INSTRUCTOR  
Heather Nord, B.A., J.D., M.B.A.
Contact Information:  
URCourses email.
Office: ED 524.5  
Office hours by appointment.

COURSE DESCRIPTION
The course provides the student with an introduction to Canadian legal institutions and processes. Topics discussed include the judicial system, sources of law, constitutional law, civil liability, regulation of business, professional liability, torts, contracts, property law, employment law, insurance and guarantee, business organization and corporate governance.

COURSE OBJECTIVES
The objective of the course is to give students a general understanding of substantive and procedural law to be able recognize legal risks in a business environment in the following way:

• understand substantive and procedural law in Canada;
• understand how to access relevant provincial and federal legislation;
• recognize legal issues that affects businesses in Canada; and
• apply that knowledge to identify potential legal risks in important areas of business activity.

COURSE MATERIAL
It is imperative that students continually check URCourses over the course of the semester. Updates and additional information regarding the course will be provided on URCourses. Failure to check URCourses in a timely manner may negatively affect your progress in the course.

In addition, handouts, web-links, and/or additional readings may be assigned through UR Courses. Students are responsible for obtaining these supplementary materials when so directed.

**Please note:** NO previous editions of the text prior to the 14th edition are acceptable. There are significant changes to the format and content of this edition as compared to previous editions. Cases and other material will be assigned from the text and you will be confused if you use another edition of the text.

Additional Readings: PowerPoint slides, statutes, articles, video links, etc, as assigned throughout the course.

Websites: A comprehensive listing of key websites is provided on the inside cover of the text. In addition, we will make extensive use of a legal database called CanLII. See below:

- **CANLII: Canadian Legal Information Institute:** A legal research website providing statutes, regulations and reported cases. CanLII also contains all federal and provincial statutes, their regulations, case law (“note ups”) and the decisions of administrative agencies, boards and commissions by jurisdiction. It is comprehensive and easy to use. **This will be the main source for online research for the case paper and other assignments.** See: [www.canlii.org](http://www.canlii.org)

**COURSE SCHEDULE**
*The lecture schedule may be subject to change. Any changes to this schedule will be discussed in class, if possible, and posted on UR Courses. It is the student’s responsibility to note these changes as it may affect material covered on exams and assignments. Please refer to UR Courses frequently for class information.*

FIRST CLASS: Tuesday, May 9, 2017
*Overview of the Course and Law, Society and Business*

Required Reading:
- *Course Outline Business Law 307 040 Spring 2017* (See UR Courses at the top of the site)
- Text: *Chapter 1: Law, Society and Business*; and
- Power Point slides for the chapter.

In our first class, we will get to know each other and discuss the objectives of the course and our expectations.

Please remember to bring your name card to class so I can get to know each of you.

We will review the *Course Outline* in detail to ensure you know what is expected of you and when and how the class is scheduled. The Course evaluation criteria will be
discussed. The course materials are described in the Course Outline found at the top of the URCourses site.

I’m going to assign you into groups to do case problems from the text. Please contact your group members as soon as possible.

The Power Point slides are available to help you deal with a significant volume of specific legal terms and principles. They are uploaded to UR Courses prior to each week’s class, so please use them as you see fit. However, they don’t replace your attendance in class or doing the readings from the text as well.

It is necessary to understand how law is created and how to find various sources of law: statutes and cases. We will learn how to research the law – by locating statutes and cases on CanLII, a comprehensive legal database, and how read a statute and “brief” a case.

Thursday, May 11, 2017
The Machinery of Justice and Government Regulation of Business
Required Reading:
• Text: Chapter 2: The Machinery of Justice; and
• Chapter 3: Government Regulation of Business;
• Power Point slides for the chapters.

Tuesday, May 16, 2017
The Law of Torts
Required Reading:
• Text: Chapter 4: The Law of Torts
• Power Point slides for the chapter.

NOTE: This would be a good place to review the document posted on UR Courses entitled “How to Write a Case on an Exam”. This will help you prepare for the tort case problems which we will discuss in class in your groups.
Thursday, May 18, 2017

**Professional Liability**

**Required Reading:**
- Text: **Chapter 5**: Professional Liability: The Legal Challenges,
- Power Point slides for the chapter.
- Groups will discuss Tort case problems.

