Course coordinator | Lecturer Daniela CÎMPEAN, PhD | | | | | | |
| 2.4. Seminar coordinator | Lecturer Daniela CÎMPEAN, PhD | | | | | | |
| 2.5. Year of study | I | 2.6. Semester | 2 | 2.7. Type of evaluation | C | 2.8. Type of course | compulsory |

3. Total estimated time (hours/semester of didactic activities)

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|---|-----|------------------------|----|-------------------------|----|
| 3.1. Hours per week | 4 | Of which: 3.2. lecture | 2 | 3.3 seminar/laboratory | 2 |
| 3.4. Total hours in the curriculum | 56 | Of which: 3.5. lecture | 28 | 3.6. seminar/laboratory | 28 |
| Time allotment: | ore | | | | |
| Learning using manual, course support, bibliography, course notes | 14 | | | | |
| Additional documentation (in libraries, on electronic platforms, field documentation) | 14 | | | | |
| Preparation for seminars/labs, homework, papers, portfolios and essays | 28 | | | | |
| Tutorship | 2 | | | | |
| Evaluations | 2 | | | | |
| Other activities: | 9 | | | | |
| 3.7. Total individual study hours | 69 | | | | |
| 3.8. Total hours per semester | 125 | | | | |
| 3.9. Number of ECTS credits | 5 | | | | |

4. Prerequisites (if necessary)

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| 4.1. curriculum | |
| 4.2. competencies | |

5. Conditions (if necessary)

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| 5.1. for the course | Lecture Hall equipped with video-projector, computer |
| 5.2. for the seminar /lab activities | Room equipped with video-projector, computer |

6. Specific competencies acquired



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| Professional competencies | <ul style="list-style-type: none"> - providing assistance for running a company/ an organisation as a whole - running a subdivision of a company/ an organisation |
| Transversal competencies | - Implementing ethical principles, norms, and values within one's own rigorous, efficient, and responsible strategy of work |

7. Objectives of the course (outcome of the acquired competencies)

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| 7.1. General objective of the course | ✓ Initiating professionals in the field of business administration |
| 7.2. Specific objective of the course | ✓ Enable students to evolve in a professional way in the business environment |

8. Content

| 8.1. Course | Teaching method | Remarks |
|---|--|--|
| 1. Brief introductory considerations. Definition. Object. Brief history | Interactive lecture | <ul style="list-style-type: none"> - Business law definition; - Business law object of study - Brief history |
| 2. Categories of professionals in the field of business | Interactive lecture | <ul style="list-style-type: none"> - The professionals in the field of business natural person - Legal regime of licensed natural persons - Legal regime of the entrepreneur natural person holder of an individual enterprise - Legal regime of the family enterprise |
| 3. Legal persons – subject of business law | Interactive lecture, exposure of documents | <ul style="list-style-type: none"> - Trading company. Introductory aspects - The legal personality of the trading company - Trading companies classification - Trading companies legal forms |



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| | | <ul style="list-style-type: none"> a) The general partnership b) The limited partnership c) The joint-stock company d) The limited partnership by shares e) The limited liability company <ul style="list-style-type: none"> - Legal regime of company subsidiaries, branches, other secondary headquarters |
| 4. Trading companies set up | Interactive lecture, exposure of documents | <ul style="list-style-type: none"> - Compulsory elements of the contract of association - Set up procedural formalities |
| 5. Trading companies organization and functioning | Interactive lecture, exposure of documents | <ul style="list-style-type: none"> - General assemblies - Company administrators and managers - Company administration audit; |
| 6. Amendment of the trading company deeds of establishment | Interactive lecture, exposure of documents | <ul style="list-style-type: none"> - Deed of establishment amendment procedure - Company share capital modification |
| 7. Partners' exclusion and withdrawal | Interactive lecture, exposure of documents | <ul style="list-style-type: none"> - Partners' exclusion. Exclusion grounds - Partner's withdrawal from the company |
| 8. Trading companies merger and division | Interactive lecture, exposure of documents | <ul style="list-style-type: none"> - Merger definition and types - Division definition and types - Merger and division stages |
| 9. Trading companies dissolution and liquidation | Interactive lecture, exposure of documents | <ul style="list-style-type: none"> - General/special causes of dissolution - The dissolution procedure - Trading companies liquidation; |



