Course Hours and Location: Friday, 10:00 AM – 1:00 PM, Room TRS2-166
Instructor: Prof. A. Alkoby
Office: TRS2-054
Email: aalkoby@ryerson.ca
Tel: 416-979-5000 x 2491
Office Hours: Thursday, 3:00PM – 5:00PM, or by appointment.
Teaching Assistant for the Course: Natalie Thiesen, ngatin@ryerson.ca

Course Description
This introductory course covers aspects of business law from the hospitality perspective. It deals with issues such as liability for harm deliberately or accidentally caused in one's place of business by employees or others; understanding and making contracts; and how to avoid committing criminal and regulatory offences. Successful completion of the course will help students to assess the risks of a given course of action in the operation of a business in the hospitality industries. Relevant statues and selected cases are examined.

Course Objectives
On completion of this course, students will be able to:
1. Understand how legal knowledge provides tools for risk management, and be able to apply them, especially in tort and contract law situations.
2. Understand the basic Constitutional Law of Canada, particularly the Charter of Rights and Freedoms, as well as Human Rights legislation, examining how both affect hospitality industries.
3. Understand what a contract is, how it is formed, and some of the issues that can arise that must be considered in drafting one.
4. Understand the law of tort as it relates to the operation of a hospitality business, particularly in the provision of food and lodging, and the special provisions dealing with the rights and obligations of innkeepers and their guests.
5. Consider some of the legal issues relating to ownership and management in the hospitality and tourism industries.

Required Text and Other Materials
D. Longchamps, and B.H. Wright, Canadian Hospitality Law 3rd ed. (Thompson Nelson: Toronto, 2007), as well as the additional readings listed on p. 8 below.

From time to time, other materials may be added to the scheduled readings. You are responsible for these materials just as you are responsible for what is in the text, and may be tested on them as well.

Practice questions and quizzes on some the material covered may be found on the publisher’s website companion:
http://www.longchamps3e.nelson.com/student/
Communicating with your Instructor

Blackboard will be used in this course for both administrative and course-content purposes. You must have a Blackboard account and you are responsible for checking it regularly for information concerning this course, as some information may be released only through Blackboard. Emails will be responded to within 48 hours. No emails will be read or responded to over the weekend.

The assistance that can be offered through emails is limited, especially in busy periods prior to quizzes or the final exam. It is your responsibility to raise all issues you perceive as important and urgent in person rather than rely on email communication. The best method of receiving course related help is to come to class prepared and ask informed questions there.

Method of Posting Grades

Grades will be posted within a week after the day of the quiz/exam on Blackboard.

Method of Course Evaluation

Course instruction is based primarily on classroom lectures and discussions of assigned readings. Your final grade is based upon your performance in the following course requirements:

<table>
<thead>
<tr>
<th>Requirement</th>
<th>Percentage</th>
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</thead>
<tbody>
<tr>
<td>Quiz 1</td>
<td>14%</td>
</tr>
<tr>
<td>Quiz 2</td>
<td>14%</td>
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<tr>
<td>Quiz 3</td>
<td>14%</td>
</tr>
<tr>
<td>Quiz 4</td>
<td>14%</td>
</tr>
<tr>
<td>Class Participation</td>
<td>4%</td>
</tr>
<tr>
<td>Final Exam</td>
<td>40%</td>
</tr>
</tbody>
</table>

You must pass the final exam to pass the course.

Course Total 100%

Any change to this evaluation scheme will be discussed in class prior to implementation. Failure to complete any of the course requirements may result in an “INC” or “F” grade.

Class Participation

Students who enrich the learning experience of their fellow students by providing answers to questions when called upon during the lectures, provide otherwise thoughtful comments in class, or make meaningful contributions to the online conversations on Blackboard may be awarded a maximum of 4 marks.

There is no specific grade for attendance in this course, but students will find that attendance brings its own reward in the form of a better understanding of the material and enhanced grades as a result. Attendance is not mandatory, but regular and participatory attendance will count in your favour in cases of borderline grades.

Privacy

Online systems are open to abuse and the privacy of your information (e.g. any marks you may receive) may be compromised. In order to protect your information the instructor will not release such information except through Blackboard or to you in person. In particular, the instructor will not release or discuss such information with students using non-Ryerson e-mail accounts and the instructor will not leave voice-mail messages containing such information.
**Missed Quiz / Exam**
You will receive a grade of zero for any quiz or exam that you do not write.

Exemption or deferral of a quiz or exam is not permitted except for a medical emergency or religious observance. The instructor must be notified by e-mail as soon as you know about the problem, and appropriate documentation must be submitted within three days. Failure to do so will prevent the instructor from offering any accommodation and the grade for that test will be zero.