Tuesday, May 23, 2017

**NOTE:** The Professional Regulation in Saskatchewan assignment is due in class and on URCourses email.

**Contracts**

**Required Reading:**
- Text: **Chapter 6**: Formation of a Contract: Offer and Acceptance;
- **Chapter 7**: Formation of a Contract: Consideration and Intention;
- **Chapter 8**: Formation of a Contract: Capacity to Contract and Legality of Object;
- Power Point slides for the chapters.

Thursday, May 25, 2017

**Contracts**

**Required Reading:**
- **Chapter 10**: The Requirement of Writing
- Power Point slides for the chapter.
- Review for the midterm

Tuesday, May 30, 2017

**MIDTERM EXAM**

The Midterm exam will be held in our classroom. It will be 2 hours in length. The exam will include multiple choice, true and false and short answer questions and case problems based on class materials, the text, the PowerPoint slides and readings assigned to date.

YOU MAY BRING A STUDY SHEET TO THE EXAM. It can be one page of 8.5 x 11”, double-sided, in any font or format you wish. Please submit it with your exam documents.

**Please see URCourses for further details on the format and content of the midterm prior to the exam.**
Thursday, June 1, 2017

Contracts

Required Reading:
- **Text**: Chapter 9: The Grounds Upon Which a Contract May be Set Aside: Mistake and Misrepresentation;
- **Chapter 12**: The Discharge of Contract;
- **Power Point slides** for the chapters.
- **Statute Review**: The Frustrated Contracts Act, S.S., c. F-22.2

Tuesday, June 6, 2017

Contracts and Insurance Law (a special form of contract law)

Required Reading:
- **Text**: Chapter 13: Breach of Contract and its Remedies;
- **Chapter 16**: Insurance and Guarantee;
- **Power Point slides** for the chapters.

Thursday, June 8, 2017

Employment Law (a special form of contract law)

Required Reading:
- **Text**: Chapter 18: The Contract of Employment;
- **Power Point slides** for the chapter.

Tuesday, June 13, 2017

Landlord Tenant Law (a special form of contract law)

Required Reading:
- **Text**: Chapter 22: Landlord and Tenant;
- **Power Point slides** for the chapter.
- **Statute Review**: The Landlord and Tenant Act, 1978, R.S.S., c. L-1 on CanLII

Thursday, June 15, 2017

The research paper is due in class and URCourses

**Please submit a Print and Email copy on URCourses, including the media article and case and statute excerpts attached to both print and email versions.**

Business Organization and Corporate Governance

Required Reading:
- **Text**: Chapter 25: The Nature of a Corporation and its Formation;
- **Chapter 26**: Corporate Governance: the Internal Affairs of Corporations;
• **Power Point slides** for the chapters.
• Statute Review: *The Saskatchewan Business Corporations Act, 1978, R.S.S., c B-10* on CanLII.

Tuesday, June 20, 2017
**Review for the final exam**
Please see *URCourses* prior to the review for exam details.

Tuesday, June 27, 2017: **FINAL EXAM:**
Location: (our classroom) ED 623: 7:00 p.m. to 10:00 p.m.

The exam will include multiple choice, true and false and short answer questions and case problems taken from class materials after the midterm, the text, the PowerPoint slides and assigned readings. Additional details about the format and content of final exam will be posted on *URCourses* prior to the exam date.

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**COURSE EVALUATION**

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<tr>
<th>Distribution of Marks</th>
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<tr>
<td>Class Participation</td>
<td>10 %</td>
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<td>Short Assignment</td>
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<td>Tuesday, May 23, 2017</td>
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<td>Midterm Exam</td>
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<td>Tuesday, May 30, 2017</td>
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<td>Legal Issue in the Media: Paper</td>
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<td>Thursday, June 15, 2017</td>
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<td>Final Exam</td>
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**Note:**
Late assignments will not be accepted unless there are extenuating emergency circumstances. Being too busy to complete the assignment is not an acceptable reason for an extension.

No alternative methods of course evaluation will be considered.

All assignments are MANDATORY. That means failing to submit an assignment leads to an NP in the course, not a 0 in the assignment.

