



SYLLABUS

Academic year 2023-2024

1. Information regarding the programme

1.1. Higher education institution	Universitatea Babeș-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

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)

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)

4.1. curriculum	
4.2. competencies	

5. Conditions (if necessary)

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

Professional competencies	C2 Providing assistance for running a company/an organisation as a whole
Transversal competencies	CT1 Implementing ethical principles, norms and values within one's own rigorous, efficient, and responsible strategy of work CT3 Identifying various opportunities for continuing education and efficiently using learning resources and techniques for their development

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

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 <ul style="list-style-type: none"> a) The general partnership



		<ul style="list-style-type: none"> b) The limited partnership c) The joint-stock company d) The limited partnership by shares e) The limited liability company - 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 Article of Association	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;
10. Autonomous administrations. Cooperative society. Economic Interest Groups and Economic Interest European Groups	Interactive lecture, exposure of documents	<ul style="list-style-type: none"> - Characteristics of Autonomous administrations. Cooperative society. Economic Interest.



		Groups and Economic Interest European Groups
11. Insolvency	Interactive lecture, exposure of documents	<ul style="list-style-type: none"> - The notion of insolvency - Insolvency procedure ways of achievement - The participants in the procedure of insolvency
12. Insolvency	Interactive lecture, exposure of documents	<ul style="list-style-type: none"> - 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	<ul style="list-style-type: none"> - Definition of the credit instruments The bill of exchange - The promissory note The cheque
14. Arbitration	Interactive lecture, exposure of documents	Alternative dispute mechanisms
	Bibliography: <ol style="list-style-type: none"> 1. Course written by the course coordinator 2. C. Cojocaru, Romanian Business Law. Fundamental concepts - 2022. Second edition, revised and added, Universul Juridic, Bucuresti, 2022 3. L. Bercea (coord.), Romanian Company Law. A Handbook, Ed. C. H. Beck, Bucuresti, 2021 4. A Miff, „Business Law”, Volume 1 Introduction to Business Law, Sfera Juridica Publishing House, 2009 5. 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 6. 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
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"> • 1 seminar • The bill of exchange • The promissory note • The cheque
13. Arbitration	Case Studies	<ul style="list-style-type: none"> • 1 seminar



Bibliography	<p>Bibliography:</p> <ol style="list-style-type: none"> 1. Course written by the course coordinator 2. C. Cojocaru, Romanian Business Law. Fundamental concepts - 2022. Second edition, revised and added, Universul Juridic, Bucuresti, 2022 3. L. Bercea (coord.), Romanian Company Law. A Handbook, Ed. C. H. Beck, Bucuresti, 2021 4. A Miff, „Business Law ”, Volume 1 Introduction to Business Law, Sfera Juridica Publishing House, 2009 5. 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 6. 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;
- It is mandatory to reach minimum 50% from the points that can be obtained during the semester.
- 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 Seminar	Test	Written test	20%
10.4 Seminar	Presentation – Business Law topics		20%
10.5 Seminar	Activity at the seminar		10%

Note: the same examination requirements will 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
229.09.2023

Course coordinator
Lect.dr. Daniela CÎMPEAN

Seminar coordinator
Lect.dr. Daniela CÎMPEAN

Date of approval
11.10.2023

Head of department
Prof.dr. Ioan Cristian CHIFU