**Medical certificates:**
For absence on medical grounds an official student medical certificate must be provided. This certificate may be downloaded at [http://www.ryerson.ca/senate/forms/medical.pdf](http://www.ryerson.ca/senate/forms/medical.pdf).

**Please note the following regarding absence for medical grounds:**
- Absence for medical grounds is permitted primarily for emergency situations. If you have a medical appointment which conflicts with your duties in the course, you must reschedule this appointment in order to avoid such conflict.
- The medical problem must be communicated to your instructor as soon as you are aware of it.
- You must obtain a medical certificate from a physician at the time of the sickness. Retroactive medical notes which have been obtained after the symptoms are no longer observable by your physician will generally not be accepted.

**Religious observance:**
Requests for accommodation of specific religious or spiritual observance must be presented to the instructor no later than two weeks prior to the conflict in question (in the case of final examinations: within two weeks of the release of the examination schedule). In extenuating circumstances this deadline may be extended. If the dates are not known well in advance because they are linked to other conditions, requests should be submitted as soon as possible in advance of the required observance. For more information see [http://www.ryerson.ca/senate/policies/pol150-fall2009.pdf](http://www.ryerson.ca/senate/policies/pol150-fall2009.pdf).

A makeup test will be given in this course if you are unable to take it on the scheduled day, provided the instructor has been notified at the earliest possible time AND satisfactory documentation supporting your reason for failing to write the quiz has been immediately provided. The following rules will apply:
1. The makeup test must be taken within a week after the scheduled day.
2. The makeup test will cover the same materials as had to be prepared for the missed test, but the questions may not be the same.

**Incomplete Grade**
The instructor will determine if you are eligible for an Incomplete (INC) grade.
- An INC can be awarded only when you have some work to complete or missed the final exam due to medical or compassionate reasons, and the completion of the outstanding work or an alternate final examination may result in a passing grade.
- The outstanding work or alternate examination must be completed by a specified date within four months of the submission of the INC. The INC grade will be replaced by an official course grade when the work is completed. If the work is not completed by the deadline, the INC will become a grade of F.
- If your instructor has assigned an incomplete (INC), it is your responsibility to arrange with the instructor to write a makeup exam at the first available opportunity.
Learning Success Skills
If you think you could do with guidance with such things as organizing your time, dealing with procrastination, reading effectively, note-taking that is useful for later study purposes, and similar academic/organizational matters, you would be very wise to attend the learning skills seminars run by the Learning Success Centre. Students who have attended these in the past, and who have applied what they learned there, have generally found considerable improvement in their grades. If you attended Ryerson School of Business Management for your first year, you would have received instruction in some learning skills topics in BUS100; if you didn’t use what you learned there, go back and review what you got then, and start using it. If you got an exemption from BUS100, you should consider taking the seminars at the Centre. There are also other seminars run by the Centre, which were not part of BUS100, that you may find useful.

Problems
Any matters that may affect the student’s performance in the course must be raised with the instructor as soon as they are known to the student.

You are always welcome to come and see your instructor to talk about any problems that are affecting your ability to do your best work. If I cannot help you, I will direct you to the right person for your particular difficulty. The most important thing is to get help as soon as you recognize that you have any kind of academic or personal difficulty, even if you are not sure that you really have a problem or what exactly is wrong. If your grades have been disappointing to you, promises to yourself to “work harder”, for example, are not often an effective solution. If you deal with problems as soon as they start - there is often a great deal of help available to you. I am most willing to help you to find it. You, however, are the only person who can start that process soon enough to make a difference. If you wait until the last week (or even the last month) of the semester, it may be too late to get effective guidance or help.

Professional Behaviour and Academic Integrity
Certain forms of classroom behaviour are not conducive to co-operative learning in the classroom and seriously diminish the educational experience for other students. Such behaviour includes habitual or noisy late arrival, holding private conversations during class, monopolizing class discussion or disrupting the class in any way. If you engage in behaviour which is discourteous to other students in the classroom, you may be required to leave the classroom.

Laptop computers should not be used for non-classroom activities as they are distracting to other students, speakers and your instructor. Students who do so will be asked to leave the classroom for the rest of that class and will be prohibited from bringing their laptop to class for the remainder of the semester. Cell phones, recorders and other electronic devices may not be used in class except with the express permission of the instructor.

Students are required to adhere to all relevant University policies, such as the Student Code of Academic Conduct. University regulations concerning unacceptable academic conduct (cheating, plagiarism, impersonation, etc.) will be followed. See the Ryerson University calendar or online versions at http://www.ryerson.ca/senate/policies/pol60-fall2009.pdf and http://www.ryerson.ca/senate/policies/pol61.pdf for more explanation.

