



EDWARDES COLLEGE PESHAWAR

Department of Professional Studies

ASSIGNMENT COVER SHEET

Student Name:	College Number:	Semester:
Subject Name:	Tutor Name:	
Assignment #:	Subject/Unit Number:	Qualification: <input type="checkbox"/> HND Computing <input type="checkbox"/> HND Business <input type="checkbox"/> EDSML
Assignment Title:		
Issue Date:	Formative Deadline:	Date(s) Submitted:
Date(s) Returned to Student:	Summative (Final) Deadline:	

Student Declaration

1. I certify that this assignment is entirely my own work, except where I have given fully-documented references to the work of others, and that the material contained in this assignment has not been submitted for assessment in any formal course of study.

2. I understand the definition and consequences of plagiarism. My assignment will be cancelled and failed if it is copied from another student, book or internet website.

Assignments to be submitted as per specified due dates as published in assignment briefs. Faculty policy requires that assignments are to be submitted to your lecturer/ tutor in class or in faculty office. In case of late submission please attach the late submission form, signed by the head of department or tutor.

Student Signature

Date:

For Tutor Use Only

Date / Time _____

Signature _____ Late Submission

Note: - Attach this part with your assignment

x-----x



Edwardes College Peshawar

Assignment / Project Receipt

For Student Record

Student Name:	College Number:	Semester:
Subject Name:	Tutor Name:	
Assignment #:	Subject/Unit Number:	Qualification: <input type="checkbox"/> HND Computing <input type="checkbox"/> HND Business <input type="checkbox"/> EDSML
Assignment Title:		
Issue Date:	Formative Deadline:	Date(s) Submitted:
Date(s) Returned to Student:	Summative(Final) Deadline:	
Student Signature	Date	Tutor Signature & Date

Note: - Keep this part for your own record

Assignment

Assignment front sheet

Qualification		Unit number and title	
HND Business		Unit#5: Aspects of Contract and Negligence for Business	
Student name		Assessor name	
		Shujat Ali Khan	
Date issued	Completion date	Submitted on	
8 th May 2014	26 th June 2014		

Assignment title	ACNB: Understanding and Application of Law of Contract and Tort
------------------	---

Learning Outcome	Learning Outcome	Assessment Criteria	In this assessment you will have the opportunity to present evidence that shows you are able to:	Task no.	Evidence (Page no)
LO1	Understand the essential elements of a valid contract in a business context	1.1	explain the importance of the essential elements required for the formation of a valid contract	1	
		1.2	discuss the impact of different types of contract	1	
		1.3	analyse terms in contracts with reference to their meaning and effect	1	
LO2	Be able to apply the elements of a contract in business situations	2.1	apply the elements of contract in given business scenarios	1	
		2.2	apply the law on terms in different contracts	1	
		2.3	evaluate the effect of different terms in given contracts	1	
LO3	Understand principles of liability in negligence in business activities	3.1	contrast liability in tort with contractual liability	2	
		3.2	explain the nature of liability in negligence	2	
		3.3	explain how a business can be vicariously liable	2	
LO4	Be able to apply principles of liability in negligence in business situations	4.1	apply the elements of the tort of negligence and defences in different business situations	2	
		4.2	apply the elements of vicarious liability in given business situations.	2	

Learner declaration

I certify that the work submitted for this assignment is my own and research sources are fully acknowledged.

Student signature:

Date:

In addition to the above PASS criteria, this assignment gives you the opportunity to submit evidence in order to achieve the following MERIT and DISTINCTION grades

Grade Descriptor	Indicative characteristic/s	Contextualisation
M1 Identify and apply strategies to find appropriate solutions	Effective judgments have been made	To achieve M1, you will make effective judgments in applying elements of the tort of negligence and defences in different business situations. <i>(Task 2)</i>
M2 Select / design and apply appropriate methods / techniques	Relevant theories and techniques have been applied	To achieve M2, you will apply relevant elements of contract in given business situations <i>(Task 1)</i>
M3 Present and communicate appropriate findings	Technical language has been accurately used	To achieve M3, you will accurately use technical language <i>(Task 1 & 2)</i>
D1 Use critical reflection to evaluate own work and justify valid conclusions	conclusions have been arrived at through synthesis of ideas and have been justified	To achieve D1, you will need to justify your evaluation of the effect of different terms in given contracts. <i>(Task 1)</i>
D2 Take responsibility for managing and organising activities	Activities have been managed	To achieve D2, You need to meet all the deadlines. <i>(Task 1, 2)</i>
D3 Demonstrate convergent /lateral / creative thinking	Problems have been solved	To achieve D3, you will find out the solution for the business scenario (Mr. Owais) <i>(Task 2)</i>