Your mark in this class will be made up of several components, as noted above.
Class Participation
- Class participation is worth 10% of your grade.
- Attendance, class discussion, preparation, optional assignments and other class involvement are all part of class participation.
- Case Problems will be assigned to your groups to present in class.
- Attendance is required in this class. An attendance sheet will be circulated at the end of each class. Please make sure to sign it each class.
- Note: If you miss more than 3 classes in the semester you may receive 0/10 as your CP mark, absent extenuating circumstances.
- We have a lot of material to cover in this course so please prepare for each class by reading the required chapters of the text, the PowerPoint slides which will be posted on URCourses prior to each lecture, and other assigned readings such as statutes or articles, and being prepared to discuss assigned case problems or assignments in class.
- Please remember to use your name cards in class so I can get to know you by name.
- Your views and comments are welcome and add value to the class. This will contribute to your participation grade.

Short Assignment: Professional Regulation in Saskatchewan
Due date: Tuesday, May 23, 2017
- The assignment is worth 5% of your grade.
- Please also refer to URCourses for information.

Subject of the Assignment
- The subject of the assignment is a self-regulated profession in Saskatchewan.

Purpose of the Assignment
- The purpose of the assignment is to give you a better understanding of how self-regulated professions are governed in Saskatchewan, how the public is protected, and the responsibilities and liabilities of a specific profession which interests you.
- It is also to give you an opportunity to learn the requirements and skills of legal writing, legal research, the proper citation of cases and statutes, how to organize and present a legal analysis. This will help you prepare for the Media Legal Issue Research Paper.

Format and of the Assignment
- Please use headings in formatting your paper. This is not optional!
- The paper should be no fewer than 5 pages and no more than 7 pages.
- Times New Roman, 12 point font. Double spaced. Please do not use another font size or style.
• You must use page numbers (bottom/centre of the page) in your paper.
• Please include a separate Title Page and a separate Reference List.
• Please use APA for citations. Do not use footnotes or endnotes.
• You must use the appropriate case and statute citations. There are hundreds of examples in the text. Remember that the name of the statute and the case is italicized. All Saskatchewan statutes are cited with “R.S.S.” (Revised Statutes of Saskatchewan) or “S.S. (Statutes of Saskatchewan) in their title.
• Specific sections or provisions in a statute are denoted by a section number in the statute. E.g. s. 25(1)(e). This is read as “Section 25, subsection (1)(e)”.

Content of the Assignment
• The assignment should include the following information:
  ✓ An Introduction outlining the profession you have chosen, its enabling statute and the name of the regulatory body which governs that profession.
  ✓ A description of the statute which governs the profession in Saskatchewan, using the proper legal citation,
  ✓ The mission and value statements for the profession.
  ✓ The regulatory body’s mandate and purpose.
  ✓ A description of the activities of the profession.
  ✓ The organization’s website URL and a brief description of the site.
  ✓ The public complaints process.
  ✓ A description of professional misconduct and incompetence.
  ✓ The discipline procedures for the professional, with reference to specific sections of the enabling statute, regarding disciplinary processes.
  ✓ The penalties for infractions, and
  ✓ A description of the Code of Conduct or Code of Ethics of the profession.

Research Required
• You have to do some research to find the statute which governs the profession and the regulatory body for that profession IN SASKATCHEWAN. This is a required part of the assignment. Please pay careful attention to the statute you cite; it must be the relevant statute for Saskatchewan, not another province or country.
• Include a separate List of References and format your research sources properly, especially statutes and cases.
• Attach an Appendix for EACH statute, case or other type of data or information used in the paper which you feel is important to annex. The first appendix should be labeled Appendix A, and include the title and full citation of the information provided. Each source should be provided on a separate appendix, labelled consecutively.
Submitting the Paper
- You must submit a print copy of the assignment at the beginning of class, on the due date, and an electronic copy by email, with appendices, on URCourses email as a Word or PDF attachment, at the same time.

Midterm Exam
**Date:** Tuesday, May 30, 2017 in class (2 hours in length).
- The Midterm exam is worth 30% of your grade.
- The exam could include multiple choice, true and false and short answer questions, and case problems, based on class materials, the text, the PowerPoint slides and readings assigned to date.
- Please refer to URCourses for additional information.

Legal Case in the Media: Research Paper
**Due date:** Thursday, June 15, 2017
- The paper is worth 15% of your grade.
- Please refer to URCourses for additional information.

Purpose of the Paper
- The purpose of the assignment is to be able to identify and analyze a legal issue reported in a news article which is based in SASKATCHEWAN.