Plagiarism is a serious academic offence and penalties range from zero in an assignment all the way to expulsion from the university. Students should review the guidelines regarding academic misconduct - visit the Academic Integrity website for more information http://www.ryerson.ca/academicintegrity/. Students must ensure that they understand the conventions for referencing sources, in footnotes and bibliographies. In addition to citing quotations from all sources, whether from written materials, interviews or electronic networks, students must credit with footnotes or in-text references all facts and ideas that are not their own, EVEN IF THEY ARE IN YOUR OWN WORDS. If you do not, it is considered plagiarism. In any academic exercise, plagiarism occurs when one offers as one’s own work the words, data, ideas, arguments, calculations, designs or productions of another without appropriate attribution or when one allows one’s work to be copied.
It is assumed that all examinations and work submitted for evaluation and course credit will be the product of individual effort, except in the case of team projects arranged for and approved by the course instructor. Submitting the same work to more than one course, without instructors’ approval, is also considered plagiarism.

Students who have committed academic misconduct will, at a minimum receive a “0” on the work, and an instructor may assign an “F” in the course. The Academic Integrity Seminar may also be assigned. Students will have the notation Disciplinary Notice (DN) placed on their academic record and official transcript. The notation shall remain until the students graduate, or for eight (8) years, whichever comes first. If you receive this in the first half of your program, you may undergo a petition process to have it removed in your last year.

Students who commit academic misconduct a second time shall be placed on Disciplinary Suspension (DS) for up to two years, at which time they may apply for reinstatement to a program. The designation DS shall be placed on their permanent academic record and official transcript. The notation shall remain until students graduate, or for eight (8) years, whichever comes first.

Disciplinary Withdrawn standing (DW) shall be permanently noted on students’ academic records and official transcripts. Expulsions shall be permanently noted on students’ academic records and official transcripts. NOTE: Students may not drop a course when they have been notified of the suspicion of academic misconduct. If a student attempts to drop the course, the Registrar’s office will re-register the student in that course until a decision is reached.

**Integrity of Quizzes/Exams**
Ryerson’s Examination Policy requires that all students have a valid student identification card or other photo identification on their desk at all times when taking an examination. If it is suspected that someone is impersonating a student, the photo identification of that person will be checked, and the person will be asked to sign the exam paper for further verification. If it is suspected that the identification is not valid, students may be asked to provide alternate photo identification. Security may be called, if circumstances warrant.

**Accommodation of Students with Disabilities**
In order to facilitate the academic success and access of students with disabilities, these students should register with the Access Centre [http://www.ryerson.ca/accesscentre/index.html](http://www.ryerson.ca/accesscentre/index.html). They should also inform their instructor through an “Accommodation Form for Professors” that they are registered with the Access Centre and what accommodations are required.

**Student Responsibilities in Academic Appeals**
Students should read the Undergraduate Academic Consideration and Appeals policy at [http://www.ryerson.ca/senate/policies/pol134-fall2009.pdf](http://www.ryerson.ca/senate/policies/pol134-fall2009.pdf)
It is the student’s responsibility to notify and consult with either the instructor, or the Chair/Director of the teaching department/school, depending on the situation, as soon as circumstances arise that are likely to affect academic performance. It is also the student’s responsibility to attempt to resolve all course related issues with the instructor and then, if necessary, with the Chair/Director of the teaching department/school as soon as they arise. An appeal may be filed only if the issue cannot be resolved appropriately. Failure to deal with a situation as soon as it arises will jeopardize any appeal. Students who believe that an assignment, test, or exam has not been appropriately graded must review their concerns with their instructor within 10 working days of the date when the graded work is returned to the class.
**Academic Grading Policy:**
Evaluation of student performance will follow established academic grading policy outlined in the Ryerson GPA Policy at [http://www.ryerson.ca/senate/policies/pol46Sept0109.pdf](http://www.ryerson.ca/senate/policies/pol46Sept0109.pdf). The grading system is summarized below:

