

ANU College of Law

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The Law degrees

The ANU College of Law offers undergraduate programs for the pass degree of Bachelor of Laws (LLB) and for the degree of Bachelor of Laws with honours, and graduate programs for the degrees of Juris Doctor (JD) and Juris Doctor with honours. The College also offers a postgraduate Masters program with possible specialisation in the areas of environmental law, government and commercial law, international law, international security law, law, governance and development, migration law, and legal practice.

The College offers supervision of candidates for the degrees of Master of Philosophy (MPhil), Doctor of Juridical Science (SJD) and Doctor of Philosophy (PhD).

The Legal Workshop, which is part of the ANU College of Law, offers a practical legal training program, the Graduate Diploma in Legal Practice (GDLP), to students who have been admitted to, or who have successfully completed the program of study for, the degree of Bachelor of Laws, Juris Doctor or an equivalent degree at an Australian university or other approved tertiary institution.

Application for enrolment

Applicants for enrolment in the Law School of the ANU College of Law must first meet the University's admission requirements. There is a quota, determined from year to year, for new undergraduate enrolments in the Law School. Admission to the University does not guarantee admission to the Law School.

There are no prerequisite school subjects for law studies. An important skill for intending law students is the ability to write clear, concise and correct English and present a logical argument. For prerequisite subjects for combined programs, please refer to the entry for the other discipline.

Applications for enrolment in the Juris Doctor are considered by reference to both secondary and tertiary results with greater weighting on the latter. Personal statements are also taken into account.

Undergraduate applicants will be advised towards the end of January 2011 as to whether they have been accepted for entry. JD offers will be made continuously from December to January. Those selected will then be given a time limit in which to notify the University as to whether or not they wish to take up the offer of a place.

A student admitted to a combined program will be required to complete that study on a full time basis for at least the first year. A student admitted to the Bachelor of Laws or the Juris Doctor may elect to undertake either full or part-time study.

Normal duration (in years)

| | Full Time | Part Time | Max Time |
|----------|-----------|-----------|----------|
| JD | 3 | 6 | 10 |
| LLB | 4 | 8 | 10 |
| Combined | 5 | 9 | 11 |

LLB & JD Handbook

Further details in relation to undergraduate courses, as well as a full explanation of College policies and procedures are contained in the LLB and JD Handbook, which can be accessed from <http://law.anu.edu.au>

Bachelor of Laws

(Academic Program: 4300 | Academic Plan: 4300XLLB)
Duration: 4 years full-time
Minimum: 192 units
CRICOS Code: 002292M

The program is offered for full-time and part-time study. A full-time student may complete the program in four years, or less time if summer courses are taken.

The curriculum consists of compulsory and elective courses; most courses are worth six units and are one semester in length, with 48 units per year being the standard load adopted by the University. The normal load in each semester is 24 units. The compulsory courses are designed to ensure that every student gains a sufficient grounding in the fundamental branches of the law, and the elective courses provide an opportunity to develop particular interests and to deepen understanding.

Program requirements

The Bachelor of Laws program consists of 192 units in total, divided up as follows:

- > 15 compulsory courses (named below), worth 90 units
- > 17 elective courses, worth 102 units, including up to a maximum of 48 units of non-law courses, with no more than 24 units of non-law courses at 1000 level.

Not all elective courses are offered each year and the list is subject to change from time to time. Law electives are not studied in the first year and there is no requirement for newly-enrolling first-year students to specify the elective courses they intend to study in later years.

By the time choice of electives is required, students are usually well informed of the factors which should guide their choices; in any case the Sub-Dean LLB/JD and the Student Administration Manager are happy to assist those who need help in choosing electives.

Compulsory law courses

LAWS1201 Foundations of Australian Law
LAWS1202 Lawyers Justice and Ethics
LAWS1203 Torts
LAWS1204 Contracts
LAWS1205 Australian Public Law
LAWS1206 Criminal Law and Procedure
LAWS2201 Administrative Law
LAWS2202 Commonwealth Constitutional Law
LAWS2203 Corporations Law
LAWS2204 Property
LAWS2205 Equity and Trusts
LAWS2207 Evidence
LAWS2244 Litigation and Dispute Management
LAWS2249 Legal Theory
LAWS2250 International Law

Students are only permitted to take courses that form part of the degree requirements. Students seeking to enrol in courses over and above those required for the degree should seek advice from the Sub-Dean LLB/JD or Student Administration Manager. Additional courses will normally require non-award enrolment and the payment of up-front fees. Courses taken in this way will not normally count towards honours.

Degree structure

LLB — standard full-time program pattern

| | Semester 1 | Semester 2 |
|--------------------------|--|--|
| Year 1 Total 48 units | LAWS1201 Foundations of Australian Law LAWS1203 Torts 2 non-law elective courses | LAWS1202 Lawyers, Justice & Ethics LAWS1204 Contracts 2 non-law elective courses |
| Year 2 Total 48 units | LAWS1205 Australian Public Law LAWS1206 Criminal Law & Procedure LAWS2203 Corporations Law 1 non-law later-year elective course | LAWS2250 International Law LAWS2202 Commonwealth Constitutional Law LAWS2249 Legal Theory 1 non-law later-year elective courses |
| Year 3 Total 48 units | LAWS2201 Administrative Law LAWS2204 Property 2 Law elective courses or 1 Law & 1 non-law later-year elective courses | LAWS2205 Equity & Trusts 3 Law elective courses or 2 Law & 1 non-law later-year elective courses |
| Year 4 Total 48 units | LAWS2244 Litigation & Dispute Management 3 Law elective courses | LAWS2207 Evidence 3 Law elective courses |
| Program Total 192 units | | |

The Bachelor of Laws degree with Honours

This is a summary only: the Law School's honours policy is set out in full at http://law.anu.edu.au/Undergraduate/Policies_Guidelines.asp

The length of the program of study for the degrees of Bachelor of Laws and Bachelor of Laws with honours is the same. The degree may be awarded at first class; second class, division A; or second class, division B levels.

The result for the final honours exam consists of two parts:

Part A, which consists of a mark derived by applying the honours scale to the eligible law courses undertaken by the student. The mark for Part A shall constitute 70 per cent of the final honours mark.

Part B, which consists of a mark derived by applying the honours scale to the candidate's result in the Honours Thesis. The mark for Part B shall constitute 30 per cent of the final honours mark.

A candidate shall not qualify for the degree with honours unless 14 or more eligible law courses and Honours Thesis have been completed.

Previous studies

A student who enrolls in the single LLB degree program after completing studies at another university may only be granted status for up to half the courses prescribed for the degree, including no more than 72 units of law courses.

Combined programs

The University offers many combined programs with law. A student may gain two degrees in five years of full-time study by taking one of the following combinations:

Bachelor of Actuarial Studies and Bachelor of Laws;

Bachelor of Arts and Bachelor of Laws;

Bachelor of Asia-Pacific Studies and Bachelor of Laws;

Bachelor of Business Administration and Bachelor of Laws;

Bachelor of Commerce and Bachelor of Laws;

Bachelor of Economics and Bachelor of Laws;

Bachelor of Finance and Bachelor of Laws;

Bachelor of Information Technology and Bachelor of Laws;

Bachelor of International Relations and Bachelor of Laws;

Bachelor of Music and Bachelor of Laws;

Bachelor of Science and Bachelor of Laws;

Bachelor of Science (Resource and Environmental Management) and Bachelor of Laws

Bachelor of Science (Psychology) and Bachelor of Laws

The Law School encourages all students to take one of these combined programs. We believe a combined degree broadens a student's education and understanding beyond that of legal scholarship. Please refer to the Combined Programs section of this Handbook.

Previous law studies

A student who enrolls in an ANU combined LLB program after completing law studies at another university may only be granted status for up to half of the courses prescribed for the ANU LLB degree. A student may not repeat in the LLB program a course the syllabus of which is substantially similar to that of a subject passed for the award of another degree or diploma.

Combined degree structure (excluding BMusic/Blaws)

| | Semester 1 | Semester 2 |
|--------------------------|--|---|
| Year 1 Total 48 units | LAWS1201 Foundations of Australian Law LAWS1203 Torts 2 non-law courses | LAWS1202 Lawyers, Justice & Ethics LAWS1204 Contracts 2 non-law courses |
| Year 2 Total 48 units | LAWS1205 Australian Public Law LAWS1206 Criminal Law & Procedure 2 non-law courses | LAWS2250 International Law LAWS2249 Legal Theory 2 non-law courses |
| Year 3 Total 48 units | LAWS2201 Administrative Law LAWS2203 Corporations 2 non-law courses | LAWS2202 Commonwealth Constitutional Law 1 Law elective 2 non-law courses |
| Year 4 Total 48 units | LAWS2204 Property 1 Law elective 2 non-law courses | LAWS2205 Equity & Trusts 1 Law elective 2 non-law courses |
| Year 5 Total 48 units | LAWS2244 Litigation & Dispute Management 3 Law elective | LAWS2207 Evidence 3 Law elective courses |
| Program Total 240 units | | |

Juris Doctor

(Academic Program: 7330 | Academic Plan: 7330XJD)

Duration: 3 years full-time

Minimum: 144 units

CRICOS Code : 061559M

Graduates of non-law disciplines may apply to undertake the postgraduate program Juris Doctor (JD).

The College is conscious that students taking the Juris Doctor program have a more concentrated program of study than other law students. Part-time students in this program, particularly, face greater difficulties than other students.

They have to undertake a work load of up to eight lecture hours a week. There are regular tutorials in many courses. Students also need to devote a considerable amount of time to reading, private study and written exercises.

Intending students are therefore urged to consider all their commitments very carefully before applying for and, more especially, before accepting the offer of a place in the JD.

Program requirements

The JD program consists of 144 units in total divided up as follows:

- > 15 compulsory courses, worth 90 units
- > 9 law elective courses worth 54 units, including at least two postgraduate courses (12 units in total) from a list of postgraduate courses that are specifically approved for JD study

Compulsory law courses

LAWS1201 Foundations of Australian Law

LAWS1202 Lawyers, Justice and Ethics

LAWS1203 Torts

LAWS1204 Contracts

LAWS1205 Australian Public Law

LAWS1206 Criminal Law and Procedure

LAWS2201 Administrative Law

LAWS2202 Commonwealth Constitutional Law

LAWS2203 Corporations Law

LAWS2204 Property

LAWS2205 Equity and Trusts

LAWS2207 Evidence

LAWS2244 Litigation and Dispute Management

LAWS2249 Legal Theory

LAWS2250 International Law

Students are only permitted to take courses that form part of the degree requirements. Students seeking to enrol in courses over and above those required for the degree should seek advice from the Sub-Dean LLB/JD or Student Administration Manager. Additional courses will normally require non-award enrolment and the payment of up-front fees. Courses taken in this way will not normally count towards honours.

The degree with Honours

This is a summary only: the Law School's honours policy is set out in full at http://law.anu.edu.au/Undergraduate/Policies_Guidelines.asp

The length of the program of study for the degrees Juris Doctor and Juris Doctor with honours is the same. The degree may be awarded at first class; second class, division A; or second class, division B levels.

The result for the final honours exam consists of two parts:

Part A, which consists of a mark derived by applying the honours scale to the eligible law courses undertaken by the student. The mark for Part A shall constitute 70 per cent of the final honours mark.

Part B, which consists of a mark derived by applying the honours scale to the candidate's result in the Honours Thesis. The mark for Part B shall constitute 30 per cent of the final honours mark.

A candidate shall not qualify for the degree with honours unless 14 or more eligible law courses and the Honours Thesis have been completed.

Previous Law studies

Students who have already completed law courses at another law school need to be aware that at least half of their JD must be completed at ANU. Accordingly, they may only be granted status for up to a half of the courses prescribed for the ANU degree that they have completed elsewhere. Where a student was recently enrolled in a combined program with law, whether at ANU or at another institution, no status will be given for law courses that were included in the completion of the other award. A student

may not repeat in the JD program a course the syllabus of which is substantially similar to that of a subject passed for the award of another degree or diploma; where a course is a compulsory part of the ANU JD program, an exemption from that course will normally be granted.

General information

More information and advice to students is available in the LLB and JD Handbook which can be accessed from <http://law.anu.edu.au>

Workloads

The Law School suggests the number and order of courses, compulsory or elective, which a student may take in any semester. Generally a full-time student will have a contact workload of 16 hours a week and a part-time student eight hours.

Lectures are usually timetabled within the period 8am–6pm. Part-time students should, therefore, ascertain before they register their enrolment or apply to re-enrol whether they will be able to obtain leave of absence from their employment to attend lectures. Postgraduate electives taken in the JD program are usually taught intensively and attendance is compulsory.

Students should be aware that varying their enrolment might have implications for their Austudy/Youth Allowance eligibility. It is the students' responsibility to ensure that their program load is full time in each semester.

Academic performance

Academic performance is monitored by the Director, Student and Academic Services in accordance with the Academic Progress Rules which can be found at: www.anu.edu.au/cabs/rules/acadprogressrules.pdf.

Admission of ANU graduates to legal practice

The Bachelor of Laws and the Juris Doctor degrees of the University are recognised for admission in the ACT and NSW, followed by a practical legal training program such as the Legal Workshop (see below). When graduates apply for admission to practice they will need to give evidence of having completed the courses prescribed by the Uniform Admission Rules. This evidence is usually in the form of a certificate by the Dean of Law. Inquiries concerning direct admission to practice in other jurisdictions should be directed to the Sub-Dean.

Once admitted to practice in any state or territory of Australia, graduates are entitled to be admitted in all other states and territories of Australia. They may also have their names entered on the High Court register, which entitles them to practice in all Federal jurisdictions.

For admission to some courts, but not others, it may be necessary to be an Australian citizen or a British subject. Students with any doubts on their eligibility for admission should consult the Secretary of the appropriate Admission Board as early as possible.

Practical Legal Training Program

The Graduate Diploma in Legal Practice (GDLP) provides common training for all practitioners, whether they ultimately intend to practice as barristers or solicitors or both. It consists mainly of instruction in common legal office procedures and skills training, followed by a work program of exercises and simulated legal transactions, enabling students to practice procedures and skills. The GDLP

includes trust accounts and legal ethics courses required for admission by the Uniform Admission Rules.

Students undertake a one-week prerequisite 'Becoming a Practitioner' intensive course. They then are required to complete the Professional Practice Core, electives and a legal practical experience placement. Students can take up to three years to complete the Program which, apart from the intensive and one elective, is all conducted online.

Students who have graduated, or have qualified to graduate, as Bachelor of Laws or Juris Doctor from an Australian university and diplomates of the Solicitors Admission Board of New South Wales are eligible to enrol. Status for part of the GDLP can be granted towards an LLM. Further details of the programs can be found at <http://law.anu.edu.au/legalworkshop> or from the Legal Workshop, ANU College of Law.

Course descriptions

Foundations of Australian Law LAWS1201 (6 units)

First Year Course

Summer Session, 2012, First Semester, 2012, and Second Semester, 2012

Workload: A two-hour seminar each week, four one-hour research skills tutorials and a mixture of lecture and other learning activities delivered live and/or in a variety of flexible formats (equivalent to a further hour per week).

Academic Contact: Helen Bermingham, Summer 2011 (JD students only), Judith Jones, Semester 1, Judith Jones Semester 2

Course Description:

Please note; the Summer offering of this course is only available to Juris Doctor (JD) students.

This course must be taken in the commencing semester of a student's LLB or JD enrolment. Students commencing their legal studies in Semester One are expected to undertake Foundations of Australian Law with LAWS1203 Torts. Students commencing their legal studies in Semester Two are expected to undertake Foundations of Australian Law with LAWS1204 Contracts. This is because the content in the relevant companion course is utilised in various ways in Foundations of Australian Law.

Foundations of Australian Law is designed to lay the groundwork for the remainder of students' legal studies. In particular, the course aims to assist students to develop a range of legal skills that are crucial for successful legal studies and for professional practice. Students learn the essential skills that enable them to engage with and utilise our principal sources of law - case law and legislation. In addition to teaching students how to analyse case law and legislation in order to formulate legal arguments the course also covers the key legal principles of statutory interpretation and the role of the courts in interpreting statutes.

To set the context for these sources of Australian law, the course also seeks to familiarise students with (1) some of the fundamental features of the legal institutions that generate laws (the courts and the Parliament); (2) sources of Australian law in addition to case law and legislation (including the Australian Constitution, customary law and international law); and (3) the historical and social forces that

have shaped and continue to shape the law-making process and the legal system.

Indicative Assessment: The assessment for this course will include skills-based exercises and assignments during semester followed by a final examination. Details of the final assessment will be provided on the course home page by the first week of semester.

