

**FINAL ALTERNATIVE ASSESSMENT
24 HOURS TAKE HOME**

(COVER PAGE)

Session	:	<u>August 2020</u>
Programme	:	<u>Diploma in Business (DIB) Diploma In Finance (DIF) Diploma In Marketing (DMKT) Diploma In Entrepreneurship (DENT)</u>
Course	:	<u>LAW2103: Business Ethics</u>
Date of Examination	:	
Time Start	:	<u>December 16, 2020 (Wednesday) @ 10.00am</u>
Time End	:	<u>December 17, 2020 (Thursday) @ 10.00am</u>
Duration	:	<u>24 Hours</u>
Special Instructions	:	
<u>Answer ALL questions.</u>		
Materials permitted	:	<u>Nil</u>
Materials provided	:	<u>Nil</u>
Examiner(s)	:	<u>Siti Baqiyatul Zahraa' Mohd Rahim, Edi Hezri Hairi, Nornazida Nazri, Chelvavinoothiiny Samy Nadzan and Gary Solibun</u>
Chief Moderator	:	<u>Ihsan Mahmood</u>

This paper consists of 5 printed pages, including the cover page

DIPLOMA IN BUSINESS PROGRAMME (DIB)
DIPLOMA IN MARKETING PROGRAMME (DMKT)
DIPLOMA IN FINANCE PROGRAMME (DIF)
DIPLOMA IN ENTREPRENEURSHIP PROGRAMME (DENT)

LAW 2103: BUSINESS ETHICS
FINAL ALTERNATIVE ASSESSMENT: AUGUST 2020 SESSION

DIRECTION/ INSTRUCTIONS/RULES AND REGULATIONS OF ALTERNATE
ASSESSMENT/TAKE HOME EXAM:

1. Students are required **to answer all questions below. These rules are to be read together with the Alternate Assessment Guidelines**
2. **You have exactly 24 HOURS to solve the assessment questions.**
3. The work **uploaded via Safeassign). ABSOLUTELY NO EXTENSION. TYPE THE ANSWER IN WORD DOCUMENT**
4. **The word count limit :**
 - a) **Question 1 (a-d) - 1500 words (maximum)**
 - b) **Question 2 (a-c) -1500 words (maximum)**
 - c) **Question 3- 800 words (maximum)**

(YOU ARE REQUIRED TO STATE THE WORD COUNT IN YOUR ANSWER)
5. Student must submit the Assessment via **Safeassign** available via the Blackboard Platform. The Plagiarism Percentage is as stated in the Alternate Assessment Rules and Regulations provided by the School /Institution
6. **Students are given 1 attempt**
7. The marks are based on the following issues including:
 - (i) How thorough the discussion;
 - (ii) The points of arguments made in terms of its relevance, organisation, clarity and logic.
 - (iii) Evidence of extensive research and understanding **IN TERMS OF PHILOSOPHICAL PRINCIPLES, EXAMPLES OF ANY RELEVANT CASE STUDIES AND ETC**
 - (iv) How well supported is the application to the question
8. Any non-compliance will be resulted in deduction of marks
9. The Marking Rubric is attached together for Student's references
10. THE ASSESSMENT must be taken completely alone. Showing it or discussing it with anybody via any mode of communication is totally prohibited and forbidden, including (but not limited to) the other students in the course in current or previous , surrounding people, and any other people that may collude in committing academic dishonesty/ cheating in any way, consequences of which it will be regard as an academic dishonesty

11. YOU are prohibited to consult any external resources. This includes but not limited to internet searches, etc, nor can you share any documents with others. You are not allowed to video stream,google search and etc.
12. YOU are not allowed to submit the questions to internet discussion groups and if you are caught, serious academic dishonesty will be taken against you. Please bear in mind that these questions are copyrighted questions and hence if its publicly stated in online forum and etc, it is a violation of the copyright laws and other applicable laws.
13. Any non-compliance of any of the above stated rules will result in Zero marks and student may be liable for disciplinary actions.