<table>
<thead>
<tr>
<th>Definition</th>
<th>Letter Grade</th>
<th>Grade Point</th>
<th>Conversion Range</th>
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<tbody>
<tr>
<td>Excellent</td>
<td>A+</td>
<td>4.33</td>
<td>90-100</td>
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<tr>
<td></td>
<td>A</td>
<td>4.00</td>
<td>85-89</td>
</tr>
<tr>
<td></td>
<td>A-</td>
<td>3.67</td>
<td>80-84</td>
</tr>
<tr>
<td>Good</td>
<td>B+</td>
<td>3.33</td>
<td>77-79</td>
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<tr>
<td></td>
<td>B</td>
<td>3.00</td>
<td>73-76</td>
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<tr>
<td></td>
<td>B-</td>
<td>2.67</td>
<td>70-72</td>
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<tr>
<td>Satisfactory</td>
<td>C+</td>
<td>2.33</td>
<td>67-69</td>
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<td></td>
<td>C</td>
<td>2.00</td>
<td>63-66</td>
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<tr>
<td></td>
<td>C-</td>
<td>1.67</td>
<td>60-62</td>
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<tr>
<td>Marginal</td>
<td>D+</td>
<td>1.33</td>
<td>57-59</td>
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<tr>
<td></td>
<td>D</td>
<td>1.00</td>
<td>53-56</td>
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<tr>
<td></td>
<td>D-</td>
<td>0.67</td>
<td>50-52</td>
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<tr>
<td>Unsatisfactory</td>
<td>F</td>
<td>0.00</td>
<td>0-49</td>
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<tr>
<td>1</td>
<td>January 8</td>
<td>Introduction to Law and the Canadian Legal System</td>
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<tr>
<td>2</td>
<td>January 15</td>
<td>The Litigation Process and Human Rights Protection</td>
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<td>3</td>
<td>January 22</td>
<td>The Creation of Contracts&lt;br&gt;* Quiz 1</td>
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<td>4</td>
<td>January 29</td>
<td>Contract Law: Consideration</td>
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<td>5</td>
<td>February 5</td>
<td>Contractual Defects</td>
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<tr>
<td>6</td>
<td>February 12</td>
<td>Contract Law: Breach and Remedies&lt;br&gt;* Quiz 2</td>
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<td></td>
<td>February 19</td>
<td>Study Week – No Class</td>
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<tr>
<td>7</td>
<td>February 26</td>
<td>Tort Law: Principles and Selected Torts</td>
<td></td>
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<td>8</td>
<td>March 5</td>
<td>Torts in the Hospitality Industry&lt;br&gt;* Quiz 3</td>
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<tr>
<td>9</td>
<td>March 12</td>
<td>Innkeepers and Guests</td>
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<tr>
<td>10</td>
<td>March 19</td>
<td>Innkeepers and Guests</td>
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<tr>
<td>11</td>
<td>March 26</td>
<td>Ownership and Management&lt;br&gt;* Quiz 4</td>
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<td></td>
<td>April 2</td>
<td>Good Friday – No Class</td>
<td></td>
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<tr>
<td>12</td>
<td>April 9</td>
<td>Final Exam Review</td>
<td></td>
</tr>
</tbody>
</table>
**READINGS**

(Note: where links are not provided, the readings will be posted on Blackboard).

**January 8:**
- Longchamps and Wright, Chapter 1
- The Canadian Constitution (esp. sections 52, 91 and 92)

**January 15:**
- Longchamps and Wright, Chapter 2
- *Canadian Charter of Rights and Freedoms*
- *Ontario Human Rights Code*
  http://www.e-laws.gov.on.ca/html/statutes/english/elaws_statutes_90h19_e.htm
- *Irwin Toy Ltd v Quebec (Attorney General)* (1989) 58 DLR (4th) 577
- *Etobicoke (Borough) v Ontario (Human Rights Commission)* (1982) 132 DLR (3rd) 14

**January 22:**
- Longchamps and Wright, Chapter 3
- *Ayerswood Development Corp v Hydro One Networks Inc* (2004) 39 CLR (3d) 288 (Ont SCJ)
- *Fisher v Bell* [1961] 1 QB 394

**January 29:**

**February 5:**
- *Ontario Human Rights Code, s. 4*
  http://www.e-laws.gov.on.ca/html/statutes/english/elaws_statutes_90h19_e.htm#BK5
- *Pyett v. Lampman*, (1922) O.J. No.27
- *Bawlf Grain Co. v. Ross*, (1917), 55 S.C.R.
February 12:
- *Jarvis v. Swan Tours Ltd* [1973] QB 233 (CA)

February 26:
- Longchamps and Wright, Chapter 4, pp. 88-90, 101-104
- *Somwar v. McDonald's Restaurants of Canada Ltd.*, 2006 CanLII 202 (ON S.C.)
- *Perry v. Fried* (1972) 32 DLR (3d) 589 (Nfld SC TD)
- *Bahner v. Marwest Hotel Ltd* (1969) 6 DLR (3d) 322 (BC SC)

March 5:
- Longchamps and Wright, Chapters 4, 5-7
- *Jordan House Ltd v. Menow & Honsberger* (1973) 38 DLR (3d) 105 (SCC)

March 12:
- Longchamps and Wright, Chapters 8-9

March 19:
- Longchamps and Wright, Chapters 10-11
- *Martin v. Town 'n' Country Delicatessen* (1963) 42 DLR (2d) 449 (Man CA)
- *Ford v. Seligman*, (1954) 1 DLR 796 (ON CA)
- *Christie (c.o.b. King of Karaoke) v. Woodlander Hotel Ltd.* 329 Sask. R. 47.

March 26:
- Longchamps and Wright, Chapter 13