

## MBAS 408: COMPLIANCE MANAGEMENT

**Workload** : 4 hours per week - Total credits 04

**Examination** : 3 hours; 30 marks continuous evaluation & 70 marks final examination.

- Objectives**
1. To provide insights into the important legislations applicable to an organization.
  2. To understand various legal provisions of important legislations.
  3. To describe the key terms involved in each Act.
  4. To Analyze the significance of corporate laws
  5. To Analyze the practical difficulties of corporate laws.
  6. To enhance the application of legislations in business.
  7. To Analyze the impact of legislations on business.

- Course Outcomes**
1. Understanding of the key terms involved in each Act.
  2. Summarize the key legal provisions of each Act.
  3. Illustrate the use of the acts in common business situations.
  4. Outline the various facets of basic case laws of each act from a legal perspective.
  5. Understand the various facets of basic case laws of each act from a managerial perspective
  6. Inculcate ethical practices.
  7. Discourage act of business against environment and public interest.

**Pedagogy:** Lectures, assignments, practical exercises, discussions, seminars, etc.

**Module 1, The Contract Act, 1872:** Essential Elements of Valid Contract, Essential elements of Valid Contracts, Contracts of Indemnity & Guarantee, Contingent Contract, Quasi Contract, Discharge of contract, Breach of contract-Meaning & remedies, Agency - Creation of Agency – Agent and Principal (Relationship/rights), Types of agency.

**Module 2, Sale of Goods Act, 1930:** Contract of sale of goods, Conditions & warranties, Transfer of property or ownership, Performance of the Contract of Sale, Rights of unpaid seller, Sale by Auction.

**Module 3, The Companies (Amendment) Act, 2015:** Company – Definition, Meaning, Features and Types, One Person Company, Incorporation of Company – Memorandum of Association (MOA), Articles of Association (AOA), Share capital & Debentures, Acceptance of deposits, Appointment of director including woman Director.

**Module 4, The Consumer Protection Act, 1986,** Unfair & Restrictive Trade Practices, Dispute Redressal Forums – District, State & National Forum, Composition, Jurisdiction, Powers, Appellate Authority.

**Module 5, Industrial law:** Overview of-Factories Act, 1948, Payment of Wages Act, 1936, Payment of Bonus Act, 1965, Industrial Disputes Act, 1947 and Workmen Compensation Act.

**Module 6, Information Technology Act, 2000**, Digital Signature, Electronic Governance, Electronic Records E – Contracts, E – Business models, E – Commerce & Security, Cyber Crimes. Intellectual Property Laws – Understanding of concepts of patents, copyrights, trademarks and designs. Right to Information Act, 2005.

**Module 7, Banking Law:** Regulatory Framework, Business of Banking, RBI Act 1934, Banking Regulation Act 1949, Role of RBI, Government as a regulator, Control over Organization of banks, Control over co-operative banks, Regulation by other authorities. Legal Aspects of Banking Operations: Types of borrowers, Types of Credit Facilities (secured, unsecured, fund based, non-fund based), Laws relating to Bill Finance, Securities and Modes of charges (Mortgage, Lien, Pledge, Hypothecation, etc.), Creation and satisfaction of charge. The Negotiable Instrument Act, 1881: Negotiable Instruments – Meaning, Characteristics, Types. Parties, Holder and holder in due course, Negotiation and Types of Endorsements, Dishonour of Negotiable Instrument – Noting and Protest.

**Module 8, Environmental Law:**The Environment (Protection) Act, 1986; The Forest (Conservation) Act, 1980; The Wildlife Protection Act, 1972; Water (Prevention and Control of Pollution) Act, 1974; Air (Prevention and Control of Pollution) Act, 1981 and The Indian Forest Act, 1927.

**Reference Books:**

1. Business Legislations for Management, M.C. Kuchhal
2. Elements of Mercantile Law, N.D.Kapoor
3. Business and Corporate Laws, Dr. P.C. Tulsian
4. Legal Aspects of Business, Ravinder Kumar
5. Business Laws, S. D. Geet
6. Business Laws, S.S. Gulshan
7. Legal Aspects of Business, Akhileshwar Pathak

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