Preliminary Reading:
None.

Prescribed Text:
Please refer to the course home page.

Lawyers Justice and Ethics LAWS1202 (6 units)

First Year Course

Second Semester, 2012

Workload: The course is taught for three hours each week over a semester, in a mixture of lectures and seminars. There is a minimum attendance requirement for seminars, and marks are deducted for failure to attend.

Academic Contact: Prue Bindon

Recommended: Students may find it easier to comprehend the concepts discussed in this course if they have successfully completed LAWS1201 Foundations of Law.

Course Description:

This course ('LJE') is designed to build on the learning outcomes of LAWS1201 Foundations of Law in two significant ways. First, within the framework of the Australian legal system studied in LAWS1201, LJE examines:

- > the role of lawyers (who they are, what they do, how they do it);
- > how people have access to lawyers - especially for court proceedings; and
- > the ethical duties that lawyers are subject to.

Secondly, building on the skills component of LAWS1201, Lawyers, Justice and Ethics teaches further skills necessary for effective legal study such as personal reflection, critical analysis, writing and presentation.

Indicative Assessment: The assessment for LJE will include class participation, an assignment during semester, and a final short examination.

Preliminary Reading:
Please refer to the course home page shortly before semester begins.

Prescribed Text:
Please refer to the course home page shortly before semester begins.

Torts LAWS1203 (6 units)

First Year Course

First Semester, 2012

Workload: In the first two weeks of the semester there will be four hours of large group classes per week. From the third week of semester there will be three hours of large group classes and one hour-long tutorial per week. In addition, students will be expected to read in advance of classes, to prepare any tasks indicated during class, and to prepare preliminary answers to tutorial questions. Students are generally expected to devote approximately 10 hours

overall per week to this course, with additional hours needed in the lead-up to assessment tasks. Students often report that reading takes them longer than this at the beginning of semester, as they are just developing their skills.

Academic Contact: Mark Lunney

Assumed Knowledge and Required Skills: Teachers in this course do NOT assume that you have done a Legal Studies course at school, and you will NOT be at a disadvantage if you have not done such a course. As with all your law courses, it will be important that you have good written communication skills in English. Students who have not done language-rich courses in English in years 11 and 12, must expect to do some extra work to bring their skills up to the required standard. The ANU Academic Skills and Learning Centre provides courses to help you.

Corequisites: Foundations of Australian Law LAWS1201
Course Description:

When a person has been harmed by the conduct of another it is the law of torts which determines who has to bear the loss. This is an important aspect of the civil law (in contrast to criminal law). Historically, it derived largely from judicial decisions, and hence was largely what we call common law but in more recent times legislation has become increasingly important. The law of torts protects people against, and compensates them for, unreasonable interferences with a wide range of interests, including their bodily integrity, property, reputation, and financial interests. It does this through a range of different torts, including trespass, negligence, nuisance and defamation. In this basic and introductory course we will focus on the use of the torts of trespass and negligence in contexts where people suffer personal injuries. We will also look at the tort of trespass to land. We will focus on the common law and relevant ACT legislation (in particular the Civil Law (Wrongs) Act 2002 (ACT)).

As this is generally the first substantive law course that students encounter in their law program, we will also begin to teach students some of the basic skills which you will need - in particular, to read, understand and apply case law and legislation. We will also explore in a basic way the interaction between case law and legislation.

Indicative Assessment: Details of the assessment for this course will be provided on the course home page by the first week of semester.

Prescribed Text:
Please refer to course home page.

Contracts LAWS1204 (6 units)

First Year Course

First Semester, 2012 and Second Semester, 2012

Workload: The workload for this course will be 4 hours each week. The usual format is two 2-hour lectures for the first week of the semester. From week 2, the pattern of delivery is one 2-hour lecture and one 2-hour seminar. Seminars are interactive and students are expected to come to their seminars prepared to engage actively with their material and each other. Students are expected to devote approximately 10 hours per week, including class time, to this course.

Academic Contact: Anne McNaughton

Course Description:

The Contracts course is one of the foundation subjects in the law program and examines a central aspect of the law

of obligations. The evolution of contract, its central role in a market economy and the criteria for making legally enforceable promissory obligations are explored before embarking on the requirements for the formation of contract. The content of agreements and the associated rules and doctrines for ascertaining the meaning and scope of the obligations expressly or impliedly undertaken by the parties is discussed.

The course deals with breach and its consequences, including a discussion of the common law and equitable remedies. The invasion of contract by new rules, in particular estoppel and the prohibition on misleading or deceptive conduct, makes it clear that the commercial relationship is multi-faceted and that the study of contract law ranges more widely than the traditional rules. Equitable doctrines, such as duress, undue influence and unconscionability, that can provide grounds for avoiding contractual commitment, are also examined. By the end of the course students should have an understanding of contract law as a building block for many other subsequent courses in the law degree.

Indicative Assessment: The assessment for this course will involve a compulsory piece of written assessment during the semester, a final exam in the examination period and continuous assessment for class participation in seminars. Seminar attendance is compulsory and marks will be deducted for failing to attend more than two seminars during the semester. More information about the means of assessment and the relationship of the assessment to the learning outcomes of the course will be available on the course home page by the first week of semester.

Preliminary Reading:

The preliminary reading required for this course will be available from the course home page at least 1 week prior to the commencement of the course.

Prescribed Text:

Please refer to LAWS1204 course home page.

This course is taken in the second semester of first year for all students except those enrolled in the JD. Students undertaking the JD have the option of studying Contracts in the first semester or second semester.

Australian Public Law LAWS1205 (6 units)

First Year Course

First Semester, 2012 and Second Semester, 2012

Workload: For the first six weeks, there will be one two-hour and one one-hour lecture. Tutorials will begin in the seventh week, taking the place of the one-hour lecture for the next six weeks. Students are generally expected to devote at least 10 hours overall per week to this course.

Academic Contact: Matthew Zagor, Semester 1, Katharine Young, Semester 2

Prerequisites: LAWS1201 Foundations of Australian Law

Assumed Knowledge and Required Skills: It will be useful for students to follow domestic political developments during the course, such as where there is an election or change in leadership of a major party, a high profile parliamentary inquiry or debate (eg around proposed legislation, the behaviour of members, or the scrutiny of the executive) or a controversial matter before the courts.

Course Description: This course examines the structure and themes of Australian public law, providing a bridge to all other public law study in the curriculum. In essence,

the course examines how public power is structured, distributed, and controlled in Australia. The distinctive roles played by the legislature, the executive and the judiciary receive special attention. Subsidiary themes in the course are protection of individual rights in the Australian legal system, and constitutional change and evolution in Australia. The following topics will be covered:

- > the constitutional and legislative framework for Australian public law
- > major concepts and themes in Australian public law, including federalism, separation of powers, constitutionalism, representative democracy, rule of law, and liberalism
- > the Legislature, including the structure of Australian legislatures, parliamentary supremacy, and express and implied constitutional limitations on legislative power
- > the Executive, including the structure of Executive government, executive power, and liability of the Crown
- > the Judiciary, including the constitutional separation of judicial power, and the administrative law implications of judicial separation
- > constitutional change and evolution, including constitutional amendment.

Indicative Assessment: Please refer to the course home page for assessment information.

Preliminary Reading:

The preliminary reading required for this course will be available from the course home page at least one week prior to the commencement of the course.

Prescribed Text:

Information about prescribed texts will be made available in the course study guide.

This course together with Commonwealth Constitutional Law, covers the essentials of Australian Constitutional Law. At the same time this course builds on Foundations of Australian Law, particularly the reception of law in Australia and the historical evolution of responsible and representative government, and also serves as an introduction to Administrative Law and to a number of the courses in the elective program. It must be taken early in the law degree.

Australian Public Law is taken in first semester of second year for all students except those enrolled in the JD. JD students have the option of studying Australian Public Law in first or second semester.

Criminal Law and Procedure LAWS1206 (6 units)

First Year Course

First Semester, 2012

Workload: There will be 3 hours of lecture time per week, supplemented by a 1 hour compulsory tutorial which will run in 11 of the 13 weeks of the course. A further 6 plus hours of private study is expected per week in order to review required reading and to prepare for tutorials.

Academic Contact: Miriam Gani

Prerequisites: LAWS1201 Foundations of Australian Law

Course Description: This course introduces students to the sources of law which define general principles of criminal responsibility, and to a selection of substantive criminal offences and criminal defences as well as to criminal procedure. The substantive offences include assault, sexual assault, murder, manslaughter, and property offences, whilst

the criminal defences include provocation and self-defence. Students will be exposed to common law sources as well as legislation and criminal codes where relevant. Basic legal theories of the criminal law will also be introduced. The lecture program will be supported by problem-solving tutorials aimed at enabling students to give legal advice as to criminal liability and the resolution of procedural problems.

Indicative Assessment: A team debate, a mid-semester problem-based assignment and an exam at the end of the course.

Preliminary Reading:

None. Consult course study guide for Week 1 reading.

Prescribed Text:

S Bronitt and B McSherry, *Principles of Criminal Law* (3rd edition, LawBookCo, 2010).

English in a Legal Context

LAWS1209 (0 units)

First Year Course

First Semester, 2012 and Second Semester, 2012

Workload: Week by week content is negotiated between the convenor and the students and is designed to address the immediate concerns of students in relation to their other first year law subjects. Typical preparation for students would involve preparing a brief case note or an answer to a tutorial problem.

Academic Contact: tba, semester 1; Prue Bindon, semester 2

Prerequisites: None. This subject is only available to first-year students whose first language is not English, or who identify themselves as indigenous students.

Course Description:

The aim of this course is to assist first year law students who have English as a second language to address and overcome any issues or problems they are experiencing with their legal studies as a result of their lack of English language background. The course takes material from subject areas to which students are exposed in their first year of law studies (Foundations of Australian Law, Torts, Lawyers Justice and Ethics and Contracts) and creates activities designed both to help students to develop a cultural context for their legal studies and to acquire the practical legal skills they will need for their future study and practice. The following is an example of the kinds of issues that are addressed and skills that are practised:

- > how to read cases;
- > how to write case notes;
- > techniques to simplify legal writing;
- > how to speed up reading of cases and other material;
- > preparing for tutorial problems;
- > participating effectively in discussion groups.

Indicative Assessment: This subject is not assessed.

This course runs in both first and second semester. Students may enrol for two semesters and are encouraged to do so. Satisfactory participation in this course is a College requirement for consideration for extra time in examinations under the University's Policy on Assessment.

Administrative Law

LAWS2201 (6 units)

Later Year Course

First Semester, 2012

Workload:

Administrative Law is a compulsory course generally involving four hours of contact time per week over the semester, including tutorials. Students are generally expected to devote approximately 10 hours overall per week to this course.

Academic Contact: Daniel Stewart

Prerequisites:

Australian Public Law LAWS1205.

Completed or completing five LAWS courses at 1000 level.

Course Description:

Administrative Law examines the legal framework for controlling decision-making by Commonwealth, State and local government decision-makers in Australia. It focuses on the legal restraints upon government, and the role those restraints play in maintaining government accountability. The role played by courts, tribunals and Ombudsman and the opportunities available to the public to question government activity is examined. The course covers the core administrative law material required for admission purposes and for work in the area of law and government. The following topics will be covered:

- > what accountability means in the context of the 'administrative state';
- > changing patterns of 'governance' in contemporary Australia;
- > the historical and constitutional context of Australian administrative law;
- > the administrative law framework for review of government decision-making;
- > concepts and principles of merits and judicial review;
- > jurisdiction and remedies available from courts and tribunals, and the principles of standing;
- > other administrative law avenues including information access rights and ombudsmen; and
- > the impact of human rights legislation on Australian administrative law.

Indicative Assessment:

Assessment in Administrative Law includes a final examination in the end of semester examination period and usually an optional (and redeemable) component. In 2011 this optional component consisted of a series of group work exercises worth 25 per cent of the final mark. Students should check the course study guide for further information about the means of assessment, including the relationship between the assessment and the learning outcomes of the course.

Preliminary Reading:

Any preliminary reading will be set out in the course study guide for each class.

Prescribed Text:

Peter Cane and Leighton McDonald, *Principles of Administrative Law: Legal Regulation of Governance* (Oxford University Press, 2008) and Peter Cane and Leighton McDonald, *Cases and Materials for Principles of Administrative Law* (Oxford University Press, 2009) (available as a 'pack' ISBN: 9780195566390). Other materials will be made available on the course Wattle page.

Commonwealth Constitutional Law LAWS2202 (6 units)

Later Year Course

Second Semester, 2012

Workload: There will generally be four hours of lectures per week. In some weeks, there will also be a one hour tutorial. Students are generally expected to devote approximately 10 hours overall per week to this course.

Academic Contact: James Stellios

Prerequisites: Australian Public Law LAWS1205.
Completed or completing five LAWS courses at 1000 level.

Course Description: Building on previous public law studies, particularly Australian Public Law, this course aims to deepen student understanding of key aspects of the Commonwealth Constitution and its judicial interpretation by the High Court. Particular attention will be paid to the historical, social and institutional forces which have helped shape the Constitution and the High Court's reading of it. The course includes:

- > the historical, social and institutional context of Australian constitutional law
- > the scope of Commonwealth legislative power, including a detailed examination of the trade and commerce power (s 51(i)), the corporations power (s 51(xx)) and the external affairs power (s 51(xxix)); the process of characterisation and the principle in the *Communist Party Case*
- > inconsistency between Commonwealth and State laws (s 109)
- > federal financial powers and economic union
- > general principles and theories of interpretation; the *Engineers Case* and implied intergovernmental immunities
- > an introduction to implied constitutional 'rights', focusing on implications from representative government
- > the nature of judicial review and the role of the High Court

Indicative Assessment: It is anticipated that this course will be assessed by a compulsory end of semester exam and some form of mid-semester assessment. Details of the final assessment, including the relationship between assessment and the learning outcomes for the course, will be provided on the course home page by the first week of semester.

Prescribed Text:

Information about prescribed texts will be made available in the course study guide. See the course homepage.

This course is normally taken in the third year of a combined program.

Corporations Law LAWS2203 (6 units)

Later Year Course

First Semester, 2012

Workload: This course involves two two-hour lectures per week for the first seven weeks of the course. From week eight until week thirteen, students will attend a one hour tutorial; during this part of the course lectures will reduce to one two-hour and one one-hour lecture per week.

Academic Contact: Stephen Bottomley

Prerequisites: Contracts LAWS1204

Completed or completing five LAWS courses at 1000 level

Course Description:

This course provides an understanding of Australian corporate law. The course is structured to meet the admission requirements for practice as a legal practitioner in the Australian states and Territories. The following topics will be covered:

- > forms of business association, including partnership;
- > incorporation and the concept of separate legal personality;
- > the corporate constitution;
- > membership of the corporation and share capital;
- > corporate contracting;
- > duties and liabilities of directors and officers;
- > basic features of the management of companies;
- > shareholders' remedies;
- > company credit and security arrangements; and
- > winding up.

Indicative Assessment: The assessment for this course will comprise an optional mid-semester assessment (either a case analysis or research essay) and a compulsory end of semester exam. More information about the means of assessment, including the relationship between the assessment and the learning outcomes of the course, will be available on the course home page by the first week of semester.

Preliminary Reading:

The preliminary reading required for this course will be available on the course home page at least one week prior to the commencement of the course.

Prescribed Text:

Information about prescribed texts will be made available in the course study guide. See the course home page.

This course is a prerequisite for Takeovers and Securities Industry Law and Bankruptcy and Insolvency. Corporations Law is normally taken in either third or fourth year of a combined degree.

Property LAWS2204 (6 units)

Later Year Course

First Semester, 2012

Workload: Students are generally expected to devote approximately 10 hours overall per week to this course.

Academic Contact: Wayne Morgan

Prerequisites: Contracts LAWS1204
Completed or completing five LAWS courses at 1000 level

Course Description: This course provides an overview of the law governing personal and real property, emphasising the concepts of possession and title, the fragmentation of proprietary interests, and the various ways in which common law and legislation resolve disputes between competing interests. The greater part of the course is devoted to the creation, acquisition, attributes and remedies for the protection of interests in real property (land). The course covers legal and equitable interests in land, the acquisition and transfer of such interests by purchase and adverse possession, priority rules, leases, mortgages, easements,

and concurrent ownership. Particular attention is paid to the Torrens system of registration of title.

Indicative Assessment: The proposed means of assessment for this course will provide students with the option of undertaking at least two pieces of assessment, including one piece during the semester. More information about the means of assessment, including the relationship between the assessment and the learning outcomes of the course, will be available on the course home page by the first week of semester.