Assignment brief

Unit number and title	Unit#5: Aspects of Contract and Negligence for Business
Qualification	HND Business
Start date	8 th May 2014
Deadline/hand-in	26 th June 2014
Assessor	Shujat Ali Khan

Assignment title	ACNB: Understanding and Application of Law of Contract and Tort
<p>Purpose of this assignment The purpose of this assignment is to make students understand and apply elements of a contract and principles of liability and negligence.</p>	
<p>Scenario Develop a report and use business situations/ scenarios/examples as your context. Cite your academic sources including books, law journals, and law bulletins. You can also cite online sources which are credible. Use Harvard system of referencing.</p>	
<p>Task 1 (LO 1 & 2: AC 1.1, 1.2, 1.3, 2.1, 2.2, 2.3, M2, M3, D1, D2)</p> <p>Start your report by explaining the significance of the essential elements required for the formation of a valid contract. Cite your academic sources including books, law journals, and law bulletins. You can also cite online sources which are credible. (1.1)</p> <p>Next, discuss the impact of different types of contract. Use academic sources for amplifying your discussion. Use real world examples for supporting your discussion. (1.2)</p> <p>For the next section of your report, you need to analyse terms in different kinds of contracts with reference to their meaning and effect. Use examples to support your analysis. (1.3)</p> <p>Since you have developed understanding of essential elements of a valid contract, now you need to apply the elements of a contract in business situations. Consider the following scenario for tasks 2.1 and 2.3</p> <p>Madam Anne executed a contract with owner of the opera to sing a series of performances. Due to her illness she was unable to appear on the opening night and on the next few days. The producer engaged a substitute who insisted that she should be engaged for all the performances. When Madam Anne recovered, the producer declined to accept he services for the remaining performances. You need to apply the elements of contract in this business scenario. (2.1) You also need to evaluate the effect of different terms in this given scenario/contract. (2.3)</p> <p>You need to conduct your research and apply the law on terms in different contracts. For this you need to give examples of various contracts from business situations and apply the law on terms in those contracts. Cite your academic sources. (2.2)</p> <p>To achieve M2, you will apply relevant elements of contract in given business situations (<i>Task 1</i>)</p> <p>To achieve M3, you will accurately use technical language (<i>Task 1</i>)</p> <p>To achieve D1, you will need to justify your evaluation of the effect of different terms in given contracts. (<i>Task 1</i>)</p>	

To achieve D2, You need to meet all the deadlines. (Task 1)

Task 2 (LO 3 & 4: AC 3.1, 3.2, 3.3, 4.1, 4.2, M1, M3, D2, D3)

In this section of your report, you need to contrast liability in tort with contractual liability. For this you need to differentiate the liability in torts and contract. Use academic sources for supporting your points. (3.1)

Next, explain the nature of liability in negligence. Cite your academic sources. You are also encouraged to report examples for amplifying your explanation. (3.2)

Now, using examples and supporting text from your academic sources, you are required to explain how a business can be vicariously liable (3.3)

Now that you understand the principles of liability in negligence in business activities. You need to apply the elements of the tort of negligence and defences in different business situations. You need to give example of business situations and then apply the elements of the tort of negligence and defences in those situations. Include examples from academic sources and use proper referencing. (4.1)

For the last section of your report, you need to apply the elements of vicarious liability in the business situation given below

Mr. Jawad is an executive director of a company. He hired Mr. Owais to conduct and establish his business in United Kingdom and assigned him the responsibility to spread it the European countries. But instead of expanding the business, he has even failed to properly establish it in UK. The reason Owais postulated was his severe and sudden illness, but he didn't inform the company in three months despite his normal correspondence with the company. Under the circumstances, whether Mr. Owais will be held for negligence in the business or his defence shall be entertained by the Court. You need to apply the elements of vicarious liability in this situation. (4.2)

To achieve M1, you will make effective judgments in applying elements of the tort of negligence and defences in different business situations. (Task 2)

To achieve M3, you will accurately use technical language (Task 2)

To achieve D2, You need to meet all the deadlines. (Task 2)

To achieve D3, you will find out the solution for the business scenario (Mr. Owais) (Task 2)

