



UNIVERSITY OF NEW YORK IN TIRANA

SYLLABUS

Title of Course: Legal Environment of Business

Lecturer: Eniel Kolaneci LL.M.
Lawyer on Commercial Counseling and Liquidation
Mob No. + 68 20 23 549
E-Mail enielkolaneci@unyt.edu.al

Course Semester: Fall 2007

Class Hours: Mondays 15:00 – 17:00, Tuesdays 15:00 – 17:00

Course Description:

The course shall consist on four main components to be taught and discussed within the class. The first two components (Oct.8 to Nov.19) are: “An Introduction of the American Legal System”; and “Classic and Traditional Components of the American Business Law”;

Second group of course components will be taught after the mid-term exam (Nov. 26 to Jan. 25) and shall include: “An Introduction of the European Legal Environment for Business”; and “Modern Legal Concepts and Applications in International Business”.

Each term, after third week students are required to prepare a paper working in small groups.

In order to develop the free comments and discussions within the class, international impressive cases shall be presented to the audience participants.

Attendance:

Attendance at the course is mandatory and exception shall be made only during the first week, to be called as the Add & Drop Period.

Also, any absence during the course should be justified upon and in conformity with the University applicable regulations. Course participants are asked to be prepared in advance in order to ensure the quality of their formation during the course and active discussion on the topics.

Final Exam:

The final exam will be on writing and its content shall present a mixture of topics and cases discussed or solved similarly during teaching sessions. Also, students may be asked to develop their opinion or interpretation on certain situations when quick legal solutions are needed in a business environment.

Final Grade:

It will consist and will be calculated in accordance with UNYT regulations, being accounted on 30% mid - term exam result, 30% final exam result, 10% on the mid - term paper, 10% on the final paper, 10% on attendance and 10% active participation. The percentage shall be then

converted into points and grade corresponding to the following table:

Letter Grade	Percent / Points (%)	Generally Accepted Meaning
A	96-100	Outstanding work
A-	90-95	
B+	87-89	Good work, distinctly above average
B	83-86	
B-	80-82	
C+	77-79	Acceptable work
C	73-76	
C-	70-72	
D+	67-69	Work that is significantly below average
D	63-66	
D-	60-62	
F	0-59	Work that does not meet minimum standards for passing the course

Course Literature:

The following materials are to be used during the class sessions, as students will be encouraged to bring for discussion any pending case, which merits consideration due to its contemporary application.

- Jane P. Mallor: “Business Law and the Regulatory Environment, Concept and Cases”, Irwin Mc. Graw – Hill (available in the UNYT library);
- Brenda Hanningan: “Company Law”, LexisNexis Butterworths;
- Pierre Bos Esq., Trenite Van Dorne: “Doing Business in the EU”, Paper published by the Hierros - Gamos Legal Research Center, the Netherlands, (available in the UNYT library);
- Catherine Shepard: “Public Companies & Equity Finance”, CLP (available in the UNYT library);

- K P E Lasok: “Law & Institutions of the E. U.”, seventh edition, Butterworths, (available in the UNYT library);
- Additional literature shall be provided during the course as well as legal printed international documents like UNIDROIT Principles or any other relevant legal instruments.

Course Components Description:

- “An Introduction of the American Legal System” module shall include:

No. of Classes	Outline of Class Teaching Themes
4	Nature of Law, An Introduction to the American Legal System; A General overview on the Resolution of Private Disputes and Business as to the United States Constitution Requirements. Jane P. Mallor: “Business Law and the Regulatory Environment, Concept and Cases”; pg 2-12, pg 20-34;
6	Business Ethics, Corporate Social Responsibility and Corporate Governance; Unfair Competition towards Market Regulatory Systems. Jane P. Mallor: “Business Law and the Regulatory Environment, Concept and Cases”; pg 58-62, pg 71-75, pg 144-159;

- “Classic and Traditional Components of the American Business Law” module shall include:

No. of Classes	Outline of Class Teaching Themes
4	An Introduction to Contracts, Agreements and Consideration Concept; Jane P. Mallor: “Business Law and the Regulatory Environment, Concept and Cases”; pg 174-184, pg 190-202;
6	Negotiable Instruments, Liability of Parties while using Negotiable Instruments Jane P. Mallor: “Business Law and the Regulatory Environment, Concept and Cases”; pg 612-628, pg 657-678;

2	The Agency Contract, Agency Concepts, Types of Agents, Duties; Jane P. Mallor: "Business Law and the Regulatory Environment, Concept and Cases"; pg 706-720;
2	Corporations in United States, Corp. Classification, Regulations related to Corporations in the US; Jane P. Mallor: "Business Law and the Regulatory Environment, Concept and Cases"; pg 818-829;
2	The Legal Environment for International Business from an American Perspective, Doing Business in US and Abroad; Jane P. Mallor: "Business Law and the Regulatory Environment, Concept and Cases"; pg 1154-1181;

- **MID - TERM EXAM TO BE HELD ON NOV 20, 2007**
- **"An Introduction of the European Legal Environment for Business" module shall include:**

No. of Classes	Outline of Class Teaching Themes
4	The EU and the General Characteristics of EU Law, Sources of Community Law, the Challenge of the Community Law; Pierre Bos Esq., Trenite Van Dorne: "Doing Business in the EU", Paper published by the Hierros - Gamos Legal Research Center, the Netherlands Additional reading: K P E Lasok: "Law & Institutions of the E. U.", seventh edition, Butterworths.
4	Legal Operating Structure in EU, Institutions and the Legislative Process; Pierre Bos Esq., Trenite Van Dorne: "Doing Business in the EU", Paper published by the Hierros - Gamos Legal Research Center, the Netherlands Additional reading: K P E Lasok: "Law & Institutions of the E. U.", seventh edition, Butterworths.
4	EU Market as a Movements Towards a Single Market, Existing Barriers and their Removal Pierre Bos Esq., Trenite Van Dorne: "Doing Business in the EU", Paper published by the Hierros - Gamos Legal Research Center, the Netherlands Additional reading: K P E Lasok: "Law & Institutions of the E. U.", seventh edition, Butterworths.
	Competition within the EU, Trade Policy and Private Remedies, Application of Anti – Trust Policies in the E.C.

4	Pierre Bos Esq., Trenite Van Dorne: "Doing Business in the EU", Paper published by the Hierros - Gamos Legal Research Center, the Netherlands Additional reading K P E Lasok: "Law & Institutions of the E. U.", seventh edition, Butterworths.
----------	--

- **"Modern Legal Concepts and Applications in International Business"**

No. of Classes	Outline of Class Teaching Themes
4	Becoming a Listed Company towards Being a Listed Company, Difference between a Public Company and a Listed Company; Catherine Shepard: "Public Companies & Equity Finance", CLP, Chapters 1, 3 and 7; Additional reading Brenda Hanningan: "Company Law", LexisNexis Butterworths;
4	Financial Components of a Listed Company Share Transfer Transaction, Shares and Issuing Shares, Financial Assistance; Catherine Shepard: "Public Companies & Equity Finance", CLP, Chapters 13 to 15; Additional reading Brenda Hanningan: "Company Law", LexisNexis Butterworths;
4	Concept of Equity as to the Financial Standards and Needs of Companies, Applicable Methods, Equity or Debt Finance; Catherine Shepard: "Public Companies & Equity Finance", CLP, Chapters 17 and 18; Additional reading Brenda Hanningan: "Company Law", LexisNexis Butterworths;