Preliminary Reading:

The preliminary reading required for this course will be available from the course home page at least one week prior to the commencement of the course.

Prescribed Text:

Information about prescribed texts will be made available in the course study guide. See the course home page.

Property assumes a sound grasp of contract principles and remedies. Equity and Trusts is a compulsory course which follows on from Property. Elective courses which deal further with personal property are Commercial Law and Intellectual Property. Succession, Environmental Law and Indigenous Australians and the Law build on principles established in Property.

Property is not a course in conveyancing, which is covered in Practical Legal Training courses.

Equity and Trusts LAWS2205 (6 units)

Later Year Course

Second Semester, 2012

Workload: There will be three hours of lectures each week. There will be weekly tutorials; students should check the course homepage for the commencement date of tutorials. Students are generally expected to devote approximately 10 hours overall per week to this course.

Academic Contact: To be advised

Prerequisites: Property LAWS2204.
Completed or completing five LAWS courses at 1000 level.

Assumed Knowledge and Required Skills: Property LAWS2204 is a pre-requisite for this course.

Course Description: The objective of the course is to provide students with an overall understanding of the law of equity with special emphasis on fiduciary obligations, trusts, equitable assignment of property and equitable remedies. The course will consider the history of equity, basic principles which dominate its jurisprudence and the relevance of equity today; the nature of fiduciary obligations, recognised categories of fiduciaries and the extension of these categories in recent times, breach of fiduciary obligations, defences and remedies for the breach of fiduciary obligations; the requirements for express trusts, the liability of a third party to a breach of trust or fiduciary duty, and the remedies for breach of trust and fiduciary duty, including tracing. The course then shifts its focus to equity more generally by considering the equitable rules for assignment of property and the remedies of specific performance and injunctions.

Indicative Assessment: The assessment for this course will include two compulsory examinations: one mid-semester and one at the end of semester. In addition, there will be an optional essay. There will also be a tutorial assessment component.

Prescribed Text:

Information about prescribed texts will be made available in the course study guide and on Wattle.

This course assumes a knowledge of contract, property and legal history. The subject reinforces and deepens understanding of specific doctrines referred to in other courses such as Contracts, Property, Corporations Law and Family Law.

Evidence LAWS2207 (6 units)

Later Year Course

Summer Session, 2012 and Second Semester, 2012

Workload:

The standard course in Semester 2 involves 3 hours of lectures per week plus 1 tutorial per week for 10 weeks.

The Summer Semester version delivers the same number of lectures over a period of 3 to 4 weeks with 1 tutorial per week during this period.

Academic Contact: Molly Townes O'Brien

Prerequisites:

Torts LAWS1203 and Criminal Law and Procedure LAWS1206.

Completed or completing five LAWS courses at 1000 level.

Course Description:

This course covers important aspects of fact-finding and the adducing and admissibility of evidence in legal proceedings. The course is structured to meet the admission requirements for practice as a legal practitioner in the Australian States and Territories. Particular topics include:

- > investigation and organisation of factual material
- > adducing evidence in court
- > testimonial, real and documentary evidence
- > examination, cross-examination and re-examination of witnesses
- > burden and standard of proof
- > relevance of evidence to facts in issue
- > admissibility rules (e.g. credibility, hearsay, opinion, tendency and coincidence, identification and character evidence), and exceptions
- > privileges
- > judicial discretions and conduct of proceedings.
- > The course will be based on the *Uniform Evidence Law*; comprising the Evidence Act 1995 (Cth), which applies in proceedings in Federal and ACT courts, along with counterpart legislation in New South Wales, Tasmania, Victoria and Norfolk Island. The course also makes reference to law reform perspectives and other legislation.

Indicative Assessment:

The assessment for this course will probably consist of three compulsory components:

- > class participation;
- > on-line tests or quizzes;
- > a mid-term assignment (either a court submission or a moot argument); and
- > a final examination.

- > The assessment regimes for the summer course and the full semester course may differ.

More information about the means of assessment, including the relationship between the assessment and the learning outcomes of the course, will be available on the course home page by the first week of semester.

Preliminary Reading:

None, but students will benefit from rereading cases with which they are already familiar from earlier law courses, such as Torts and Criminal Law and Procedure - though now focusing on the factual bases of these cases and considering how 'the facts' are actually established in legal proceedings, rather than concentrating on the principles of substantive law which are applied to the facts to reach a decision. Some aspects of criminal investigation and trial procedures are also portrayed (though not always realistically in terms of accuracy and analysis) in various 'real crime' literature and courtroom drama.

Prescribed Text:

The most recent edition of the following text will be used in the course: S Odgers, *Uniform Evidence Law*, Thomson Reuters.

The course is designed to be taken towards the end of the degree. The study of evidence is required for admission to legal practice.

Bankruptcy and Insolvency LAWS2209 (6 units)

Later Year Course

Summer Session, 2012

Workload: 21 hours of classes plus an online component and study time.

Summer school 2012 includes an intensive teaching period.

Academic Contact: Craig Collins

Prerequisites: Corporations Law LAWS2203.

Completed or completing five LAWS courses at 1000 level.

Course Description:

This course introduces students to the law of personal bankruptcy in Australia and further develops the law of corporate insolvency - as broadly introduced in the prerequisite course, Corporations Law. While understanding legal terminology, concepts, doctrine and processes are all vital to grasping and applying bankruptcy and insolvency laws, the course also seeks to frame those aspects in a wider historical, social, economic and policy context.

The course begins with an overview of debtor-creditor relations and the pre-insolvency context. Beyond this introductory phase, the course is broadly divided into two blocks, focusing initially upon personal bankruptcy - with attention directed to the Bankruptcy Act 1966 (Cth) - and then corporate insolvency - focusing upon Part 5 of the Corporations Act 2001 (Cth).

The course will be of interest to a variety of students. The Global Financial Crisis has generated tremendous activity and many opportunities in this field of law, as well as public pressure for reforming the law. Bankruptcy and Insolvency is a key area of specialised or general legal practice in firms of all sizes and locations. Many issues within this field overlap with a range of other fields such as: contracts, torts, property, equity and trusts, succession, constitutional, criminal, litigation and dispute management, evidence, commercial law, corporate law, banking and finance, taxation, administrative law, consumer protection,

employment and family law. The course may also be of particular interest to students undertaking combined degrees or having experience or employment aspirations in business, commerce, public policy or the community law sector - and, indeed, to anyone else with an over-extended credit card.

Indicative Assessment: Details of the final assessment will be provided on the course home page by the first week of semester.

Prescribed Text:

Please refer to the course home page.

This is a commercial law elective course, therefore, Commercial Law, Banking and Finance, and Property will all be helpful. However, the course will be taught with no assumption of having taken these courses.

Commercial Law LAWS2210 (6 units)

Later Year Course

First Semester, 2012

Workload: The contact hours for this course will be 3 hours each week. The usual format is a 2-hour lecture and a 1-hour lecture in the first week of the semester. From week 2, the 2-hour lecture is replaced with a 2-hour seminar.

Academic Contact: Anne McNaughton

Prerequisites:

Contracts LAWS1204.

Corequisites: Property LAWS2204

Completed or completing five LAWS courses at 1000 level.

Course Description: Commercial Law aims to provide students with a grounding in the law applicable to common commercial contracts. Commercial Law builds upon the principles studied in Contracts by examining the regulatory framework that impacts upon contracts entered into by parties in both a commercial and consumer context. Many common commercial and consumer contracts involve personal property and the course will also examine the framework for the regulation of interests in personal property. The subject may also involve a selection of the following topic areas:

- > Agency;
- > Sale of goods;
- > International sale of goods;
- > Insurance;
- > Property security; and
- > Bailment.

Indicative Assessment: The assessment for this course will involve a compulsory piece of written assessment during the semester, a final exam in the examination period and continuous assessment for class participation in seminars and online activities.

Preliminary Reading:

The preliminary reading required for this course will be available from the course home page at least one week prior to the commencement of the course.

Prescribed Text:

Please refer to the course home page.

This course provides essential background for advanced commercial law courses.

Conflict of Laws LAWS2212 (6 units)

Later Year Course

Summer Session, 2012

Workload: 36 contact hours plus private study time

Academic Contact: Mary Keyes

Prerequisites: Completed or completing five LAWS courses at 1000 level.

Course Description: Conflict of Laws, also sometimes called Private International Law, is concerned with what happens in cases where not all of the facts are tied to one jurisdiction. In the federal system of Australia, this can occur both within a domestic intra-Australia context and in an international context. While this course deals with a number of specific theoretical frameworks, it is taught largely from a practical standpoint aimed at preparing lawyers for handling cases with trans-jurisdictional issues. The three core components of the course investigate:

- > Jurisdiction: When domestic courts can hear cases that involve parties and property from outside the territory of the court.
- > Choice of Law: Which law is applicable when a case has connections with a number of different jurisdictions. In particular, this course considers contract, family and tort disputes that involve a variety of jurisdictions.
- > Enforcement of Judgements: How to enforce a court judgement or arbitral award from another jurisdiction in local courts.

Indicative Assessment: Please refer to the course home page

Preliminary Reading:

Students wishing to gain an understanding of the subject may wish to read the introductory chapter in either R Mortensen, R Garnett and M Keyes, *Private International Law in Australia* (2nd ed, 2011), or M Davies, AS Bell and PLG Brereton, *Nygh's Conflict of Laws in Australia* (8th ed, 2010).

Prescribed Text:

Please refer to the course home page.

This is an extremely useful course both for people who plan to practice litigation in a domestic and international context. People who intend to be transactional lawyers will also benefit from having a sound grounding on the issues to be able to draft predictable outcomes in light of Conflicts risks.

Contemporary Issues in Constitutional Law LAWS2213 (6 units)

Later Year Course

not offered in 2012

Prerequisites: Commonwealth Constitutional Law LAWS2202

Completed or completing five LAWS courses at 1000 level

Course Description: This is an advanced constitutional law elective. The content of this course will vary. In recent years, the course has explored constitutional rights and the federal judicature in Chapter III of the constitution.

Criminal Justice LAWS2214 (6 units)

Later Year Course

Second Semester, 2012

Workload: Three hours per week.

Academic Contact: Gregor Urbas

Prerequisites: LAWS1206 Criminal Law and Procedure.

Completed or completing five LAWS courses at 1000 level.

Course Description: The course seeks to locate the central concepts of crime and punishment, as well as an analysis of the institutions of criminal justice, within a social and historical context. Explanatory and normative perspectives from criminology and criminal justice studies will be considered. Building on the themes and perspectives developed in the first weeks, the course deals with challenging issues such as the regulation and exercise of police powers, enhanced investigative techniques, corporate criminal responsibility, miscarriages of justice, and the effects of crime and the criminal justice system on vulnerable persons and communities. Throughout the course, a broad variety of perspectives and evidence will be presented, with an inclusive approach adopted that looks at the treatment and interests of offenders, victims and the community. Students will be expected to engage in their own critical assessment of criminal justice institutions and reform in the twenty-first century.

Indicative Assessment: Details of the final assessment will be provided on the course home page by the first week of semester.

Prescribed Text:

Please refer to LAWS2214 course home page

This course complements Criminal Law and Procedure, Selected Topics in Criminal Law, Lawyers, Justice and Ethics, and Evidence. It is recommended for students contemplating work in any criminal justice context, for example: DPP, Legal Aid, Community Legal Services, Police and Corrective Services Officers.

Environmental Law LAWS2215 (6 units)

Later Year Course

First Semester, 2012

Workload: Three hours per week.

Academic Contact: James Prest

Prerequisites: Completed or completing five LAWS courses at 1000 level.

Course Description:

This course provides an overview of topics within domestic Australian environmental protection law. Environmental Law is the complex, sometimes connected, and sometimes disparate collection of treaties, conventions, statutes, regulations, and case law which involve questions of the interactions of humans with the natural environment. More modern conceptions of environmental law see its purpose as encouraging long-term ecological sustainability, rather than merely providing rules for orderly exploitation of natural resources.

The course critically examines the institutional arrangements and legal principles that underpin the practice of environmental and planning law. The course examines environmental law from both theoretical and practical perspectives, taking a broad national and thematic approach. Whilst it places particular emphasis on the applicable Commonwealth, NSW and ACT law, the course reviews fundamental concepts, useful tools and insights with which to understand and critically analyse environmental law.

Topics covered include:

- > introduction defining the 'environment', 'ecologically sustainable development';
- > the common law and environmental protection;
- > environmental law in a federal system;
- > role of local and state governments;
- > statutory land-use planning and development control law;
- > environmental impact assessment law;
- > biodiversity law;
- > native vegetation law;
- > pollution control law;
- > a brief introduction to climate change and energy law;
- > environmental litigation;
- > enforcement of environmental law; and
- > major projects law.

Indicative Assessment: Research essay, take home exam, seminar presentations. For details refer to the course home page.

Prescribed Text:

Bates, G. (2010) Environmental Law in Australia, 7th edition, LexisNexis.

Environmental Law Elective LAWS2216 (6 units)

Later Year Course

not offered in 2012

Family Law LAWS2217 (6 units)

Later Year Course

Second Semester, 2012

Workload: Three contact hours per week plus significant reading time.

Academic Contact: To be advised

Prerequisites: Completed or completing five LAWS courses at 1000 level.

Course Description: The course is designed to equip students with the theoretical and contextual material and practical knowledge to enable them to think critically about, and to take a considered position on family law issues. It is also designed to enable students to acquire understanding of law and its contexts in relation to the following areas: marriage, nullity and dissolution; violence and abuse in families; decision-making about parenting after separation; economic aspects of marriage and relationship breakdown.

Indicative Assessment:

The means of assessment for this course is likely to include a compulsory research essay and a compulsory end of semester examination.

Details of the final assessment will be provided on the course home page by the first week of semester.

Preliminary Reading:

Please refer to the course home page.

Prescribed Text:

Please refer to the course home page.

This course can be taken at any stage in a degree. Students sometimes say that they find it easier to cope if they have done property.

There is a lot of feminist writing on family law, and those who have an interest in feminist legal theory and women and the law will find this course enhances their study in those areas. The course is also particularly recommended for those who are interested in social welfare and social security issues. There are also commercial aspects to the course, and links with Property, Equity and Trusts and Corporations Law.

Feminist and Critical Legal Theory LAWS2218 (6 units)

Later Year Course

not offered in 2012

Workload: Throughout the course there will be three hours of teaching per week. This will generally involve a one hour lecture and a two hour seminar. Students are generally expected to devote approximately 10 hours overall per week to this course.

Academic Contact: Wayne Morgan

Prerequisites: Completed or completing five LAWS courses at 1000 level.

Assumed Knowledge and Required Skills: A knowledge of feminist and critical theory is NOT required before studying this course.

Course Description: The aim of this course is to engender critical thought about law. In particular, the course introduces students to feminist theories about law. A range of topics will be discussed using a diverse range of feminist and critical materials. Topics will include feminism within the academy, the concept of equality and violence against women as well as other topics.

Indicative Assessment: The proposed means of assessment for this course will provide students with the option of undertaking at least two pieces of assessment, including one piece during the semester. More information about the means of assessment, including the relationship between the assessment and the learning outcomes of the course will be available on the course home page by the first week of semester.

Preliminary Reading:

The preliminary reading required for this course will be available from the course home page at least one week prior to the commencement of the course.

Prescribed Text:

Information about prescribed texts will be made available in the course study guide. See the course home page.

This course aims to provide students with critical skills which they can bring to bear in any area of law, complementing and building on skills attained in Lawyers, Justice and Ethics and Legal Theory.

Health Law, Bioethics and Human Rights LAWS2219 (6 units)

Later Year Course

First Semester, 2012

Workload: Contact Hours: Three hours per week (lectures will be taped in accordance with flexible learning policies) plus one hour pre-reading per lecture.

Academic Contact: Ruth Townsend

Prerequisites: Completed or completing five LAWS courses at 1000 level.

Course Description:

The course examines the regulation of health care in Australia, involves analysis and development of moral and bioethical argument about the development of health law in Australia, and addresses the principal human rights issues which arise in the practice of health care law.

The course begins with an overview of the Australian health system and its constitutional and legislative framework. Emphasis is placed on the concepts of medical ethics, patients' rights and efficiency and safety in health care including healthcare whistleblowing. Particular topics which are covered include: confidentiality, consent, negligence, accountability, health records, expert evidence, research and experimentation, organ donation, emergency treatment, intensive care, abortion, safety and cost effectiveness regulation of pharmaceuticals and new medical technologies, nanomedicine and biotechnology regulation, stem cells and medical research, new reproductive technologies, and death and dying. Consideration is also given to the law relating to mental health and public health, as well as the impact of international trade agreements on access to essential medicines and Australia's Pharmaceutical Benefits Scheme.

