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| TRƯỜNG ĐẠI HỌC VĂN LANG | **ĐỀ THI KẾT THÚC HỌC PHẦN** |
| **KHOA LUẬT** | Học kỳ: | **211** | Năm học: | **2021 - 2022** |
| Mã học phần: 7PL0011 |  Tên học phần: Pháp luật và đạo đức KD |
| Mã nhóm lớp HP: | 211\_7PL0011\_01211\_7PL0011\_02211\_7PL0011\_03 |
| Thời gian làm bài: | 75.(phút) |
| Hình thức thi: | **Tự luận** |

1. **TRUE/FALSE QUESTIONS (5 marks)**
2. Common law mainly bases on statutory laws which are contained in a unified code. (2.5)

**Đáp án**

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| Trả lời | Điểm |
| False  | 1.0 |
| Common law legal systems primarily rely on case law and precedents. As a result common law judges use accumulated past judicial decisions on a particular kind of dispute to form general rules (precedents) to serve as guidelines for similar cases in the future.  | 0.5 |
| A judge can depart from precedent and establish a new rule, however, if the case presents different or new considerations and facts. This new rule may itself become a precedent if it is accepted and subsequently used in other cases by different judges | 0.5 |
| Civil law relies primarily on statutory laws that are embodied in a unified code, but not common law  | 0.5 |

 2. Litigation is the only method of dispute resolution used in international transactions and trade (2.5)

**Đáp án**

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| Trả lời | Điểm |
| False  | 1.0 |
| International law provides several possible methods for the resolution of disputes: negotiation, good offices, mediation, inquiry, conciliation, arbitration, and litigation. | 1.0 |
| Litigation, which is a legal proceeding conducted in the court system of a state or nation, is the most structured method of dispute resolution but not only method used in international dispute settlement. | 0.5 |

1. **SHORT QUESTIONS (5 marks)**
2. What is corporate governance? Can you provide benefits of corporate governance in enterprises? Can you provide four levels of social responsibility in corporate governance?

**Đáp án**

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| Trả lời | Điểm |
| Corporate governance is the [system of rules, practices, and processes](https://www.investopedia.com/terms/m/mckinsey-7s-model.asp) by which a firm is directed and controlled.  | 0.75 |
| Corporate governance essentially involves balancing the interests of a company's many [stakeholders](https://www.investopedia.com/terms/s/stakeholder.asp), such as shareholders, senior management executives, customers, suppliers, financiers, the government, and the community.  | 0.75 |
| Since corporate governance also provides the framework for attaining a company's objectives, it encompasses practically every sphere of management, from action plans and [internal controls](https://www.investopedia.com/terms/i/internalcontrols.asp) to performance measurement and corporate [disclosure](https://www.investopedia.com/terms/d/disclosure.asp). | 0.75 |
| The benefits of corporate governance in enterprises* Good corporate governance ensures corporate success and economic growth.
* Strong corporate governance maintains investors’ confidence, as a result of which, company can raise capital efficiently and effectively.
* It lowers the capital cost.
* There is a positive impact on the share price.
* It provides proper inducement to the owners as well as managers to achieve objectives that are in interests of the shareholders and the organization.
* Good corporate governance also minimizes wastages, corruption, risks and mismanagement.
* It helps in brand formation and development.

It ensures organization in managed in a manner that fits the best interests of all | 1.75 (0.25 for each bullet point) |
| Four levels of social responsibility in corporate governance?* Economic – strong sustained economic performance
* Legal- rigorous compliance
* Ethical- ethical actions beyond what the law requires
* Philanthropic-voluntary contribution that advance the reputation and stakeholder commitment
 | 1.0 (0.25 for each bullet point) |

*Ngày biên soạn: 15/10/2021*

**Giảng viên biên soạn đề thi: Lê Hồ Trung Hiếu**

*Ngày kiểm duyệt: 18/10/2021*

**Trưởng (Phó) Khoa/Bộ môn kiểm duyệt đề thi: Nguyễn Thị Yên**

Sau khi kiểm duyệt đề thi, **Trưởng (Phó) Khoa/Bộ môn** gửi về Trung tâm Khảo thí qua email: **phannhatlinh@gmail.com** bao gồmfile word và file pdf (được đặt password cả 2 file trên) và nhắn tin password qua Số điện thoại Thầy Phan Nhất Linh (**0918.01.03.09**).

Khuyến khích Giảng viên biên soạn và nộp đề thi, đáp án bằng File Hot Potatoes. Trung tâm Khảo thí gửi kèm File cài đặt và File hướng dẫn sử dụng để hỗ trợ thêm Quý Thầy Cô.