Subject of the Paper
- The subject of the paper is a news story reported in the media, relating to a legal issue from the course material, occurring in Saskatchewan.
- **You must choose a news article based in Saskatchewan and within the subject matter of our course.**
- **NOTE:** Please do not choose a criminal law news story because we do not discuss criminal law fully in this course.
- The subject matter of the article must covered in our class. For example, do not use an article about a corporate taxation issue, even if the company is located in Saskatchewan. We do not study corporate income tax law so the topic is not valid and the paper would receive a failing grade. **Please check with me before you write the paper by sending me the news article link by URCourses email. I am happy to review the article and give you approval before you start writing.**
- The source for your paper is NOT a reported case on CanLII. It is a news article about a legal issue reported on the radio, in the newspaper, on an online news site, etc. It may happen that the news story arises from a decided legal case, or it may lead to a lawsuit. That is fine – and you can certainly follow the story to its conclusion and use reported cases. That is good research, and if a court decision has been made, you must use it, but your paper must start with a news story.
It will be helpful if you start monitoring the news (TV, radio, print and online sources) as soon as the class starts so that you can choose a story which interests you and gives you plenty of time in which to research and write the paper.

*Remember, I will not give you an extension just because you can’t find a suitable article. There are many of them and new ones are reported every day!*

**Content of the Paper**

- The required sections which you must include are:
  - **Introduction**: stating the purpose and scope of the paper, the paper’s methodology, the news story you have chosen and its URL,
  - **Facts**: use the article or the case (if there is one).
  - **Parties**
  - **Legal Issue**: the narrowly described legal problem to be analyzed: a **short** statement of the legal question to be solved. This section is NOT detailed legal analysis or a long recitation of the facts.
  - **Legal Analysis for each party**: Plaintiff(s) and Defendant(s)
  - **Outcome**: did the matter proceed to court? was it appealed? etc.,
  - **Strategies to Manage Legal Risk**
  - **Why I Chose This Article**, and
  - **Conclusion**.

- **Introduction**: state the purpose and scope of the paper, the methodology of your analysis, the article you have chosen and its URL. This section is not intended for a long recitation of the facts or a long discussion of the legal issue. It is to tell the reader why you are writing the paper and what you will analyze and conclude.

- **Parties**: a description of the party, residence, occupation, etc. If there is a corporate party we always indicate their business activity and location of their head office or their legal address. It goes to jurisdiction.

- **Legal Issue**: You must **succinctly and accurately** identify the legal issue in the news article. This section is not intended for a recitation of the facts of the case. Its purpose is to tell the reader what legal issue or problem is raised in the article which has to be resolved. E.g. “This case is about whether company A discharged its contract with its supplier by performance, or whether there was a breach of the contract.”

- **Legal Analysis**: **Research the subject matter of the article.** Was there a court decision which was the basis for the reporter to cover the story? If so, use the case. What organization or corporation was involved? What are their policies and procedures? **Research the subject matter and the law** to analyze the legal issues
in the story with respect to relevant statutes, regulations, government or corporate policies, related cases, etc.

- **Plaintiff’s and Defendant’s Position**: Analyze the legal position of each of the parties involved SEPARATELY. Argue the plaintiff(s) first, followed by the defendant(s). You can make assumptions about the position of the parties as if the situation has not yet resulted in litigation.

- Outcome: Discuss the outcome of the story. What happened? Are other parties involved than initially discussed? Were more lawsuits filed after the initial story? What happened and what may yet happen? Was a statement of claim filed? Did the case go to trial and was a decision rendered? Was that decision appealed? Etc.

- Identify legal risk management strategies which would have helped avoid the problem from the perspective of each of the parties (the plaintiff and defendant(s)).

- Include a section as to why you chose the article. Why is this story of interest to you? What did you discover in doing your research? Etc.

- Include a short conclusion.