Indicative Assessment: Draft academic article (essay) (2000 words) or participation in a medico-legal moot in the ACT Supreme Court or ACT Magistrates Court with medical students from the ANU Medical School - 45 per cent and end of course examination (45 per cent). 10 per cent class participation based on demonstration of above learning outcomes in face-to-face situation. Details of final assessment will be provided on the course home page by the first week of semester.

Prescribed Text:

Please refer to the course home page.

The course draws on almost every main area of law in so far as they have bearing on the health care system, particularly tort, contract, criminal, family, child, human rights and competition law. It raises matters discussed in Lawyers, Justice and Ethics, Legal Theory, Feminist and Critical Legal Theory, Australian Public Law and Human Rights Law in Australia.

Human Rights Law in Australia LAWS2220 (6 units)

Later Year Course

Second Semester, 2012

Workload: There will be three hours of lectures each week. The first session will be two hours and will be composed of lecture material, delivered in semi-seminar mode. The subsequent single hour will allow presentations in the first part of the course, and a more discursive format. In general, the course is likely to involve overall reading of some ten hours a week, conducted as class size allows in seminar mode.

Academic Contact: Peter Bailey

Prerequisites:

Completed or completing five LAWS courses at 1000 level.

Corequisite: Commonwealth Constitutional Law LAWS2202.

Assumed Knowledge and Required Skills: The course will be varied in its demands on prior knowledge. It will assume a desire to probe the human rights enterprise, although not

necessarily in supportive mode. The object is to promote interest in human rights and their realisation, and to discuss in a receptive environment what are often very different views both about values and how they should be implemented. So interest, a willingness to be involved, and a receptiveness to the views of others are preferred rather than simple absorption of 'the law'.

Course Description:

The course is concerned with how the international standards defining human rights can be recognised and established in Australian law. To do this it starts with what human rights are, and compares them with other forms of rights. There is discussion of how bills of rights fit with human rights. The Australian Human Rights Acts (ACT and Victoria) are examined as examples.

The next major topic discussed is the implementation in law of the human rights to equality and non-discrimination. Commonwealth legislation, and the resultant case law, are reviewed and critiqued.

The final section of the course is devoted to examining the human rights of individuals and groups who suffer disadvantage within the legal system. There will be a selection of topics; possible include Indigenous peoples, people with alternative forms of sexuality, asylum seekers and prisoners. Counter-terrorism law is also available as a topic, as well as the rights to life and to freedom of expression. The particular topics will be selected in consultation with the class.

Overall a contextual approach is adopted, drawing on human rights theory, constitutional theory and the perspectives of comparative and international law.

Indicative Assessment:

A two part assessment package will be offered to give a range of choices and to enable students to have feedback on their progress. It is likely to include essays, take-home assignments, responses to a video presentation and class presentations. The various learning outcomes promoted by the options are identified in the means of assessment available on the course website.

Preliminary Reading:

The first two chapters of the textbook would be useful, or a selection of chapters from *Bringing Human Rights to Life*, Bailey P, Federation Press 1993, or the first 2 chapters of O'Neill, Rice and Douglas, *Retreat from Injustice: Human Rights Law in Australia*, Federation Press, 2004, or chapters from Bailey *Bringing Human Rights to Life*, Federation Press, 1993.

Prescribed Text:

Bailey P, *The Human Rights Enterprise*, LexisNexis, 2009

Students may find it helpful to take *International Law of Human Rights (LAWS2225)* as well as some point in their degree, (preferably before this course as this one is a logical sequel). The two courses together provide a comprehensive introduction to human rights law.

Income Tax LAWS2221 (6 units)

Later Year Course

Second Semester, 2012

Workload:

The course consists of three hours of lectures per week. Students are generally expected to devote approximately 10 hours overall per week to this course.

Academic Contact: Michael Kobetsky

Prerequisites: Completed or completing five LAWS courses at 1000 level.

Recommended:

It would be helpful but not compulsory for students to have completed Corporations Law prior to commencing this course.

Course Description:

This course introduces students to the main principles of Australia's income tax system. In order to understand the critical function of taxation in the Australian community, the taxation system is studied in its legal, economic, social and political context. Given the speed with which changes are made to the technical details of tax law, this course seeks to provide students with an understanding of the principles of the income tax system rather than knowledge of a particular but limited set of technical rules.

Topics to be considered include:

- > the concept of income;
- > personal services income;
- > business income;
- > property income;
- > the deductions;
- > the taxation of capital gains;
- > the taxation of fringe benefits;
- > residency, source and double tax agreements;
- > the taxation of trusts and partnerships;
- > the anti-avoidance measures; and
- > tax administration.

Indicative Assessment:

The proposed means of assessment for this course will involve two pieces of assessment, with one piece during the semester. More information about the means of assessment, including the relationship between the assessment and the learning outcomes of the course, will be available on the course home page by the first week of semester.

Prescribed Text:

Kobetsky, et al, Income Tax: Text, Materials and Essential Cases (8th ed) (2012), Fundamental Tax Legislation (2012).

This course has been accredited by both the Institute of Chartered Accountants in Australia and the Australian Society of Certified Practising Accountants.

Intellectual Property LAWS2222 (6 units)

Later Year Course

Second Semester, 2012

Workload: This course will involve weekly 2-hour lectures, and the attendance of a least 5 1-hour seminars in addition to presenting a 1-hour seminar during the semester.

Students are expected to devote approximately 10 hours overall per week to this course.

Academic Contact: Daniel Stewart

Prerequisites:

Completed or completing five LAWS courses at 1000 level.

Course Description: Intellectual property may be thought of as different forms of legal rights over creativity or innovation.

Within Australia, the main forms of intellectual property protected, and the focus of this course, are statutory rights relating to Copyright, Patents, Designs and Trade Marks, as well as rights relating to confidentiality and unfair competition. Intellectual Property is also a global concern, with complex interrelationships between the different forms of Intellectual Property and the process of reform of those rights. In doing so, this course will provide opportunities for students to explore key policy themes: the globalisation of trade; the rise of information technology; the scientific revolutions in agriculture, medicine and biotechnology; the development of personality rights; enrichment of a Creative Commons; and the protection of traditional knowledge and culture. Intellectual Property is an incredibly dynamic and controversial area of law. Being able to sift through the commentary and recent developments to gauge their effect is vital. This course will therefore also attempt to ensure students are equipped to understand and respond to changes in intellectual property and able to contribute to the process of reform.

Indicative Assessment: Assessment in this course will involve group and individual forms of assessment. Students will work in a group to present a 1-hour seminar on a topic of their choice. They will also work together to provide some feedback on the presentations of their peers. Individuals will sit an end of semester open book exam, and reflect on various elements of the course. There may be some attendance requirements in relation to the seminars. Students will have some choice as to the relative weighting of each assessment component. Students should check the course study guide for future information about the means of assessment, including the relationship between the assessment and the learning outcomes of the course.

Preliminary Reading:

Students are asked to make sure they have read the course study guide prior to the first lecture. This is no other required preliminary reading for this course.

Prescribed Text:

There are no prescribed texts for this course. Extensive materials will be provided on the course Wattle site. Students should consult the course study guide for recommended texts and other reading.

Intellectual Property is generally regarded as an important course within a law degree which has a commercial law specialisation. However, because it deals with property rights in information and expression, it has a broad utility and should be equally stimulating for students interested in the arts, cultural studies and legal theory. Similarly, the international aspects of Intellectual Property bring with it important issues in international trade and development. Intellectual Property also plays a direct role in regulating innovation and would be of interest to those with an information technology or science background.

International Dispute Resolution LAWS2223 (6 units)

Later Year Course

not offered in 2012

Academic Contact: Wayne Morgan

Prerequisites: International Law LAWS2250.

Completed or completing five LAWS courses at 1000 level.

Course Description:

The course examines the role of international law and, in particular, international organisations in restoring and maintaining peace and providing mechanisms for the peaceful settlement of disputes (eg arbitration, good offices).

Topics include: the development of legal doctrines, notably state responsibility for international harm and the regulation of the use of force in international law (self-defence, humanitarian intervention, war crimes); the evolution of the United Nations system and its work in the realm of collective security (Somalia, Haiti, Yugoslavia), with particular attention to the United Nations Security Council, and the International Court of Justice.

This course is an exercise in applied international law and politics. The objective of the course is to train students to use international legal materials in analysing inter-state disputes and the role of international organisations in resolving or exacerbating them.

Indicative Assessment:

The proposed means of assessment for this course will provide students with the option of undertaking at least two pieces of assessment, including one piece during the semester.

Details of the final assessment will be provided on the course home page by the first week of semester.

Prescribed Text:

Please refer to LAWS2223 course home page

International Law Elective: Law of the Sea LAWS2224 (6 units)

Later Year Course

not offered in 2012

Workload: Three hours per week.

Prerequisites: International Law LAWS2250. (This course is capped at 25).

Completed or completing five LAWS courses at 1000 level.

Course Description:

A participant who has successfully completed this course should:

- > have a clear understanding of the evolution, and current status of the various jurisdictional zones and regimes that currently govern the utilisation of the world's oceans, and of the underlying policy considerations that led to the adoption of the compromises reflected in the contemporary Law of the Sea
- > be capable of applying the relevant legal norms to practical situations.

The course will focus on the impact of the 1982 Convention on the Law of the Sea and more recent supplementary agreements in the light of current State practice, seeking to identify, in particular, the extent to which its provisions have become part of customary international law in that area.

Addressed will be the history of Law of the Sea concepts; internal waters, territorial waters and the regime of innocent passage; the contiguous zone; transit passage through straits used for international navigation; islands, archipelagoes and the regime of archipelagic sealanes passage; the Exclusive Economic Zone; the Continental Shelf; recent developments in delimitation of maritime zones; the high seas and the management of High Seas fisheries; deep-seabed mining and the International Area.

Indicative Assessment:

The proposed means of assessment for this course will provide students with the option of undertaking at least two pieces of assessment, including one piece during the semester.

Details of the final assessment will be provided on the course home page by the first week of semester.

Prescribed Text:

Please refer to LAWS2224 course home page.

International Law of Human Rights LAWS2225 (6 units)

Later Year Course

First Semester, 2012

Workload: There will be three contact hours per week, made up of one large group lecture and two smaller seminars. The average workload for the course will be 10 hours per week.

Academic Contact: Kevin Boreham

Prerequisites: International Law LAWS2250.

Completed or completing five LAWS courses at 1000 level.

Course Description:

This course aims to provide students with a critical understanding of international human rights law and practice. Topics to be covered include:

- > historical development of international human rights law;
- > international humanitarian law (the law of armed conflict) and its relationship with the international law of human rights;
- > human rights 'enforcement' mechanisms: the UN Human Rights Council, the human rights treaty bodies and human rights regional mechanisms;
- > the rights of women and the rights of indigenous peoples;
- > threats to rights, particularly counter terrorism measures;
- > application of international human rights law in Australia, including refugee issues; and
- > the future development of rights, including collective rights and lesbian, gay, bisexual, transgender and intersex (LGBT) rights.

Indicative Assessment:

The components of the assessment will be: either a class presentation worth 40 per cent or a research paper worth 40 per cent; a class participation mark worth 10 per cent; and a take-home exam worth 50 per cent to be undertaken at the end of the semester. The relationship between the assessment and the learning outcomes for the course will be set out in the course study guide. Details of the course means of assessment will be provided on Wattle by the first week of the semester.

Preliminary Reading:

Students should read Lynn Hunt's *Inventing Human Rights: A history* (2007) and Mary Ann Glendon's *A World Made New: Eleanor Roosevelt and the Universal Declaration of Human Rights* (2001). There are copies of both books in the Law Library. Students should also visit the website of Human Rights Watch (www.hrw.org) to familiarise themselves with current human rights issues.

Prescribed Text:

Daniel Moeckli, Sangeeta Shah and Sandesh Sivakumaran

eds International Human Rights Law (Oxford University Press 2010).

Students may find it helpful to take the course Human Rights Law in Australia LAWS2220 as well at some point in their degree, as the two courses together provide a comprehensive introduction to the law on human rights.

International Trade Law LAWS2226 (6 units)

Later Year Course

Second Semester, 2012

Workload: Throughout the course there will be three hours of teaching per week. This will generally involve a two hour lecture and a one hour seminar (sometimes the seminars will be "skills sessions"). Students are generally expected to devote approximately 10 hours overall per week to this course.

Academic Contact: Imogen Saunders

Prerequisites: International Law LAWS2250.

Completed or completing five LAWS courses at 1000 level.

Assumed Knowledge and Required Skills: It is not required that students have a background in economics, although some knowledge of economics will be helpful.

Course Description:

The course introduces students to the fundamental principles of international trade law. The primary goal of the course is to acquaint and familiarise students with the main pillars in this arena of international law and their effect on domestic law and policy. The course covers the key agreements and principles of international trade law and the jurisdiction, policies and processes of the WTO. It also encompasses major critical analyses of international trade law together with an in-depth review of relevant GATT/WTO panel and appellate body decisions.

Themes that will be addressed throughout the course will include the origins of international trade law, fundamental principles of the GATT/WTO regime, Services (GATS), the WTO Dumping and Subsidies regimes and the Sanitary and Phytosanitary Agreement. The effects of trade liberalisation in general on developing countries will also be the subject of review together with an analysis of the on-going conflict between the basic dictates of international trade agreements on the one hand and the need to enshrine and protect international environmental and labour standards on the other.

Indicative Assessment: Information about the means of assessment, including the relationship between the assessment and the learning outcomes of the course, will be available on the course home page by the first week of semester.

Preliminary Reading:

The preliminary reading required for this course will be available from the course home page at least one week prior to the commencement of the course.

Prescribed Text:

Information about prescribed texts will be made available in the course study guide.

This course has close links with International Law in that it investigates a particular area of international law.

Japanese Law and Society LAWS2227 (6 units)

Later Year Course

Second Semester, 2012

Workload: This course meets twice a week for 90 minutes. Student attendance and participation is worth 5 per cent of assessment and Wattle discussion posting is worth 5 per cent of assessment. Do not take this course if you will rely on taping. I will endeavour to tape the course, but there is no guarantee that it will work. Classroom participation is an important part of this course that cannot be replaced by listening to tapes.

Academic Contact: to be confirmed

Prerequisites: Completed or completing five LAWS courses at 1000 level.

Assumed Knowledge and Required Skills: This course does not assume you have a knowledge of Japan or Japanese. However, if you have a background in Japanese or Asian Studies, you will be able to use this in your analysis of the topics covered in this course.

Course Description: Law may arguably be described as the rules a society creates to govern how its members should interact with one another. Thus, in examining a country's laws and legal system we should be able to come to a better understanding of the dynamics and values of that society. The purpose of this course is to provide a foundation for understanding the place and use of law in modern Japan. The class will cover the history, structure, and fundamental substantive areas of Japanese law. Further, we will investigate and challenge some of the assumptions about the place of law in Japanese society. Topics covered in the first part of the course on Japanese legal structure include its legal history, judicial system, legal education, and legal profession. Topics covered in the second part of the course on Japanese legal society include Japan's views on litigation, foreigners, women, and minorities. Topics covered in the third part of the course on Japanese substantive law include the foundations and current topics in Japanese constitutional, criminal, contract, tort, and commercial law.

Indicative Assessment: The following assessment scheme is proposed:

- > Attendance and Participation (5 per cent)
- > Wattle Discussion Postings (5 per cent)
- > News Assignment-Presentation (20 per cent)
- > News Assignment-Impressions Paper (20 per cent)
- > Final Examination OR Final Paper (50 per cent).

Prescribed Text:

There is no prescribed text. All materials will be available as an eBrick on Wattle.

Labour Law LAWS2228 (6 units)

Later Year Course

Second Semester, 2012

Workload: Class contact hours are 3 hours per week. This will include lectures and class discussion. The amount of time dedicated to class discussion as opposed to lectures will vary depending on class size. Students are generally expected to devote approximately 10 hours per week to this course.

Academic Contact: Pauline Thai

Prerequisites: Contracts LAWS1204.

Completed or completing five LAWS courses at 1000 level.

Recommended: Other courses making up a specialisation in labour law include Work and Law - Selected Topics.

Anti-discrimination law studied in Human Rights Law is also relevant.