Notes to Students

- Plan how are you going to attempt all tasks
- Your report should be approximately 3500 words and you are likely to be penalized if it exceeds 4000 words. If you feel it is essential to include detailed information, put it in an appendix and refer to this appendix in the text.
- Your sources of information should be clearly identified.
- The assignment should have a cover page that has assignment title, assignment number, course title, unit title, lecturer / tutor name and student's name.
- Attach all the pages of assignment brief with your report
- Ensure that statement of authenticity has been signed
- Contents sheet with a list of all headings and page numbers
- Use 12 point Arial or Times New Roman font
- Your assignment should be word-processed and should not exceed 4000 words in length. Exhibits / appendices are outside this limit
- Use the Harvard Referencing System
- All work should be comprehensively referenced and all sources must be acknowledged fully. This includes books & journals used as well websites visited. Details such as page numbers, publishers and publication year should also be stated, in addition to the name of the author(s) and publication. Books, articles and journals should be the main sources.
- Pages should be numbered (bottom right hand corner)
- Spell-check the document and read thoroughly for grammatical errors
- 1.5 line spacing is preferred
- Books and online resources can be accessed at the College Library and Central Computer Lab
- Visits need to be arranged and made to the organizations. For meeting the respective managers, the

college will provide a reference letter for the project and the manager of the organization is welcome to contact the administration at the college

Plagiarism Policy

The College has strict penalty for plagiarism and the assignment will be cancelled if the assignment is observed for this. The definition and scope of plagiarism are presented below:

Plagiarism occurs when a student misrepresents, as his/her own work, the work, written or otherwise, of any other person (including another student) or of any institution. Examples of forms of plagiarism include:

- The verbatim (word for word) copying of another's work without appropriate and correctly presented acknowledgement;
- The close paraphrasing of another's work by simply changing a few words or altering the order of presentation, without appropriate and correctly presented acknowledgement;
- Unacknowledged quotation of phrases from another's work;
- The deliberate and detailed presentation of another's concept as one's own.

All types of work submitted by students are covered by this definition, including, written work, diagrams, designs, engineering drawings and pictures.

Edwards College

Observation Record (to be filled by tutor)

Learner's name:	
Qualification:	HND Business
Unit number and title:	Unit#5: Aspects of Contract and Negligence for Business

Description of activity undertaken (please be as specific as possible)
Viva voce of Task# 1,2, 3, & 4

Assessment criteria (to which the activity provides evidence)
1.1, 1.2, 1.3 2.1, 2.2, 2.3 3.1, 3.2, 3.3 4.1, 4.2

How the activity meets the requirements of the assessment and grading criteria (please explain how the learner met the criteria and the qualitative aspects of their performance)
Tutor's Observation of Student

Learner's name:			
Learner's signature:		Date:	
Assessor's name:			
Assessor's signature:		Date:	
Internal Verifier's signature:			

Evidence Checklist

Evidence checklist	Summary of evidence required by student	Evidence presented
Task 1, 2	Report	
Task 1, 2	Viva Voce (to be reported in Observation Record by tutor)	

Edwardes College

Achievement Summary

Qualification	HND Business	Assessor name	Shujat Ali Khan
Unit Number and title	Unit#5: Aspects of Contract and Negligence for Business	Student name	
Criteria Reference	To achieve the criteria the evidence must show that the student is able to:	Achieved? (tick)	
1.1	explain the importance of the essential elements required for the formation of a valid contract		
1.2	discuss the impact of different types of contract		
1.3	analyse terms in contracts with reference to their meaning and effect		
2.1	apply the elements of contract in given business scenarios		
2.2	apply the law on terms in different contracts		
2.3	evaluate the effect of different terms in given contracts		
3.1	contrast liability in tort with contractual liability		
3.2	explain the nature of liability in negligence		
3.3	explain how a business can be vicariously liable		
4.1	apply the elements of the tort of negligence and defences in different business situations		
4.2	apply the elements of vicarious liability in given business situations.		
Higher Grade achievements (where applicable)			
Grade descriptor	Achieved? (tick)	Grade descriptor	Achieved? (tick)
M1: Identify and apply strategies to find appropriate solutions		D1: Use critical reflection to evaluate own work and justify valid conclusions	
M2: Select / design and apply appropriate methods / techniques		D2: Take responsibility for managing and organising activities	
M3: Present and communicate appropriate findings		D3: Demonstrate convergent/lateral/creative thinking	

Assignment Feedback

Formative Feedback: Assessor to Student

Action Plan

Summative feedback

Feedback: Student to Assessor

Assessor signature

Date

Student signature

Date