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| 10. Autonomous administrations. Cooperative society. Economic Interest. Groups and Economic Interest European Groups | Interactive lecture, exposure of documents | - Characteristics of Autonomous administrations. Cooperative society. Economic Interest. Groups and Economic Interest European Groups |
| 11. Insolvency | Interactive lecture, exposure of documents | - The notion of insolvency - Insolvency procedure ways of achievement - The participants in the procedure of insolvency |
| 12. Insolvency | Interactive lecture, exposure of documents | - Insolvency procedure initiation and its effects - The legal reorganization procedure - Bankruptcy - Management bodies members' liability |
| 13. Negotiable and Payment instruments | Interactive lecture, exposure of documents | - Definition of the credit instruments The bill of exchange |
| 14. Negotiable and Payment Instruments | Interactive lecture, exposure of documents | - The promissory note The cheque |
| | Bibliography: <ol style="list-style-type: none"> 1. Course written by the course coordinator 2. A Miff, „Business Law”, Volume 1 Introduction to Business Law, Sfera Juridica Publishing House, 2009 3. C. Cojocaru, „Adoption of the New Romanian Civil Code and some Effects thereof on the Business Law”, Journal of Advanced Research in Law and Economics, Volume 4, Issues 2, 2013, pp. 96-100 4. D. Daianu, D. Pîslaru, L. Voinea, „A perspective on Insolvency Procedures in the Romanian Economy”, Romanian Journal of European Affairs, Vol 4, No. 4, 2004 | |

| 8.2. Seminar | Teaching method | Remarks |
|---|-------------------------|---|
| 1. Brief introductory considerations. Definition. Object. Brief history | Case Studies | <ul style="list-style-type: none"> • Introductory remarks about law • Classification of law |
| 2. Categories of professionals in the field of business | Exercises, Case Studies | Discussions about G.E.O 44/2004 |



| | | |
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| 3. Legal persons – subject of business law | Exercises, Case Studies | <ul style="list-style-type: none"> Trading companies legal forms Differences branch/subsidiary |
| 4. Trading companies set up | Exercises, group work | <ul style="list-style-type: none"> Elaboration of an article of association |
| 5. Trading companies organization and functioning | Case Studies | <ul style="list-style-type: none"> Joint stock companies systems of administration General assemblies |
| 6. Amendment of the trading company deeds of establishment | Exercises, Case Studies | <ul style="list-style-type: none"> Deed of establishment amendment procedure Company share capital modification |
| 7. Partners' exclusion and withdrawal - | Case studies | Partners' exclusion and withdrawal procedure |
| 8. Trading companies merger and division | Group work | <ul style="list-style-type: none"> Trading companies merger and division procedure |
| 9. Trading companies dissolution and liquidation | Exercises, Case Studies | <ul style="list-style-type: none"> General/special causes of dissolution The dissolution procedure Trading companies liquidation; |
| 10. Autonomous administrations. Cooperative society. Economic Interest. Groups and Economic Interest European Groups cases | Case Studies | <ul style="list-style-type: none"> Several case studies |
| 11. Insolvency | Case Studies | <ul style="list-style-type: none"> 2 seminars Insolvency procedure ways of achievement The participants in the procedure of insolvency The legal reorganization procedure Bankruptcy Management bodies members' liability |
| 12. Negotiable and Payment Instruments | Case Studies | <ul style="list-style-type: none"> 2 seminars The bill of exchange The promissory note The cheque |



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| Bibliography | <p>Bibliography:</p> <ol style="list-style-type: none">1. Course written by the course coordinator2. A Miff, „Business Law ”, Volume 1 Introduction to Business Law, Sfera Juridica Publishing House, 20093. C. Cojocaru, „Adoption of the New Romanian Civil Code and some Effects thereof on the Business Law”, Journal of Advanced Research in Law and Economics, Volume 4, Issues 2, 2013, pp. 96-1004. D. Daianu, D. Pîslaru, L. Voinea, „A perspective on Insolvency Procedures in the Romanian Economy”, Romanian Journal of European Affairs, Vol 4, No. 4, 2004 |
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9. Corroborating the content of the course with the expectations of the epistemic community, professional associations and representative employers within the field of the program

- The course is set up after discussions with practitioners in Corporate & Commercial Law and in Insolvency & Liquidation
- The course content is similar to courses from Romanian universities.

10. Evaluation

- **The same evaluation criteria hold for all exams sessions;**
- **In order to be able to cumulate the points obtained during the semester, it is mandatory to obtain minimum 5 (five) in the final exam.**

| Type of activity | 10.1 Evaluation criteria | 10.2 Evaluation method | 10.3 Share in the grade (%) |
|------------------|--|------------------------|-----------------------------|
| 10.1. Course | Understanding of key concepts | Final exam | 50 % |
| 10.2 | Test | Written test | 20% |
| 10.3 | Project (setting up a limited liability company) | Essay | 15% |
| 10.4 | Presentation - Business Law topics | | 15% |

Note: the same examination requirements will be apply for the repeating exam(s)

10.6. Minimum performance standards

- Understanding the concepts presented in the course for a properly application to practical situations

Date
04.05.2022

Course coordinator
Lect.dr. Daniela CÎMPEAN

Seminar coordinator
Lect.dr. Daniela CÎMPEAN

Date of approval
20.05.2022

Head of department
Prof.dr. Ioan Cristian CHIFU