Course Description:

This course examines labour law in Australia. Labour law is an important component of studies in the legal regulation of commerce. Students are introduced to the key aspects of labour laws which determine the rights, entitlements and responsibilities of employers and workers in the workplace. Both practical and theoretical perspectives on judge-made law and statute regulating work are examined. Given extensive recent legislative activity by the Commonwealth Parliament in the area of labour law, the Fair Work Act 2009 (Cth) as amended is analysed in some detail.

Topics covered include:

- > the history, development and constitutional underpinnings of Australian labour law
- > employees contrasted with other categories of workers
- > the common law contract of employment
- > minimum employment terms and conditions
- > workplace bargaining and agreements
- > the regulation of industrial conflict (including strikes)
- > wrongful, unlawful and unfair termination of employment.

Indicative Assessment: Information about the means of assessment, including the relationship between the assessment and the learning outcomes of the course, will be available on the course home page by the first week of semester.

Preliminary Reading:

The preliminary reading required for this course will be available from the course home page at least one week prior to the commencement of the course.

Prescribed Text:

Information about prescribed texts will be made available in the course study guide. See the course home page.

Law and Society in South East Asia LAWS2229 (6 units)

Later Year Course

not offered in 2012

Academic Contact: Daniel Fitzpatrick

Prerequisites: Completed or completing five LAWS courses at 1000 level.

Course Description:

This course introduces students to the legal systems of Southeast Asia, an area of immediate importance to Australia. Legally speaking, the area is one of the most complex in the world. It comprises a range of customary, Islamic and State laws. These laws exist today in varying combinations, occasionally in harmony and, not infrequently, in conflict.

Part 1 of the course will provide an historical outline and general overview of these systems. In Part 2, the focus will be on land law and legal pluralism, as a representative case-study of law-in-action in Southeast Asia.

Indicative Assessment: Please refer to LAWS2229 course home page.

Preliminary Reading:

Please refer to LAWS2229 course home page.

Prescribed Text:

Please refer to LAWS2229 course home page.

Law Internship LAWS2230 (6 units)

Later Year Course

Summer Session, 2012, First Semester, 2012, and Second Semester, 2012

Workload: The amount of time spent in the workplace will depend on the placement, the topic and the nature of the research to be undertaken. An agreement is prepared between the student, the professional supervisor and the course convenor to provide for regular meetings between the student and the supervisor and to set out expectations relating to progress.

Academic Contact: Peter Ford, Summer; Fergus Thomson, Semester 1 and 2.

Prerequisites: A student must be in their penultimate or final year with a credit average.

Recommended: It would be helpful for students to have completed academic study of the relevant topic area before undertaking an internship.

Course Description:

The student serves as an intern under the supervision of a lawyer in a workplace (eg law firm) to complete a research paper on a practical topic chosen by the workplace. The workplace may be in the public or private sector. The project, which is settled by written agreement among the student, professional, and internship director, may be multidisciplinary but must have a strong law element.

Internships may also be available to work with members of the ANU College of Law on projects of an applied nature. These projects may include submissions to inquiries and parliamentary committees, responses to discussion and issue papers, and projects of bodies with which members of the ANU College of Law are involved (for example, advisory councils). A Law School protocol governs these internships. College staff will advise the internship coordinator when such projects are available.

The time to be spent at the work site is variable; it reflects factors such as availability of data, library resources, interviewing needs, and degree of professional supervision.

Internships are available during each semester, and during the summer vacation. To assist in placements, applications for an internship are generally made earlier than for other subjects - by end December in the preceding year for first semester, and by end May for second semester. For summer internships, applications should be in by mid-October. This is in addition to the normal course enrolment.

Further information (including application form) is available on the ANU College of Law website: <http://law.anu.edu.au/undergraduate/Internship.asp>

Indicative Assessment: The internship involves the completion of a 6,000 word research paper under the direct supervision of a legal professional in a workplace. The paper is jointly marked by the professional supervisor and the

course convenor. This is the only assessment task for the course.

Preliminary Reading:

This will depend on the topic of research and may be discussed with the professional supervisor.

Work and Law - Selected Topics

LAWS2231 (6 units)

Later Year Course

not offered in 2012

Prerequisites: Completed or completing five LAWS courses at 1000 level.

Course Description: The workplace is the site for extensive legal regulation over and above the mechanisms of contract, awards and workplace agreements (which are explored in Labour Law) - in areas such as occupational health and safety, equal employment opportunity, and relations between trade unions and their members. There are also distinctive regulatory issues thrown up by the role of international norms and by changing conceptions of public sector work. The course is designed to examine contemporary issues in workplace regulation. The content will vary in emphasis from time to time.

Indicative Assessment: The proposed means of assessment for this course will provide students with the option of undertaking at least two pieces of assessment, including one piece during the semester.

Prescribed Text:

Please refer to LAWS2231 course home page.

This course, together with Labour Law, makes up a specialisation in Labour Law. Discrimination law, studied in Human Rights Law in Australia, is also relevant. Nowadays, labour law adds an important dimension to studies in commercial law and social welfare law.

Selected Topics in Torts

LAWS2233 (6 units)

Later Year Course

Second Semester, 2012

Academic Contact: Mark Lunney

Prerequisites:

Torts LAWS1203

Completed or completing five LAWS courses at 1000 level.

Course Description:

The course examines some contemporary issues in the law of torts and builds on learning undertaken in LAWS1203.

The course will focus on the changes made to Australian tort law as a result of the tort reform legislation of the first decade of the twenty first century, as well as considering more problematic 'duty of care' issues in the tort of negligence. Topics may include recovery of damages for negligently inflicted pure economic loss and mental harm, statutory defences relating to recreational activities, intoxication and obvious risks, the law relating to defective products, and the law of private nuisance.

Preliminary Reading:

Please refer to LAWS2233 course home page.

Prescribed Text:

Please refer to LAWS2233 course home page.

Special Law Elective 1: Animals and the Law LAWS2234 (6 units to 12 units)

Later Year Course

not offered in 2012

Workload: Each week students will attend a two hour lecture and a one hour interactive and participative tutorial based upon the material presented in the lecture.

Academic Contact:

Prerequisites:

Completed or completing five LAWS courses at 1000 level.

Students may also find it beneficial to have completed LAWS2201 Administrative Law and LAWS2203 Corporations Law.

Course Description:

The purpose of the course is to introduce students to the legal, ethical, regulatory, economic and social issues that are associated with human interaction with animals.

The former President of the Australian Law Reform Commission Professor David Weisbrot suggested that "animal welfare" is likely to become the next great social justice movement in Australia, observing that the treatment of animals is "increasingly becoming a social and legal issue, as well as an important economic one." Why is this? There is a growing understanding in society of the importance of respect and protection of animals as an indicator of the ethical maturity of a society.

The way in which society exploits animals for our entertainment, pleasure and consumption therefore raises profound moral, ethical and legal issues. Accordingly, "ethical animal welfare, the protection of animals for their own sake as sentient beings with a capacity for suffering, is no doubt one of the basic values of modern western states." This interaction between human activities and animal interests is a serious area of academic inquiry giving rise to significant legal regulatory and socio-ethical issues.

Adopting an inter-disciplinary approach, this new elective course will consider animals within established categories of law such as property, (for example, s.2 of the Australian Consumer Law and s 4 of the Competition and Consumer Act 2010 (Cth) defines "goods" to include animals), but will also examine the legal status and regulation of the treatment of within broader social, philosophical and legal contexts. This includes an economic and scientific context, an environmental context, and an ethical-political context.

Students will therefore be challenged in their traditional understanding of animals as they are conceptualised in law (including underlying philosophical assumptions) and to critically evaluate the way the legal system influences the interests of animals within society.

In this way, an examination of animals through prevailing and traditional legal doctrines is critiqued and evaluated through the insights of other academic disciplines such as philosophy, economics and science. This approach will provide students with an opportunity for critical reflection on the legal and ethical interaction between humans and animals as manifested in the law.

Indicative Assessment: Students will be assessed on class participation and be required to write a substantial research essay on a topic of their choice and approved by the course convenor.

Prescribed Text:

Deborah Cao; Animal Law in Australia and New Zealand, 2010, Lawbook Co (Thomson Reuters), Sydney, Australia.

Classes will not be recorded as Animals and the Law is intended to be an interactive and participative course.

Special Law Elective 2: Occupational Health and Safety Law

LAWS2235 (6 units to 12 units)

Later Year Course

not offered in 2012

Workload: The workload for this course will comprise 36 contact hours; and approximately 78 hours preparation.

Academic Contact: Cameron Roles

Prerequisites: Torts LAWS1203 and Contracts LAWS1204
Completed or completing five LAWS courses at 1000 level

Assumed Knowledge and Required Skills: None

Course Description: Occupational Health and Safety Law will provide students with an understanding of the legal regulation of workplace injuries, especially the employer's common-law duty to maintain a safe workplace and the employer's obligations under occupational health and safety statutes. The course will consider the problem of work-related injuries in the workplace, and the nature of workplace accidents. The course will consider briefly the history of workplace safety regulation, the failure of the common law to reduce accidents in the workplace and the Robens reforms on which modern safety laws are based. The focus of the course will then shift to an examination of statutory regimes governing occupational health and safety law in Australia. The focus of the course will be on the New South Wales statute, but significant differences between the New South Wales statute and those existing in the other States and Territories will also be highlighted. Importantly, the course will also consider the proposals to harmonise Australia's nine separate occupational health and safety jurisdictions, and will provide students with the opportunity to be completely up-to-date with these important changes.

Indicative Assessment: It is anticipated that the final assessment will comprise of the following:

- > class presentations on selected extracts from materials (15 per cent);
 - > class participation (10 per cent);
 - > two on-line quizzes (10 per cent each); and
 - > research paper of 3000 words (55 per cent).
- Prescribed Text:
Please refer to LAWS2235 course home page

Succession

LAWS2236 (6 units)

Later Year Course

First Semester, 2012

Workload: Depending on class size, it is expected that each week there will be 3 contact hours divided between lecture, seminar and tutorials. Final details will be provided on the course website during the first week of semester. Students are generally expected to devote approximately 10 hours overall per week to this course. There will be some compulsory attendance.

Academic Contact: Glenda Bloomfield

Prerequisites: Completed or completing five LAWS courses at 1000 level.

Recommended: It is preferable to take Succession after, or at least with, Property.

Course Description:

With our ageing population succession law is a growing area of practice for legal practitioners. The course examines the law governing succession to property after the death of the owner. Succession law touches every family, and, eventually, all of us.

Major topics include:

- > the nature of wills and their relationship to contracts;
 - > capacity to make a will, fraud on the testator, undue influence, formalities for making a will and how a will is revoked;
 - > what wills mean and how they are applied;
 - > the principles and practice of drafting wills;
 - > loss of capacity to benefit under a will; for instance, for killing the testator;
 - > how an estate is divided when there is no will; and
 - > how the law protects family members against being disinherited by will.
- > The law on the various topics is considered in a social and political context, and the principles and rules are related to theory and to practice. While the course concentrates on the law of the ACT, students will also frequently make comparisons and consider the law in other jurisdictions. It follows that considerable attention is given to pressures and directions for reform.

Indicative Assessment: The proposed means of assessment for this course will require students to undertake at least two pieces of assessment, including one piece during the course and a final exam. Details of the final assessment will be provided on the course home page by the first week of semester.

Preliminary Reading:

The preliminary reading required for this course will be available from the course home page at least one week prior to the commencement of the course.

Prescribed Text:

Information about prescribed texts will be available in the course study guide on the course home page.

Takeovers and Securities Industry Law

LAWS2237 (6 units)

Later Year Course

Second Semester, 2012

Workload: Three hours of face-to-face teaching per week, plus private study and time for assessment tasks.

Academic Contact: Peta Spender

Prerequisites:

Corporations Law LAWS2203.

Completed or completing five LAWS courses at 1000 level.

Course Description: This course examines important facets of the regulation of corporations. It investigates the law and policy relating to the acquisition of control of corporations, particularly by takeover, and the regulation of financial markets generally. Topics to be covered include:

- > issues prompting, and theories shaping, the regulation of takeovers and the securities industry generally;

- > the regulation of financial markets;
- > the powers of the Australian Securities and Investment Commission and the obligations of listed companies, brokers and dealers;
- > controls upon market manipulation and insider trading;
- > the legal requirements for prospectuses;
- > controls upon the acquisition of shares under Chapter 6 of the Corporations Act 2001 (Cth);
- > directors' responsibilities in a takeover situation; and
- > compulsory acquisition powers.

Indicative Assessment:

The proposed means of assessment for this course will involve at least two pieces of assessment including piece during the semester. Details of the final assessment will be provided on the course home page.

Prescribed Text:

Please refer to the course home page.

The course builds upon knowledge acquired by students in Corporations Law as well as pursuing specialised legal applications in the area of public company regulation. Students seeking a strong corporate law specialisation in their degree would also enrol in Bankruptcy and Insolvency.

Indigenous Australians and the Law

LAWS2238 (6 units)

Later Year Course

First Semester, 2012

Workload: Three hours per week.

Academic Contact: Jo-Anne Weinman

Prerequisites: Australian Public Law LAWS2201, International Law LAWS2224.

Corequisites: Property LAWS2204

Course Description: This course aims to arm students with an understanding of, and a critical approach to, the law as it applies to Aboriginal and Torres Strait Islander peoples. Central to the course is an examination of the extent to which Australian law recognises the rights and interests of Indigenous Australians as citizens and as peoples. It presents constitutional, human rights and property law relating to Indigenous peoples in their socio-political, historical and cultural contexts, questioning the adequacy of the current state of the law with a view to possibilities for future law reform. It acknowledges the disproportionately large role of the law in the lives of this arguably overly-regulated but under-protected group of peoples, providing an understanding of some of the central legal issues facing Indigenous Australians, and the impact this has and has had on Indigenous and non-Indigenous peoples. The course covers issues relating to legal definitions of Indigeneity, the relationship between Indigenous Australians and the state, self-determination, racial discrimination, rights to lands and waters, and the place of Indigenous Australians in the world community of Indigenous peoples. As such, it builds on concepts introduced in Australian Public Law, International Law and Property Law.

Indicative Assessment:

- > 10 per cent Participation
- > 30 per cent Oral Presentation and 500 word Summary
- > 60 per cent Policy Submission

Final details of assessment will be confirmed in Week 1 and provided on the course Wattle website.

Prescribed Text:

Please refer to the course Wattle website.

This course touches on a wide range of legal areas and concepts and therefore is best undertaken by students later in their degree.

Special Law Elective 3: Insurance Law

LAWS2239 (6 units to 12 units)

Later Year Course

not offered in 2012

Workload: The course will be taught intensively over Summer involving at least 36 contact hours.

Academic Contact: Ashley Tsacalos

Prerequisites: LAWS1204 Contracts: Completed or completing five LAWS courses at 1000 level.

Course Description:

This course will provide students with an introduction to the general principles of insurance law. It will include an overview of the legislation that relates to insurance, particularly the Insurance Contracts Act 1984 (Cth), and the legislation that regulates the insurance industry, particularly Chapter 7 of the Corporations Act 2001 (Cth) and the Insurance Act 1973 (Cth), as well as an examination of the common law relating to insurance law. There will also be a consideration of the fundamental principles in insurance law such as the duty of utmost good faith, the duty of disclosure, double insurance, contribution, subrogation and reinsurance. This course is taught with an emphasis on the practical application of the principles of insurance law. Therefore, the fundamental principles will be considered in a practical context. In addition, there will be a consideration of various insurance policies, standard policy conditions and exclusions as well as indemnity issues. The course will also include an examination of insurance law in a dispute resolution framework in terms of the nature of insurance disputes, dispute resolution mechanisms and insurance litigation.

Topics covered include:

- > Introduction to Insurance Law and the Insurance Contracts Act
- > Regulation of the Insurance Industry
- > Formation of the Contract of Insurance
- > Insurance Agents and Brokers
- > Interim Contracts of Insurance
- > Duty of Utmost Good Faith, Duty of Disclosure and Misrepresentation
- > The Policy
- > Construction of the Contract of Insurance
- > Renewal, Variation and Cancellation of Insurance
- > Mistake
- > Waiver and Estoppel
- > The Claim
- > Double Insurance and Contribution
- > Subrogation
- > Reinsurance

Indicative Assessment: The proposed assessment of this course comprises class participation (10 per cent) and a take home exam (90 per cent).

Prescribed Text:

Readings will be contained in a brick of materials.

Information about prescribed texts and other recommended reading will be available in the course study guide on the course home page.

