

MODULE LGS3050: LAW & SMALL BUSINESS

Level: Advanced

Theme: Social Context

Prerequisite: None

Module Description: Students learn about laws relating to starting a business, running a business and ending a business. Students also explore challenging issues that affect small business and law-related careers.

Module Parameters: No specialized equipment or facilities.

Supporting Modules: LGS1010 You & the Law 1 (As a Consumer and as a Family Member)
LGS1020 You & the Law 2 (In Society and in the Workplace)

Curriculum and Assessment Standards

Module Learner Expectations	Assessment Criteria and Conditions	Suggested Emphasis
<p><i>The student will:</i></p> <ul style="list-style-type: none">examine the legal considerations involved in operating a small businessdemonstrate basic competencies.	<p><i>Assessment of student achievement should be based on:</i></p> <ul style="list-style-type: none">acting as a consultant and providing advice to a client on the legal issues involved in starting, operating and ending his or her association with a small business. <p><i>Assessment Tool</i> <i>LGS3050–1: Law & Small Business</i></p> <p><i>Standard</i> <i>Rating of 3</i></p> <ul style="list-style-type: none">observations of individual effort and interpersonal interaction during the learning process. <p><i>Assessment Tool</i> <i>Basic Competencies Reference Guide and any assessment tools noted above</i></p>	<p>100</p> <p>Integrated throughout</p>

MODULE LGS3050: LAW & SMALL BUSINESS (continued)

Concept	Specific Learner Expectations	Notes
Starting a Business	<p><i>The student should:</i></p> <ul style="list-style-type: none"> • describe the importance of protecting the intellectual property (copyright, patent, trademark, design, etc.) of a small business • analyze the various ways of organizing a small business; e.g., proprietorship, partnership, corporation • explain, if appropriate, some of the rights and remedies available to franchises • describe the advantages and disadvantages of using workspace in the home, leasing premises or buying a property • describe the various methods of financing a small business and the legal implications. 	<p><i>Copyright Act</i> <i>Patent Act</i> Canadian Patent Reporter Inventor <i>Law Now</i> Dec. 1994/Jan. 1995; Feb./Mar. 1996 <i>Alberta Business Corporations Act</i> <i>Franchises Act</i> <i>Law Now</i> Aug./Sept. 1996 Chamber of Commerce <i>Law Now</i> Dec. 1994/ Jan. 1995; Oct./Nov. 1995; Apr./May 1995 YMCA–Small Business Ventures</p>
Operating a Business	<ul style="list-style-type: none"> • identify and describe the various legal requirements in operating a small business • describe specific legislation as it relates to the sale of goods and services • discuss the elements of a contract to determine what is required to be in writing; e.g., are faxes legally effective? • discuss the rights and responsibilities of employees and employers • identify some common problems for employees and employers • describe how rights and responsibilities of employers and employees would change where there is a collective agreement • describe the taxation concerns of a small business in Canada • explain the reporting and recordkeeping requirements of a small business • describe alternative methods of securing and/or collecting the debts owing to a business or by a business 	<p>Statute of Frauds Better Business Bureau Municipal, provincial and federal licensing requirements <i>Law Now</i> Oct./Nov. 1994; Dec./Jan. 1995; June/July 1995 <i>Direct Sales Cancellation Act</i> Alberta Opportunity Company Bank manager Corporate lawyer <i>Individual's Rights Protection Act</i> <i>Workers' Compensation Act</i> <i>Canadian Charter of Rights and Freedoms</i> Employment Standards Code Occupational Health and Safety <i>General Sales Tax Act</i> Unemployment Insurance Commission Canada Pension Plan Revenue Canada</p>

MODULE LGS3050: LAW & SMALL BUSINESS (continued)

Concept	Specific Learner Expectations	Notes
Operating a Business (continued)	<p><i>The student should:</i></p> <ul style="list-style-type: none"> • identify special legal considerations when importing or exporting goods. 	<p>City tax office <i>Excise Act</i> <i>Personal Property Security Act</i> <i>Builders' Lien Act</i> <i>Garageman's Lien Act</i> <i>Excise and Customs Act</i></p>
Failure of or Ending a Business	<ul style="list-style-type: none"> • research the voluntary and involuntary dissolution of a business; e.g., winding up, sale, death of an owner and bankruptcy. 	<p><i>Bankruptcy Act</i> <i>Law Now Dec. 1995/Jan. 1996</i> <i>Alberta Business Corporations Act</i></p>
Challenging Issues	<ul style="list-style-type: none"> • identify some challenging issues such as: <ul style="list-style-type: none"> – receivership/bankruptcy – liability – ethics in business – profit motive versus social responsibility – protectionism – subsidies and grants • research one or more of these issues • research laws in Canada or the province in regard to the issue(s) • research alternatives • propose solutions. 	
Law-related Careers	<ul style="list-style-type: none"> • describe careers in business law; e.g.: <ul style="list-style-type: none"> – corporate lawyer – receiver – trustee in bankruptcy – tax lawyer. 	