**Format of the Paper**

- Please use the above-noted headings in formatting your paper. **This is not optional!**
- The paper should be no fewer than 8 pages and no more than 10 or 11 pages.
- Times New Roman, 12 point font. Please do not use another font size or style.
- You must use page numbers (bottom/centre of the page) in your paper.
- **Please use APA citations. Do not use footnotes or endnotes.**
- Please include a separate Title Page and separate Reference List.
- Appendices: Do not begin the Appendices at the bottom of the Reference list. Each one is on a separate page, labelled consecutively as Appendix A, Appendix B, etc. Your news article must be Appendix A. An appendix for a statute must have the full legal citation as a subtitle, and the same for a case. Include enough information in each appendix so the reader doesn’t have to look up the statutes or cases: i.e. include every section of the statute used in the paper, and the headnote, relevant paragraphs of legal analysis, etc., and the holding of the case(s). You can certainly include other relevant information as an Appendix.
- **You must use the appropriate case and statute citations.** There are hundreds of examples in the text. Remember that the name of the statute and the case is always italicized. **The first time you refer to a case or a statute, you must use the full legal citation.** Thereafter, you may use the case name or statute title.
without the full citation, but you must indicate the short form in brackets after the first reference/ full legal citation. E.g.

- Your research must refer to Saskatchewan statutes.
- All Saskatchewan statutes are cited with “R.S.S.” (Revised Statutes of Saskatchewan) or “S.S. (Statutes of Saskatchewan) in their title. Statutes from other provinces use an abbreviation for that province name, such as R.S.A. (Revised Statutes of Alberta), S.O. (Statutes of Ontario), R.S.C. (Revised Statutes of Canada), etc.
- Specific sections or provisions in a statute are denoted by a small “s” in the statute. E.g. s. 25(1)(e). This is described as “section 25, subsection (1)(e). Do not begin a new sentence with “S. 24”. Use the full word, Section…”

**Research Required**

- **You have to research the subject of the article.** Use academic and legal information such as textbooks and academic articles.
- **You must also use** cases, statutes, organizational databases, government policies and programs, other media websites, etc. in your paper.
- **It is NOT SUFFICIENT to merely use the text or my PPT slides as your legal sources.** You should use the text, but not only the text.
- **Do not use Wikipedia as a source in your paper and do not include it in your list of references. It is not an acceptable source in a university research paper.**
- Since this is a formal academic paper, you MUST source your writing with appropriate references, in all instances. **Failing to do so will lead to the appearance of plagiarism, which is Academic Dishonesty.** It will be dealt with according to the University of Regina policies and procedures for Academic Dishonesty. Please be mindful of the rules regarding plagiarism and consult the University of Regina website on the topic of Academic Dishonesty if you have never done so.

- You should follow the customary university standards for writing and submitting a formal research paper which uses external sources.

- Your paper must include your name, student number, the course name and number, the title of the paper, the professor’s name and the due date.

**Submitting the Paper**

- You must submit a print copy of the paper, with all appendices, at the beginning of class, on the due date, as well as an electronic copy by email, with appendices, on URCourses as a Word or PDF attachment, at the same time.
• It is necessary to attach the media article you used and an excerpt of the cases and statutes you used in your paper to both the PRINT AND ONLINE versions of the paper. I won’t read your paper without it.

Final Exam
Date: Thursday, June 27, 2017 from 7:00 p.m. to 10:00 p.m. Location: ED 623 (our classroom).
• The Final exam is worth 40% of your grade.
• The exam will likely include multiple choice, true and false and short answer questions, and case problems, taken from class materials after the midterm, the text, the PowerPoint slides and assigned readings.
• Please refer to the URCourses posting for additional information.

SPECIAL ACCOMMODATION
If you require special accommodation of any kind in this course because of a disability please advise me. In addition, please contact the Coordinator, Disability Resource Office at 306 585 4631 or visit them at Room 251.15 Riddell Centre. Please bring 4 copies of your documentation to our meeting. Thank you.

MENTAL HEALTH COUNSELLING SERVICES, UNIVERSITY OF REGINA
Please take a moment to review the information on URCourses about the counselling services offered by the University of Regina. University can be a very stressful and challenging time, and students face a great deal of pressure with deadlines and course work. It is important to take care of yourself and to reach out if you are feeling overwhelmed.

URCOURSES
This course is supported by URCourses. If you do not have a user name and password please go to the URCourses home page to establish one. Course notes, class information and any group discussions are hosted at this site. Please ensure that you routinely check the site for class updates.

UNIVERSITY OF REGINA COUNSELLING SERVICES
Please review the University of Regina Counselling Services information uploaded to URCourses for this class. It is very important that you read it and familiarize yourself with the assistance available through the University of Regina Counselling Services.