Special Law Elective 4: International Human Rights Clinic

LAWS2240 (6 units)

Later Year Course

Not offered in 2012

Workload: Students will work 3 hours a week on their project throughout the semester, and will attend 6 two hour seminars over the semester. Assessment tasks require a further time commitment.

Academic Contact: Simon.Rice

Prerequisites: Completion of 60 units of LAWS courses

Course Description: This course educates law students in the implementation of human rights norms in domestic law policy in Asia. In doing so, it supports the capacity of NGOs in Australia's region to pursue their mission. Students work in teams to carry out human rights policy research for a partner NGO, Bridges Across Borders South East Asia (BABSEA) www.babsea.org, under supervision by staff both at ANU and at BABSEA. The students' research tasks produce an output - a report, a proposal, a program of activity, a submission etc - which support BABSEA's work addressing contemporary issues of human rights in the region.

Areas of likely research include prisons, juvenile justice, discrimination, and minority rights. Students will attend scheduled classes at ANU, read relevant academic material, maintain a reflective journal, and carry out prescribed assessment tasks. The supervision of staff of BABSEA is through online communications technology.

Indicative Assessment: Students will be assessed on:

- > class participation and presentations
- > satisfactory completion of the BABSEA project
- > an analytical essay
- > a personal reflection
- > For further information, and details about the application process, go to: <http://law.anu.edu.au/undergraduate/ClinicalInternationalHumanRights.asp>

Special Law Elective 5:

LAWS2241 (6 units)

Later Year Course

not offered in 2012

Litigation and Dispute Management

LAWS2244 (6 units)

Later Year Course

First Semester, 2012

Workload: Four hours per week.

Academic Contact: Peta Spender

Prerequisites: Torts LAWS1203 and Contracts LAWS1204
Completed or completing five LAWS courses at 1000 level

Course Description:

This course is an introduction to dispute resolution focussing upon mediation and civil litigation. The course will examine

dispute resolution within and outside the legal system and will explore litigation via the principles of civil procedure. The interlocutory steps in civil litigation will be analysed alongside the strategies adopted by lawyers in the conduct of litigation. The course is structured to meet the requirements for admission as a legal practitioner in the Australian States and Territories but also provides opportunities for critical appraisal of litigation policy and practice.

Topics to be covered include:

- > access to justice
- > the importance of process
- > mediation procedures
- > confidentiality and power imbalances in dispute resolution
- > when and how to commence proceedings in court
- > class actions
- > urgent applications
- > gathering evidence.

Indicative Assessment: Details of the final assessment will be provided on the course home page by the first week of semester.

Prescribed Text:

Please refer to the course home page.

This course is best undertaken by students later in their degree. In particular, students will benefit from an understanding of Corporations Law.

Information Technology Law

LAWS2245 (6 units)

Later Year Course

First Semester, 2012

Workload: The course consists of weekly 2 hour lectures. Every second week there will also be a one hour research skills tutorial. Students are generally expected to devote approximately 10 hours overall per week to this course.

Academic Contact: Surend Dayal

Prerequisites: Completed or completing five LAWS courses at 1000 level.

Assumed Knowledge and Required Skills:

General computer literacy and a willingness to learn about new technology is helpful for this course.

Recommended:

A prior understanding of Intellectual Property and Contracts is helpful for some topics covered in this course.

Course Description:

The course looks at the intersection of Information Technology with law. Five broad subject areas have been identified within which this intersection is explored: from the impact of digital content, through the challenges and opportunities of a vastly more interconnected, perhaps "borderless" society. Anyone who was intrigued by the move "The Social Network" will be interested in this course.

The five areas of study are:

- > information technology and intellectual property;
- > censorship;
- > privacy;
- > computer crime and evidence; and
- > e-commerce and IT contracts.

- > An important component of the course is the cultivation of an understanding of the technology underlying information technology.

Indicative Assessment: The proposed means of assessment for this course will provide students with the option of undertaking at least two pieces of assessment, usually an essay mid-semester and a final examination. More information about the means of assessment, including the relationship between the assessment and the learning outcomes of the course, will be available on the course home page by the first week of semester.

Prescribed Text:

Information about prescribed texts will be made available in the course study guide. See the course home page.

Special Law Elective 6:

LAWS2246 (6 units to 12 units)

Later Year Course

not offered in 2012

Survey of United States Law

LAWS2247 (6 units)

Later Year Course

Summer Session, 2012

Workload: The course requires attendance at the University of Alabama in Tuscaloosa throughout the 5-week intensive teaching period. Details for reading will be available through the course home page.

Academic Contact: James Prest

Prerequisites:

Enrolment in the summer course is restricted to the students who have been accepted in the 5-week intensive ANU/UA Joint Teaching Program. Priority will be given to later year students (12 or less semester courses left to complete). Subject to this priority, students will generally be selected on a first-come first served basis, as enrolment will be strictly limited (10 students in 2010); where appropriate, academic merit may be taken into account.

Completed or completing five LAWS courses at 1000 level.

Course Description:

The course will consist of a series of introductory lectures by various University of Alabama Law School staff members on various aspects of American Law, supplemented by field trips to, eg, the Civil Rights Museum in Birmingham, the Alabama Supreme Court in Montgomery, (forming an integral part of the course's class work and included in the contact hours). It will concentrate on non-common law subjects (eg, Constitutional Law, Administrative Law, Labor Law, Limited Liability Corporations, Bankruptcy, Consumer Protection, Environmental Law, Federalism, etc.).

Indicative Assessment: Examination at the end of the Alabama Program.

To derive maximum benefit from the course, it is suggested that students undertake it in the latter part of their studies, when they have achieved a reasonable degree of familiarity with law in general. Taught at the University of Alabama Law School in Tuscaloosa, Alabama in Jan-Feb. Applications must be submitted in early August of the preceding year.

Selected Topics in Australian-United States

Comparative Law (Alabama)

LAWS2248 (6 units)

Later Year Course

Summer Session, 2012

Workload:

Taught at the University of Alabama Law School in Tuscaloosa, Alabama in January-February. This course is run in an intensive format with approximately 9 hours of lectures/seminars per week.

Academic Contact: James Prest

Prerequisites:

Completed or completing five LAWS courses at 1000 level.

Enrolment in this summer course is restricted to the students who have been accepted in the 5-week intensive ANU/US Joint Teaching Program. Priority will generally be given to later year students (12 or less semester courses left to complete). Subject to this priority, students will be selected on a first-come first-served basis, as enrolment will be strictly limited (10 students in 2010). Where appropriate, academic merit may be taken into account.

Course Description:

The course will be taught jointly by a visiting ANU academic and an academic from the University of Alabama Law School. (While the specific subject area of the course will vary from year to year, depending on the particular field of interest of the ANU/UA visitors, it will involve a comparative study of Australian and US approaches to the particular subject matter. Assessment details, teaching methods and type of course materials will vary from year to year depending on the subject matter and personnel involved in each offering of the course, but will be specified prior to student enrolment in the course.)

In 2012, the course will involve a comparative study of Australian and US approaches to Environmental Law and Climate Law.

Indicative Assessment: This course will require participation in seminar activities at the University of Alabama throughout the intensive teaching period. The course will be primarily assessed by a 5,000-6,000 word comparative research essay due after the end of the course. Further details of the final assessment will be provided on the course home page by the first week of the course.

Prescribed Text:

Bates, G. Environmental Law in Australia, 7th edition, Lexis Nexis, and US textbook - to be advised. A supplementary reading guide will be available on the course web page.

To derive maximum benefit from the course, it is suggested that students undertake it in the latter part of their studies, when they have achieved a reasonable degree of familiarity with law in general and with the particular subject area of the course in any given year.

Legal Theory

LAWS2249 (6 units)

Later Year Course

Second Semester, 2012

Workload: Every week there will be two 1 hour lectures and a 1 hour tutorial. Students are expected to devote approximately 10 hours overall per week to this course.

Academic Contact: Leighton McDonald

Prerequisites: Completed or completing five LAWS courses at 1000 level.

Assumed Knowledge and Required Skills: This course presupposes that students have some legal knowledge through the study of a central area of law, such as torts or constitutional law. It does not assume that you have knowledge or skills in philosophy, political theory, economics or other social sciences - though any such knowledge and skills may be of assistance in undertaking this course.

Course Description: This course explores a number of important theoretical issues concerning law. These issues include the nature and function of law in modern societies, the nature of citizens' obligations under law, the nature of legal reasoning and the interpretation of legal texts, the relationship between law, power, justice and democracy and the capacity of the law to provide for gender, cultural and other forms of difference. The course proceeds by way of a critical examination of the leading contemporary schools of thought about law and legal issues. In the course of this examination, specific attention may be paid to the perspectives of these schools on such topical issues as civil disobedience, freedom of speech and indigenous sovereignty.

Indicative Assessment: Examination (closed book) 2 questions, 2 hours 60 per cent.

Essay (1200 words) based on seminar presentation 20 per cent.

Seminar presentation (5-10 minutes) and discussion of presentation - 10 per cent.

Seminar attendance and participation - 10 per cent.

Preliminary Reading:

Hart, HLA (1961) - The Concept of Law (Chapter 1). Bix, B (2006) - Jurisprudence: Theory and Context (4th ed) (Chapters 1 and 2).

Prescribed Text:

The course is generally based on a two volume reading brick containing relevant articles and book extracts.

International Law LAWS2250 (6 units)

Later Year Course

Second Semester, 2012

Workload: In weeks 1-2 there will be one two-hour lecture and one one hour lecture. In weeks 3-4 there will be one two-hour lecture -hour tutorial. Students will generally need to devote about 10 hours on average per week to this course.

Academic Contact: Don Rothwell

Prerequisites: LAWS1205 Australian Public Law. Completed or completing five LAWS courses at 1000 level.

Course Description: This course deals with the body of law known as International Law or sometimes 'Public International Law', as distinct from 'Private International Law'. The field of International Law deals with many aspects of the functioning of the international community (including the relations of States with each other and with international organisations); it also affects many activities that occur within or across State boundaries (including the treatment by States of their citizens, environmental law, military operations, and many other areas). The impact of international law on the Australian legal system and the globalised nature of many governmental, judicial and social activities means that a basic knowledge of the terminology,

institutions, and substance of international law is not only worthwhile acquiring in its own right, but is also a necessary part of the knowledge and skills of any law graduate.

Indicative Assessment: The proposed means of assessment for this course will provide students with the opportunity of undertaking at least two pieces of assessment, including one piece during the semester. An end of semester examination has been a regular means of assessment in recent years. More information about the means of assessment, including the relationship between the assessment and the learning outcomes of the course, will be available on the course home page by the first week of semester.

Preliminary Reading:

The preliminary reading required for this course will be available from the course home page at least one week prior to the commencement of the course.

Prescribed Text:

Information about prescribed texts will be made available in the course study guide. See the course home page.

This course offers a significant foundational framework for the study of: Advanced International Criminal Law, Law of the Sea, International Dispute Resolution, International Environmental Law, International Human Rights Law, International Trade Law, and any other specialised international law unit, and provides the substantial grounding needed for participation in the Jessup Moot LAWS3010.

Legislative Drafting and Technology LAWS2251 (6 units)

Later Year Course

Second Semester, 2012

Workload: Each week there will be a 3 hour class consisting of both a theoretical and hands-on component. Students are generally expected to devote approximately 10 hours overall per week to this course.

Academic Contact: Fiona Guy/Wade Johanson (Oracle)

Prerequisites: Completed or completing five LAWS courses at 1000 level.

Assumed Knowledge and Required Skills: It is helpful for students to have some experience in Microsoft Word, basic computer literacy and an interest in learning new technology.

Course Description:

The aim of this course is to give students an appreciation of issues involved in administering legislative rules and to teach students ways of preventing these issues during the legislative drafting phase. The course specifically explores how technology can be used throughout the legislative lifecycle.

Students will be introduced to a methodology and technologies which emphasise the importance of precise and structured legal expression and offer many options to analyse and represent the structure of complex legal material.

Throughout the course, students will be required to learn and apply new technology to the problems at hand.

Indicative Assessment: The assessment for this course generally consists of:

- > an analysis piece (or multiple pieces) requiring the student to interpret and analyse a piece of legislation and report on their findings

- > the construction of a legislative rulebase using the technology taught in class
- > a final report examining the interaction of legal drafting and technology.

Prescribed Text:

Course materials will be made available on the course website.

This course is restricted to 20 students.

International Criminal Law

LAWS2252 (6 units)

Later Year Course

not offered in 2012

Academic Contact: Ashleigh Barnes

Prerequisites: International Law LAWS2250.

Completed or completing five LAWS courses at 1000 level.

Course Description: The course will explore the developments in international criminal law, including criminal responsibility of individuals under international law and the correlative development of national and international mechanisms for its enforcement. Attention will be focused essentially on the so called "Nuremberg crimes" and on their subsequent developments, even though reference will also be made to other international/trans-national crimes such as acts of terrorism, on the basis of the time available. The analysis of the criminal prosecution of international crimes will be centred on the most recent case-law of both national courts and international criminal courts. The application and interpretation of some general principles and notions of (international) criminal law by domestic and international courts will be assessed, including an analysis of the objective and the subjective element of a crime, non-retroactivity of criminal offences, defences and grounds for excluding criminal responsibility. Reference will also be made to forms of implementation other than criminal prosecution (e.g. truth and reconciliation commission), as well as to the question of amnesties.

Indicative Assessment:

The proposed means of assessment for this course will provide students with the option of undertaking at least two pieces of assessment, including one piece during the semester. More information about the means of assessment, including the relationship between the assessment and the learning outcomes of the course, will be available on the course home page by the first week of semester.

Prescribed Text:

Please refer to LAWS2252 course home page.

International Environmental Law

LAWS2253 (6 units)

Later Year Course

First Semester, 2012

Workload: Three hours per week.

Academic Contact: Don Anton

Prerequisites: International Law LAWS2250.

Completed or completing five LAWS courses at 1000 level.

Course Description:

The course takes a thematic approach by using selected regimes to highlight current trends in the development of international environmental law. This thematic approach also facilitates an exploration of the political and economic

factors which influence the development of legal instruments designed to tackle pressing global environmental problems.

The course will cover fundamentals such as the history and sources of international environmental law, and the tension between international environmental regulation and state sovereignty. It also examines specific regimes and institutions to illustrate the complex and dynamic nature of the discipline. Issues to be covered will include climate change, biological diversity, and the marine environment. Key institutions such as the United Nations Environment Programme and the World Bank will also be examined.

Indicative Assessment: Details of the final assessment will be provided on the course home page by the first week of semester.

Prescribed Text:

Please refer to the course home page.

Restitution

LAWS2254 (6 units)

Later Year Course

First Semester, 2012

Academic Contact: Pauline Ridge

Prerequisites:

LAWS1204 Contracts and LAWS2204 Property.

Completed or completing five LAWS courses at 1000 level.

Course Description:

The course covers aspects of the law of restitution as it has developed in Australia, England and (to a lesser extent) Canada, and considers the inter-relationship between restitution, contract, equity, and other categories of legal obligations.

The course considers the relevant law from three perspectives: historical, conceptual and doctrinal. It provides a useful overview of the private law of obligations and property. The first section of the course considers:

- > the history of restitution; and
- > theories of restitution and the concept of unjust enrichment
- > The second part of the course examines various situations where restitutionary relief may be sought including:
 - mistake (including its role as the paradigm unjust enrichment claim);
 - ineffective contracts;
 - restitution after breach of contract;
 - compulsion;
 - restitution for wrongs;
 - property and restitution;
 - equity and restitution; and
 - other topical issues.

Indicative Assessment: Mid-semester exam worth 50 per cent; and, an end of semester exam worth 50 per cent, or an essay worth 50 per cent (the end of semester options are to be confirmed). In addition, there will be a mark deduction for non-attendance at seminars and assessment of seminar participation.

Prescribed Text:

Please refer to the course home page or Wattle.

Restrictive Trade Practices**LAWS2255 (6 units)**

Later Year Course

Second Semester, 2012

Workload: Three hours per week (Lecture - 2 hours, Tutorial - 1 hour).

Academic Contact: Alex Bruce

Prerequisites: Contracts LAWS1204.

Completed or completing five LAWS courses at 1000 level.

Course Description:

This course will consider the role and function of the Competition and Consumer Act 2010 (Cth) ('the CCA') in contributing to Australia's National Competition Policy. On 1 January 2011, the former Trade Practices Act 1974 (Cth) was replaced by the CCA as part of the most significant review of the TPA was enacted in 1974.

While the amendments introduced by the Trade Practices Amendment (Australian Consumer Law) (No 2) Act 2010 (Cth) introduced the Australian Consumer Law, they did not change the anti-competitive provisions of the former TPA and these provisions continue to operate in Part IV of the CCA.

