

## Hashemite University

Faculty of Economic and Administrative Sciences

Department of Accounting (Accounting and Commercial Law Program)

Course: Business Law, Course No: 1802022257

First Semester



Name of Instructors	Consultation hours	Room	Phone	E-mail
Dr. Haitham Haloush	12.30-2.00 Mon & Wed	332	4459	haitham@hu.edu.jo

### Courses Description

This course explains the principles of commercial law and consists of studying the origin, development of commercial law and its sources, definition and scope, the relationship between commercial law and civil law, commercial activities, merchants, mandatory commercial books, commerce registry, trade name, business premises, and finally an explanation for commercial contracts: commercial mortgage, contract of carriage of things and persons, commercial agency and finally brokerage.

### Objectives:

The main objective of studying principles of commercial law is to give the undergraduates the necessary background in the leading principles of commercial law as applied to business for their professional developments.

This course aims to enable the students to familiarize themselves with all aspects of commercial law establishing a background for students studying other advanced topics of commercial law. By the end of this course the students will have acquired a deep understanding of the principles of commercial law and be able to apply that knowledge to the solution of the sorts of problems encountered in trade.

### Assessment

You will be assessed on the following criteria:

Criteria	Assessment
• First test	20%
• Second test	20%
• Participation & homework	10%
• Final exam	50%
<b>Total</b>	<b>100%</b>

Note: The following activities will be assessed at the end of the semester in order to determine your final score on participation and homework: Homework and miscellaneous other items (collected randomly), class attendance and class participation.

## Detailed Outline

Week	Contents
Week 1	<ul style="list-style-type: none"> <li>• Introduction (definition and scope).</li> <li>• The Origin and Historical Development.</li> </ul>
Week 2	<ul style="list-style-type: none"> <li>• The relationship between Commercial Law and Civil Law.</li> <li>• The Sources of Commercial Law.</li> </ul>
Week 3	<ul style="list-style-type: none"> <li>• The Inland Commercial Activities by the virtue of its nature (1).</li> </ul>
Week 4	<ul style="list-style-type: none"> <li>• The Inland Commercial Activities by the virtue of its nature (2).</li> </ul>
Week 5	<ul style="list-style-type: none"> <li>• The Marine Commercial Activities.</li> </ul>
Week 6	<ul style="list-style-type: none"> <li>• The individual Trader and the artificial trader.</li> <li>• <b>The Capacity of the Individual Trader and Artificial Trader.</b></li> </ul>
Week 7	<ul style="list-style-type: none"> <li>• The Distinction between Commercial activities and civil activities.</li> <li>• The consequences resulted from the distinction between commercial activities and civil activities.</li> </ul>
Week 8	<p>Holding A Trade Name</p> <ul style="list-style-type: none"> <li>• The elements of the trade name of an individual trader,</li> <li>• The elements of the trade name of corporations.</li> <li>• The difference between trade name and trade mark and trade symbol, - The legal protection for the trade name under the Jordanian Laws.</li> <li>• <b>First Exam</b></li> </ul>
Week 9	<p>The Business Premises</p> <ul style="list-style-type: none"> <li>• The tangible elements (Goods, Equipments, machines and Tools, etc.)</li> <li>• The intangible elements (Customer contacts, Goodwill, trade name, trade symbol, trademarks, patents, etc.)</li> </ul>
Week 10	<p>The Commercial Contracts</p> <ul style="list-style-type: none"> <li>• General provisions.</li> <li>• Kinds of commercial contracts.</li> </ul>
Week 11	<p>Commercial Mortgage Contract</p> <ul style="list-style-type: none"> <li>• Definition and conditions</li> <li>• The mortgage of tangible assets and the transfer of the possession.</li> <li>• The mortgage of intangible assets and the transfer of the possession, (debts, cheques, shares, bonds, etc. )</li> </ul>
Week 12	<ul style="list-style-type: none"> <li>• The means of proving the commercial mortgage and the mechanism of exchanging the mortgaged article.</li> <li>• The execution on the mortgaged article.</li> <li>• The termination of commercial mortgage</li> </ul>
Week 13	<p>Carriage Contracts.</p> <ul style="list-style-type: none"> <li>• General Provisions</li> <li>• Contract of carriage of things.</li> <li>• Contract of carriage of persons.</li> <li>• <b>Second Exam</b></li> </ul>
Week 14	<p>Commercial Agency</p> <ul style="list-style-type: none"> <li>• Importance of commercial agency, advantages, definition</li> <li>• Duties and rights of agent.</li> <li>• Duties and rights of principal.</li> <li>• Termination of commercial agency contract</li> </ul>
Week 15	<p>Brokerage</p> <ul style="list-style-type: none"> <li>• Importance and advantages of brokerage,</li> <li>• Definition, Effects of brokerage contract</li> <li>• Rights and duties of broker.</li> <li>• Termination of brokerage contract</li> </ul>
Week 16	<p><b>Review an Final Exam</b></p>