Assessment Questions

Question 1

ABC Company is a MNC Pharmaceutical company which produces and distributed medicine and drugs. Recently ABC Company is under fire due to a case that have sparked the interest of Social and Human Rights Activist. ABC Company was formulating a drug and testing the drug on transplant patients. The “Injector’ is a drug that prevents a patients’ immune system from rejecting an organ that has been transplanted into the patients. Transplanted organs are either taken from people who have recently dies or had been declared as ‘brain dead’ or from living donors who donate part of their organs when their remaining organs can regenerate or can take over such as kidney or part of a liver. ABC Company’s test’s subjects are inmates from Sungai Buloh Prison whereby some of them, a procedure will be conducted to take the organs and implanted in other prisoners and to see the efficacy of the drugs. ABC Company acknowledged that the organs of its test patients have been harvested from Sungai Buloh Prisoners however ABC Company alleged that they have obtained written consent from the prisoners. In a press conference, ABC Company stated that their mission is for a greater good since the drug can be used for patients. ABC Company did not however disclose the fact that by using this method, ABC Company save 20 million in cost.

Social and Human Rights Activist Group called “Pro Life” argued that this is a crime against humanity as they believe that majority of the prisoners that was used as test subject or taken organs from were political dissidents who had been jailed because of their religious or political views and not because of whether they had committed any crimes or was sentenced for any wrongful actions. They brought upon the evidence that a certain opposition members of the Government who was jailed for seditious offences had “disappeared”

DEF Company Bhd who has been investing their monies in ABC Company currently are facing an ethical dilemma whether to continue invest or to stop investing. The reason being is that DEF Company Bhd has been generating more than RM10 million dividend from ABC Co

Based on the abovementioned scenario:-

- (a) Analyse how utilitarianism might provide a defence for ABC Company and how a right based ethics may condemn the action of ABC Company Sdn Bhd
(15 marks)
 - (b) From an egoist standpoint, how would DEF Company Sdn Bhd decides this on whether to continue to invest in ABC Co Ltd?
(10 marks)
 - (c) Analyse how would the Prima Facie Obligation Theory overrides Kantian Theory in respect of testing and using Prisoner's organs as a clinical subject?
(10 marks)
- (Total: 35 marks)**

Question 2

In order to save cost, car manufacturer, ABC LTD made a decision to use lower grade tires. The tires will not lead to any problem when the car is driven at a speed less than 110km/hour. If the car is driven at a speed higher than that, the tires will explode when emergency brake is applied. ABC Ltd proceeds with the decision to use lower grade tires as based on cost benefit analysis, only 0.1 % of accidents may occur. Carlson who is one of the board of directors of ABC Ltd is aware of the management decision and decides to inform the public about the unethical business decision of the company after being ignored from the rest of the Board of Directors about his view that this decision may cause negative reaction from the general consumer. Knowing that the companies' shares will plunge, he sold off his shares to Millie and inform all his family members to sell their shares so that they will not be affected by the financial crisis. Carlson then resigned and share all the companies' customer listing, research and development report, business strategies and product development to a competitor company wherein he was one of the minority shareholder.

- (a) With reference to decided cases, explain the due care principle.
(7.5 marks)
- (b) Explain Strict Product Liability offences and the reason for implementation.
(7.5 marks)
- (c) Analyse all the Ethical Issues faced by Carlson with regards to the above mentioned situation.
(15 marks)
- (d) Explain the function of the Whistleblower Protection Act 2010 with any **TWO (2)** relevant case examples.
(10 marks)

(Total: 40 marks)

Question 3

There has been a constant debate on whether the Government should increase Income Tax especially to the T20 (Household Income of RM10,971 and above)

Based on the above mentioned statement, Explain the different approach from Utilitarian, Libertarian and John Rawls in terms of income tax.

(Total: 25 marks)

≈ **The End** ≈

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