The CCA aims to preserve competition by prohibiting conduct that prevents or eliminates competition. The course principally involves a consideration of the various anti-competitive trading practices that are prohibited by Part IV of the CCA and cartel conduct in particular. The CCA is enforced by the Australian Competition and Consumer Commission ('the ACCC') and significant civil penalties, criminal fines and even jail terms can be imposed for contraventions of the CCA. In addition, private parties may seek a variety of remedies for loss or damage suffered as a result of a contravention of Part IV of the CCA.

Indicative Assessment: It is anticipated that students will complete an assignment and an exam during the course. There will also be compulsory tutorial exercises. Details of the final assessment will be provided on the course home page by the first week of semester.

Prescribed Text:

Alex Bruce; Restrictive Trade Practices Law in Australia, 2010, LexisNexis Butterworths, Sydney Australia.

Law and Sexualities**LAWS2256 (6 units)**

Later Year Course

not offered in 2012

Academic Contact: Wayne Morgan

Prerequisites: Completed or completing five LAWS courses at 1000 level.

Course Description: This course is designed to explore the interactions between law and sexualities. It will:

- > provide a theoretical framework which highlights the complexity and contradictions inherent in the construction of sexualities, from an interdisciplinary perspective
- > examine a range of legal controversies surrounding sexuality
- > consider the interaction of gender, class, race and sexuality issues

- > consider the relationship between "queer" theory, lesbian and gay theory and feminist theory
- > consider the relationship between activism and the legal process.

Indicative Assessment:

The proposed means of assessment for this course will provide students with the option of undertaking at least two pieces of assessment, including one piece during the semester.

Details of the final assessment will be provided on the course home page by the first week of semester.

Preliminary Reading:

No essential preliminary reading. A background knowledge of the history and theories of sexuality would, however, be useful. In this respect students may wish to read in advance Annamarie Jogose *Queer Theory* (MUP 1996) and/or Gayle Rubin, "Thinking Sex: Notes for a Radical theory of the Politics of Sexuality" in Vance (ed), *Pleasure and Danger: exploring female sexuality* -. The Rubin article is in the reading brick.

Prescribed Text:

Please refer to the course home page.

Selected Topics in Australian-United States**Comparative Law (ANU)****LAWS2257 (6 units)**

Later Year Course

Second Semester, 2012

Workload: Taught at ANU in January-February. This course is run in an intensive format with approximately 9 hours of lectures/seminars per week.

Academic Contact: James Prest

Prerequisites: Completed or completing five LAWS courses at 1000 level.

This course is capped at 20.

Incompatibility: Please note that this course is a repeat of LAWS2248 taught in January-February of the same year at the University of Alabama and cannot be taken by students who have completed that course.

Course Description:

The course will be taught jointly by a visiting ANU academic and an academic from the University of Alabama Law School. (While the specific subject area of the course will vary from year to year, depending on the particular field of interest of ANU/UA visitors, it will involve a comparative study of Australian and US approaches to the particular subject matter. Assessment details, teaching methods and type of course materials will vary from year to year depending on the subject matter and personnel involved in each offering of the course, but will be specified prior to student enrolment in the course).

In 2012, the course will involve a comparative study of Australian and US approaches to Environmental Law and Climate Law.

Indicative Assessment: This course will require participation in seminar activities at the University of Alabama throughout the intensive teaching period. The course will be primarily assessed by a 5,000-6,000 word comparative research essay due after the end of the course. Further details of the final assessment will be provided on the course home page by the first week of the course.

Prescribed Text:

Bates, G. *Environmental Law in Australia*, 7th edition, Lexis Nexis, and US textbook - to be advised. A supplementary reading guide will be available on the course web page.

To derive maximum benefit from the course, it is suggested that students undertake it in the latter part of their studies, when they have achieved a reasonable degree of familiarity with law in general and with the particular subject area of the course in any given year.

International Organisations (Geneva) **LAWS2258 (6 units)**

Later Year Course

Summer Session, 2012

Workload: Students will attend between 50 and 60 hours of actual class time in the course of the 3-week intensive program of study. In addition, students will have to allocate appropriate time in the course of the first half of the following semester to complete the required research essay.

Academic Contact: Jean-Pierre Fonteyne

Prerequisites:

International Law LAWS2250. Completed or completing five LAWS courses at 1000 level. In addition, priority will be given to later year students who have completed at least one additional international law elective; where appropriate, academic merit may also be taken into account. Enrolment is subject to the payment of the applicable administrative fees and accommodation costs.

Assumed Knowledge and Required Skills: Enrolment in the course is limited to students with a sufficient background in international law (see prerequisites).

Recommended: Any international law elective in addition to International Law.

Course Description:

This course will be taught in conjunction with the equivalent postgraduate course. Due to practical considerations, enrolment will be strictly limited (20 students from all sources - a limited number of places may go to non-ANU summer school students and/or to postgraduate students).

The purpose of the course is to provide participants with a substantive overview of the activities of international organisations (governmental and non-governmental) located in Geneva, focusing on the legal issues arising in their operations or area of concern. Students will spend three weeks in Geneva. Formal academic instruction will be provided in part by the accompanying ANU staff member and in part by staff drawn from local academic institutions, NGOs, etc. In addition, they will take part in coordinated visits to a range of governmental and non-governmental organisations in Geneva, including up to 30 hours of presentations by legal specialists addressing the activities of their organisation.

The first week will be devoted to general aspects of the operation of international organisations, the second week will focus on human rights and related issues, and the third week will mainly address trade, IP and environmental questions. The precise composition of the program will vary to some extent from year to year. A copy of the day-by-day schedule of the last course is available on the College webpage as an indicator of the likely content of the next course.

The classes will take place at the Graduate Institute of International Studies and Development, and in various

international organisations in Geneva. All classes and visits will be conducted in English and knowledge of French is not required.

Indicative Assessment: 20 per cent for class participation in light of the high level of student participation expected in class and 80 per cent for completion of a 4,000 to 4,500 word essay, to be completed in the early part of the following semester, on a topic approved by the convenor prior to the end of the Geneva program. Details of the final assessment will be provided on the course home page.

Prescribed Text:

A reading brick will be made available at the start of the program in Geneva, and further materials may be made available by guest lecturers in the course of the program.

This unit is particularly suitable for later-year students who have completed at least one international law elective in addition to the basic international law course. Students interested in international human rights in its various guises (including labour law, refugees, health, etc) might find the unit particularly interesting, as this aspect of international law will feature prominently in the course given the location in Geneva of various UN and NGO human rights organisations (HCHR, UNHCR, ICRC, IFRCS, WHO, ILO, Global Fund, etc). International trade, environmental, and intellectual property law, as well as a number of other specialised areas, are also likely to be the subject of specific visits in the course of the program.

Consumer Protection and Product Liability Law **LAWS2259 (6 units)**

Later Year Course

not offered in 2012

Workload: Three hours per week (Lecture - 2 hours, Tutorial - 1 hour)

Academic Contact: Alex Bruce

Prerequisites:

Contracts LAWS1204.

Completed or completing five LAWS courses at 1000 level.

Course Description:

This course investigates the new Australian Consumer Law ('the ACL') regime that became effective on 1 January 2011. The Trade Practices Amendment (Australian Consumer Law) No 2 Act 2010 (Cth) introduced a comprehensive national consumer protection and product liability law regime. The variety of consumer protection statutes throughout Australia such as the Fair Trading Acts and Door to Door Sales Acts were entirely replaced by the ACL.

In particular, the former Trade Practices Act 1974 (Cth) was replaced by the Competition and Consumer Act 2010 (Cth) ('the CCA') that contains the ACL. Accordingly, the CCA, the ACL and the various State and Territory application legislation are now the principal sources of consumer protection and product liability law throughout Australia.

The object of this elective is to introduce the Australian Consumer Law as it is applied as a law of the Commonwealth and as a law of the States and Territories. This will involve a consideration of the role and function of consumer protection and product liability laws as part of Australia's National Competition Policy, misleading and deceptive conduct and its most common forms including silence, comparative advertising, passing off, sale of businesses, breach of contract and franchising industry issues, various forms of false conduct, "special" areas

of consumer concern such as pyramid selling and false claims for payments, conditions and warranties implied into consumer contracts by the ACL including the status of 'No Refund' policies, unconscionable conduct, Industry Codes of Conduct with an examination of the franchising industry, product liability, remedies under the CCA including damages, injunctions and other orders and enforcement of the Consumer Protection and Product Liability provisions of the CCA by the Australian Competition and Consumer Commission.

Indicative Assessment: The proposed means of assessment for this course will provide students with the option of undertaking at least two pieces of assessment, including one piece during the semester. Details of the final assessment will be provided on the course home page by the first week of semester.

Prescribed Text:

Alex Bruce; Consumer Protection & Product Liability Law in Australia 2010, LexisNexis Butterworths, Sydney, Australia.

Law and Psychology LAWS2260 (6 units)

Later Year Course

Second Semester, 2012

Workload: There will be 3 hours of class time per week. A further 7 or so hours of private study is expected per week in order to review required reading and research assessment tasks.

Academic Contact: Mark Nolan

Prerequisites: Completed or completing five LAWS courses at 1000 level.

Assumed Knowledge and Required Skills: The course is aimed at students who have never studied psychology before, though it will also extend those students who are or have studied psychology at university level.

Recommended: The course focuses mainly on the psychology of criminal justice. Those who have studied and enjoyed Criminal Law and Procedure, Criminal Justice, and/or Selected Topics in Criminal Law (now named Federal Criminal Law) should enjoy this course.

Course Description:

This course explores the interface of psychology and criminal law. Legal psychology as a sub-discipline of psychology and an example of interdisciplinary study in law is described, and its historical and future development is discussed. Topics usually covered include mental illness and the law, risk assessment, witness memory, investigative interview techniques, detecting deception, profiling, children in court, jury research, correctional psychology, sentencing, therapeutic jurisprudence, and neuroscientific or biological evidence of criminal blameworthiness. Material discussed is primarily of relevance to the Australian legal system. The course offers a critical perspective on legal psychology as well as invites students to be critical about the legal treatment of psychological concepts in statute and case law. Students are also shown how to research the interdisciplinary literature via relevant databases, and are given confidence to research and work with empirical psychological reports.

Indicative Assessment: A mid-semester research casenote or empirical report comment, a short answer test, and a research essay.

Preliminary Reading:

Consult course study guide for week 1 reading

Prescribed Text:

A Kapardis, Psychology and the Law: A Critical Introduction (3rd Edition), Cambridge: Cambridge University Press, 2010 (unless other text mentioned in the course study guide).

Federal Criminal Law LAWS2261 (6 units)

Later Year Course

not offered in 2012

Workload: Every week there will be three contact hours. Depending on the size of the group, it is likely that two of the three classes will be lecture-style. However, it is likely that the third contact hour will be in a seminar format and will involve working through problems or specific set reading in group discussion. In general, in addition to the three contact hours per week, students are expected to spend seven hours a week engaging in reading and other preparation for this course.

Academic Contact: Miriam Gani

Prerequisites:

Criminal Law and Procedure LAWS1206

Completed or completing five LAWS courses at 1000 level

Course Description:

The aim of this course is to provide an opportunity for students:

- > to engage with the codified criminal law of the federal jurisdiction
- > to consolidate and build upon the skills and knowledge gained during their study of Criminal Law and Procedure
- > to undertake in-depth study of specific areas of the substantive federal criminal law
- > to engage with contemporary and emerging issues in the federal criminal area
- > to consider the purpose and role of the criminal law in our society.

The course will take a theoretical, doctrinal and, sometimes, comparative approach both to principles of criminal responsibility in the federal criminal jurisdiction and to offences against the Commonwealth Criminal Code. Topics will be selected from a range of areas which may include: theories of crime and punishment underpinning federal criminal law; inchoate offences; cyber crimes; drugs and prohibited commodities; corporate and industrial crimes; terrorism and political offences; defences; and federal sentencing law.

Indicative Assessment: Assessment in this course is likely to involve at least two pieces of assessment including a take-home exam at the end of the semester. There will also be a minimum attendance requirement. More information about the means of assessment, including the relationship between the assessment and the learning outcomes of the course, will be available on the course home page by the first week of semester.

Prescribed Text:

Please refer to the course home page.

This course has Criminal Law and Procedure as a prerequisite. It complements the other criminal law related courses offered by the Law School including Criminal Justice and International Criminal Law.

Current Issues in Administrative Law LAWS2262 (6 units)

Later Year Course

not offered in 2012

Workload: Three hours per week.

Academic Contact: Robin Creyke

Prerequisites: Administrative Law LAWS2201.

Completed or completing five LAWS courses at 1000 level.

Course Description:

The course is designed to familiarise students with some of the contemporary challenges facing the Australian system of Administrative Law, and to permit them to engage in a scholarly and reflective analysis of the issues involved in cases and issues which are coming before the courts. To best suit the needs of the student body, cases and issues will be examined both from a theoretical and practical dimension.

The nature of this course means that the course study guide will generally not be fully settled before each semester, in order to leave some space for significant issues or cases which arise just prior to or during the teaching period. Nevertheless, certain topics will need to be covered to supplement the foundation course. Topics from which sessions will be selected include:

- > Jurisdictional error
- > Administrative law theory
- > New trends in accountability in an administrative state
- > The role of privative clauses and other means of removing or limiting the jurisdiction of courts and tribunals
- > Commercialisation, privatisation and outsourcing of government functions;
- > Damages as an administrative law remedy
- > The status of international law principles and conventions in Australian administrative law
- > Controlling administrative decision-making-alternatives to external review: internal review; codes of conduct; service charters
- > The interaction of administrative law and human rights and anti-discrimination principles
- > Investigative bodies, including Ombudsman and Parliamentary Commissioners and their place in administrative law
- > Protection of privacy in the public and private sector
- > Executive power and administrative law
- > E-Government and its impact on administrative law
- > Issues in relation to tribunals such as evidence, modes of inquiry, structure of tribunal system, tribunal independence.

Indicative Assessment: The assessment for this course is designed to give students an opportunity to do a reflective essay on one of the major areas of the course, while encouraging engagement with other topics by requiring a short more practical piece on two other topics and a class presentation on a further topic. The class presentation will also foster the development of presentational skills.

Prescribed Text:

Please refer to LAWS2262 course home page

The course will be conducted, class size permitting, in an interactive seminar format. Students will be expected to play an active part in class discussions.

Special Topics in Intellectual Property LAWS2263 (6 units)

Later Year Course

not offered in 2012

Workload: At least three hours per week of scheduled contact time along with reading, writing and thinking on your own and talking with others, including the academic contact, outside of class.

Academic Contact: Daniel Stewart

Prerequisites: Intellectual Property LAWS2222.

Completed or completing five LAWS courses at 1000 level.

Course Description:

Does intellectual Property really encourage innovation? How does IP interact with other forms of legal regulation? Does IP have to evolve to cope with new forms of technology and behaviour, or is it our understanding of the role IP plays in encouraging innovation that has to change?

Special Topics in IP Law provides students with an opportunity to explore issues relating to intellectual property at a more advanced and specialised level. It is hoped that we can use intellectual property as a lens to consider broader issues of the role of legal regulation in encouraging innovation. This course will consider the interaction of IP with property, corporations and competition law as well as other forms of legal regulation. The main economic rationales for IP protection will be examined and contrasted with alternative approaches to reconciling the objectives of encouraging development, dissemination and adoption of innovation.

Throughout the course Students will be encouraged to explore areas of enduring or emerging concern that is of interest to them. Areas that may be explored will be finalised after consultation with the class, but could potentially include:

- > The role of networks and competition in encouraging innovation, including role and liability of carriage service providers in enforcing IP and network neutrality principles.
- > Enhancing the public benefits of scientific research, including Biotechnology, use of human genes and medical diagnostics
- > Development of language, culture and community through protection of trade marks and commercial appropriation
- > Impact on privacy, identity and speech of developments in database protection, rights management and other forms of technological protection measures.

Indicative Assessment: It is proposed that the assessment scheme will involve up to 5 different elements from which students will have to make a selection, including a group presentation, group essay, individual essay and reflective accounts. Students will be encouraged to develop their own elements and weightings so as to enable them to pursue their areas of interest while demonstrating their achievement of the course learning objectives.

Prescribed Text:

Materials will be made available, usually on the Wattle course

page, at various times throughout the course. Students should also have access to Christine Greenhalgh and Mark Rogers, *Innovation, Intellectual Property and Economic Growth*, Princeton University Press, 2010.