DISRUPTIVE CLASSROOM BEHAVIOUR
1. **Continued Tardiness / Continued Early Departures**: There is no excuse for continually arriving late for class or leaving prior to the end of class. This behaviour is both disruptive and disrespectful towards other students and the professor.

2. **Cell phones**: The ringing of cell phones and other electronic devices during class indicates a lack of respect for others in the class. Please put your cell phones on silent or vibrate during class. There are occasions, however, when an emergency or crisis situation requires these devices be active. If you are in such a situation, please speak to the professor before the class begins.

   If a student is found looking at a cell phone during an examination, the exam will be confiscated, the student will be asked to leave the examination and the student will be referred to the Associate Dean of Arts (Undergraduate) for suspected cheating.

3. **Text Messaging**: Although you may claim that you are multi-tasking, text messaging also impairs your learning in class. It also demonstrates a lack of respect for others in the class, notably the professor. Text messaging is expressly forbidden during class.

4. **Personal computers**: You may bring a personal computer to the classroom as long as it does not disturb your classmates. If typing or other computer noise (including alarms, watching podcasts or surfing) bothers others in class, you may be requested to return your computer to its case and take notes using paper and pen.

5. **Private conversations**: There are times when you may need to speak with the person sitting next to you about the course. If you need to do so, it is appreciated if you would do so quietly. If the professor can hear you at the front of the room it is not being done quietly enough.

**OTHER STUDENT RESPONSIBILITIES**

- Students are asked to engage in careful and timely reading of the course material.
- **Students are required to familiarize themselves with the University of Regina requirements regarding Academic Dishonesty.**
- Students having difficulty with the course are advised to contact the professor immediately to discuss the situation.
ACADEMIC DISHONESTY
Overview and Appeals

The Faculty of Business Administration assumes that all academic work submitted by a student was completed honestly by that student. To do otherwise is to commit academic dishonesty.

Assignments, tests and examinations are designed for the student to show the professor how well they have mastered course material. When the professor evaluates the student’s work, it must therefore be clear which ideas and words are the student’s own. The general principles of academic integrity for students doing course work are that they are to do their own original, individual work, unless told otherwise by the course professor, and are to give credit for other people’s ideas or words. Students should be aware that, while collaborative or group work on assignments may be encouraged in some disciplines, it is not acceptable in others (refer to the last point in para. 5.13.2.3.). Discussion of ideas with faculty and other students, (that is, intellectual debate) is both allowable, and important, provided that credit is given in written work for ideas that are not one’s own (see para. 5.13.2.2.). Group study (as distinct from group work on an assignment that is to be graded) is likewise permissible unless explicitly forbidden by the professor.

The Associate Dean of the Faculty of Business Administration will be notified and will investigate alleged academic misconduct. Action appropriate to the situation will be taken and the student notified in writing. The range of possible penalties for an act of academic misconduct is detailed in the University of Regina Policy 5.13.4.2. Academic Misconduct and may include other appropriate penalties at the discretion of the Associate Dean.

According to the University of Regina Policy 5.14.1 Council Discipline Committee, students may appeal the imposition or severity of a penalty for misconduct (academic or non-academic) to the Council Discipline Committee. Requests for a hearing must be submitted, in writing, and within 30 days of the date of imposition of the penalty.

Cheating: Cheating on examinations includes, but is not restricted to, copying from another student’s exam booklet, using unauthorized notes during an exam, arranging for a substitute to take an examination, or giving and receiving unauthorized information prior to an exam. All instances of cheating will be referred to the Associate Dean of the Faculty of Business Administration.

Plagiarism: Plagiarism includes borrowing information or ideas, whether directly quoted or paraphrased, from any source beyond one’s first-hand experience and not acknowledging the source. The student must give credit for the material by identifying...
the source, using one of the generally accepted citation methods. All instances of willful plagiarism will be referred to the Associate Dean of the Faculty of Business Administration.

Co-responsibility: Any student who knowingly assists in any form of academic dishonesty shall be considered as guilty as the student who accepts such assistance. Students should take care when allowing their work to be copied or otherwise used by fellow students to ensure that academic dishonesty is not occurring, nor should students sell or give unauthorized copies of examinations to other students. All instances of willful co-responsibility will be referred to the Associate Dean of the Faculty of Business Administration.