Advanced International Law LAWS2264 (6 units)

Later Year Course

Second Semester, 2012

Academic Contact: Sarah Heathcote (Sections 1-2), Kevin Boreham (Sections 3-5)

Prerequisites: LAWS2250 International Law.

Completed or completing five LAWS courses at 1000 level.

Course Description:

This course is a follow-up to the compulsory International Law course LAWS2250.

It is intended to round out the coverage of 'general' public international law by focusing on those areas not (or only partially) dealt with in the compulsory course.

At this stage, it is anticipated that the course will cover:

- > state responsibility for internationally wrongful acts;
- > international organisations and (time permitting) their international responsibility;
- > international humanitarian law;
- > international criminal law; and
- > terrorism, counter-terrorism and international law.

Indicative Assessment: Details of the final assessment will be provided on the course home page by the first week of semester.

Prescribed Text:

Please refer to the course home page.

International Mooting, Advocacy and Process LAWS2265 (6 units)

Later Year Course

First Semester, 2012

Workload: Class meetings: on average, 3 hours per week.

Academic Contact: Don Anton

Prerequisites:

LAWS2250 International Law.

Completed or completing five LAWS courses at 1000 level.

This course is capped at 56 students.

Course Description:

The course has three primary aims. It will teach students the basic procedure and practice of principal international courts, tribunals and bodies, including:

- > the International Court of Justice
- > the International Tribunal for the Law of the Sea
- > the World Trade Organisation
- > It will allow students to develop familiarity with issues related to international advocacy, including a basic knowledge of:
 - governing texts
 - organisation and composition of courts and tribunals
 - institution of proceedings
 - provisional measures

- jurisdiction (advisory, contentious and appellate) and access
- admissibility
- preliminary objections, third parties, intervention and amicus curiae
- written proceedings
- oral argument
- experts
- enforcement
- interpretation and revision of judgement
- execution
- recognition and enforcement of award
- It will equip students with advanced skills in international legal research and writing and with basic advocacy skills.

Indicative Assessment: The proposed assessment in this course will consist of the preparation of written submissions and the delivery of oral submissions on a hypothetical international law problem.

Prescribed Text:

Please refer to the course home page.

This course will ordinarily serve as a prerequisite for Jessup Moot. It will also serve as a platform for students wishing to participate in the many other international law moots available, including the Jean-Pictet International Humanitarian Law Moot, the Red Cross International Humanitarian Law (IHL) Moot Competition, the Asia Cup International Law Moot Court Competition, the Oxford International Intellectual Property Mooting Competition, the Manfred Lachs Space Law Moot Court Competition, the Willem C Vis International Commercial Arbitration Moot, and the International Maritime Law Arbitration Moot Competition.

International Arbitration and Negotiation Moot Competition in Japan LAWS2266 (6 units)

Later Year Course

Not offered in 2012

Workload:

39 hours minimum

Academic Contact: Kent Anderson

Prerequisites: Completed or completing five LAWS courses at 1000 level.

The course is capped at 8 students.

Course Description:

Topics covered in this course generally include:

- > Private International Law: Basic Concepts
- > Jurisdiction over disputes, people, property
- > Choice and conflict of laws
- > Substantive Cross-Border Legal Matters
- > UNIDROIT Principles of International Commercial Contracting
- > Comparative law topics (the specific subject will be determined by the factual problem and may cover constitutional law, administrative law, environmental law, torts etc)
- > Arbitration
- > Introduction to arbitration
- > UNCITRAL Rules of Commercial Arbitration
- > Advocacy and Cross-Cultural Communication

- > Effective oral advocacy in arbitration
- > Effective written advocacy for arbitration and for negotiation
- > Effective Japanese language and cross-cultural communication in a legal context
- > Negotiation
- > Basic principles and strategies of negotiation
- > Cultural based negotiation?

Indicative Assessment:

Assessment will be based on:

- > student contribution to the team's preparation
- > the team's three memorandum for arbitration and negotiation
- > assessment of the student's participation in the competition
- > a reflective essay following the competition.
- > Details of the final assessment will be provided on the course home page.

Prescribed Text:

Please refer to the course home page.

Students must have a strong background in Japanese to undertake this course.

Clinical Youth Law Program

LAWS2267 (6 units)

Later Year Course

First Semester, 2012 and Second Semester, 2012

Workload:

Students undertake a compulsory 2 day orientation at the start of the course, undertake onsite work for one afternoon a week throughout the course and attend a workshop once a week. The workshop times vary between 1 and 2 hours but one workshop is for a full morning. Students also undertake a research project which they present at a presentation session.

Students are generally expected to devote approximately 8 hours per week to this course.

Academic Contact: Tony Foley

Prerequisites: Completion of 60 units of law courses including LAWS1203 Torts, LAWS1204 Contracts, LAWS2201 Administrative Law and LAWS2204 Property.

This course is capped at 10 students. Places are allocated by ballot

Assumed Knowledge and Required Skills: communication skills sufficient to converse clearly and confidently by phone, in person and in writing with Youth Law Centre clients. It would be helpful for students to have completed Criminal Law and Family Law before commencing this course..

Course Description: This is a clinical program based in a community legal practice environment. Students participate in the Youth Law Centre, a non-profit legal service for ACT youth aged 12-25 years. While analysing the various roles that lawyers can play, students will focus on extending legal assistance, social justice and reform – particularly in relation to youth legal needs in the ACT.

The course objectives are to:

- > contextualise the study of law and student learning in a wide range of other law courses

- > guide and support students in identifying, developing and applying ethical legal practice skills
- > develop students' critical understanding of legal practice approaches, the roles of lawyers in relation to individual clients and social justice issues
- > encourage, promote and validate student aspirations to promote access to justice and equality before the law.
- > The course also explores issues such as:
 - the concept of 'reflective practice'
 - the links between the legal framework of legal practice and operating routines that apply to provision of all legal services (duties to client, confidentiality, conflict of interest)
 - legal and non-legal problems - implications for practice/service provision of an appreciation of the relevant services and the meshing of non-legal issues
 - interviewing routine - difference between legal information and legal advice
 - legal practice approaches - 'reactive', 'proactive', 'preventative', 'activist'
 - tailoring service models to client needs.

Indicative Assessment:

The assessment for this course will involve evaluation of the student's onsite work at the Youth Law Centre, seminar participation and a research project which involves preparation and presentation of a paper.

More information about the means of assessment, including the relationship between the assessment and the learning outcomes of the course, will be available on the course home page by the first week of semester.

Preliminary Reading:

The preliminary reading required for this course will be available through the Wattle area for the course at least one week prior to the commencement of the course.

Prescribed Text:

Information about prescribed texts will be made available in the course study guide. See the course home page.

Community Law Clinical Program

LAWS2268 (12 units)

Later Year Course

First Semester, 2012 and Second Semester, 2012

Workload:

Students undertake a compulsory 2 day orientation at the start of the course, undertake onsite work for two full days throughout the course and attend a three hour workshop once a week. Students also undertake a research project which they present at a presentation session.

Students are generally expected to devote approximately 20 hours per week to this course.

Academic Contact: Liz Keogh

Prerequisites:

Completion of 48 units of LAWS courses including LAWS2201 Administrative Law and LAWS2204 Property and communication skills sufficient to converse clearly and confidently by phone, in person and in writing with Welfare Rights and Legal Centre clients.

This course is capped at 6 students. Places will be allocated by ballot.

Assumed Knowledge and Required Skills: Students who have completed 48 units of LAWS courses including LAWS2201 Administrative Law and LAWS2204 Property are eligible to enrol. However, knowledge from other law courses, any legal experience which you do have as well as interpersonal and work related skills will be useful to you in this course.

Recommended: The course prerequisites are noted above. It would be helpful but not compulsory for students to have completed Criminal Law and Law Reform before commencing this course.

Course Description:

The Community Law Clinical Program is a 12 unit elective course.

This is a clinical program based in a community legal practice environment. During the course students work for two full days a week at the Welfare Rights and Legal Centre where they provide legal information and undertake casework under the supervision of solicitors.

The course objectives are to:

- > contextualise the study of law and student learning in a wide range of other law courses
- > guide and support students in identifying, developing and applying ethical legal practice skills
- > develop students' critical understanding of legal practice approaches, the roles of lawyers in relation to individual clients and social justice issues
- > encourage, promote and validate student aspirations to promote access to justice and equality before the law.
- > Course topics include:
 - introduction to public interest law
 - professional responsibilities
 - legal practice skills - legal writing, interviewing, casework skills, advising
 - substantive law in relation to tenancy, Social Security and Disability Discrimination
 - law Reform.

Indicative Assessment:

The assessment for this course will involve evaluation of the student's onsite work at the Welfare Rights and Legal Centre for two days per week, seminar participation and a research project which involves preparation and presentation of a paper.

More information about the means of assessment, including the relationship between the assessment and the learning outcomes of the course, will be available on the course home page by the first week of semester.

Preliminary Reading:

The preliminary reading required for this course will be available through the Wattle area for the course at least one week prior to the commencement of the course.

Prescribed Text:

Information about prescribed texts will be made available in the course study guide. See the course home page.

Migration Law LAWS2269 (6 units)

Later Year Course

Summer Session, 2012

Workload: It is expected that the course will be taught over six days in an intensive mode, requiring students to devote approximately 20-25 hours per week over the summer.

Academic Contact: Hitoshi Nasu

Prerequisites: LAWS1205 Australian Public Law. Students will benefit from having completed LAWS2201 Administrative Law.

Completed or completing five LAWS courses at 1000 level.

Course Description: Migration law is a public law course concerned with the regulation by the government of migrants into Australia. This course examines the Migration Act, Regulations, and relevant court decisions, developing skills in statutory interpretation and legal analysis. It aims to demonstrate administrative, constitutional and international law in action in migration areas, and encourages thinking about the interaction among the legislature, executive and judiciary. This course is designed, not simply to follow detailed rules of visa system that are subject to constant changes, but to provide fundamental building blocks to equip students with the skills to identify main issues involved and construct legal and policy advice in an effective manner.

Indicative Assessment:

There are three compulsory items of assessment: class participation; mid-semester assignment; and the assessment at the end of the course.

More information about the means of assessment, including the relationship between the assessment and the learning outcomes of the course will be available on the course home page.

Preliminary Reading:

Familiarise yourself with the Department of Immigration and Citizenship website and other online material, including the course site. Read any text that excites your interest in the role of law in regulating entry into Australia. For example, Crock, Saul and Dastyari *The Future Seekers II* (Federation Press, 2006).

Prescribed Text:

Information about prescribed texts will be made available in the course study guide. See the course home page.

Law Reform LAWS2270 (6 units)

Later Year Course

First Semester, 2012

Workload:

This course will be taught in seminars for three contact hours per week.

Academic Contact: Simon Rice

Prerequisites: Completed or completing five LAWS courses at 1000 level.

Assumed Knowledge and Required Skills: In engaging in discussion about processes for changing law, this course assumes that students have a general understanding of the conventional processes of making law (eg through legislation, policy, and appellate courts), and a general awareness of contemporary politics and policy debates.

Course Description:

In seminar discussion and case studies, the course will examine theories and processes of achieving law reform.

The topics to be covered in the course include:

- > theories of law reform;
- > the politics of law reform;
- > law reform through institutions: parliament, the bureaucracy, commissions and courts;
- > law reform through community action; and
- > the role of the news media and new media.

Indicative Assessment: Students will be assessed for their class participation, reflective journal entries, and a practical assignment which addresses a current or proposed issue of law reform. Details of the final assessment will be provided on the course home page by the first week of semester.

Preliminary Reading:

The preliminary reading required for this course, if any, will be available from the course home page prior to the commencement of the course.

Prescribed Text:

Prescribed reading will be in a course brick compiled for the course and available before the first week of semester.

Refugee Law

LAWS2271 (6 units)

Later Year Course

First Semester, 2012

Workload: Depending on class size, it is expected that every week there will be a two-hour lecture and a one-hour student-lead seminar based around presentations. Students are generally expected to devote approximately 10 hours overall per week to this course.

Academic Contact: Matthew Zagor

Prerequisites: LAWS2250 International Law and LAWS2201 Administrative Law.

Completed or completing five LAWS courses at 1000 level.

Recommended: It would be helpful but not compulsory for students to have completed International Law of Human Rights prior to commencing this course.

Course Description:

A participant who has successfully completed this course should have a clear understanding of:

- > the conventional and customary law obligations of States in respect of refugees and other asylum-seekers and of the rights of applicants
- > the protection mechanisms, both national and international, that operate for the immediate and long-term protection of refugee-seekers and the policy considerations that affect contemporary State attitudes to such groups
- > the legal problems affecting national interpretations and application of refugee concepts, with particular emphasis on definitional problems, status determination procedures and non-refoulement.

Content

The course will focus mainly on the 1951 Convention Relating to the Status of Refugees and the 1967 Protocol, supplemented by additional materials that assist in the interpretation, construction and critique of these instruments. Particular attention will be paid to national implementation of refugee protection and status determination procedures in Australia, comparing and contrasting the approach taken, where appropriate, with that of other nations.

Addressed will be the origins of the international system of protection, its limitations and deficiencies; the role and relevance of UNHCR; definitional problems; exclusion and cessation of refugee status; core concepts of protection (including complementary protection), asylum, non-refoulement, penalisation and refugee rights; asylum, temporary refuge, temporary protection and burden-sharing; durable solutions; protracted refugee situations; status determination procedures; detention; 'deflection' techniques; other categories such as 'environmental' refugees and internally displaced persons; and a consideration of possible future directions for refugee law.

Indicative Assessment:

The assessment for this course will involve three components: class participation, formal presentation, and research assignment. Students will be encouraged to develop a research proposal of their choice in coordination with the lecturer; it may be on the same topic upon which they presented. Attendance at 80 per cent of classes will be compulsory, with marks deducted for failure to attend. The overall aim of these components is to provide students with an opportunity to engage at all levels with both the ongoing subject matter of the course, as well as to develop their research skills, and to allow them to direct their energies towards areas of specific interest.

More information about the means of assessment, including the relationship between the assessment and the learning outcomes of the course, will be available on the course home page by the first week of semester.

Preliminary Reading:

The preliminary reading required for this course will be available from the course home page at least one week prior to the commencement of the course.

Prescribed Text:

Information about prescribed texts will be made available in the course study guide. See the course home page.

Comparative Law

LAWS2272 (6 units)

Later Year Course

not offered in 2012

Workload: This course will be taught intensively over 3 weeks in January in the Summer Session. The contact hours for this course will be the equivalent of 3 hours each week.

Academic Contact: Anne McNaughton

Prerequisites: LAWS2250 International Law.

Completed or completing five LAWS courses at 1000 level.

Course Description:

The aim of this course is to introduce students to the field of comparative law. The course will be presented using introductory topics on the theory and history of comparative law combined with a range of case studies and substantive topics of comparative law. Guest lecturers will give presentations on their use of comparative law and legal studies in their own research and work.

Introductory topics will include:

- > theory and history of comparative law
- > the Continental civil law and common law approaches to comparative law
- > the role and significance of Roman law and civil law
- > the common law families

- > 19 century codification movements in both civil law and common law systems
- > the emergency of hybrid systems of law melding civil law and common law traditions, such as the EU law and Japanese law, and systems which incorporate religious law (Shariah)
- > Case studies and substantive topics presented will include:
- > Comparative Criminal Law - comparative counterterrorism law; use of force; scope of self defence and necessity; codification projects
- > Comparative Contract Law - the use of comparative law in the development of a European Contract Law and in the development of an international sales law
- > Comparative Public and Constitutional Law - different traditions of public law; bills of rights; judicial review
- > Shariah Law
- > Comparative Law and Legal Cultures

Indicative Assessment: The assessment for this course will involve two research essays. More information about the means of assessment and the relationship of the assessment to the learning outcomes of the course will be available on the course home page the week before the beginning of the course.

Preliminary Reading:

The preliminary reading required for this course will be available from the course home page at least 1 week prior to the commencement of the course.

Prescribed Text:

Please refer to the course home page.

Australian Legal History LAWS2273 (6 units)

Later Year Course

not offered in 2012

Academic Contact: To be confirmed

Prerequisites: Completed or completing five LAWS courses at 1000 level.

Course Description:

The course aims to introduce students to central questions and themes in Australian legal history. It will consider important questions relating to historical events and legal developments in Australia from 1788 to the end of the twentieth century. The course also aims to further develop students' research and essay writing skills. With a significant guided research and writing component, it is a course that is suitable preparation for students who are planning to undertake the research paper for Honours. Students will be required to write a research essay and will be encouraged to choose a topic relating to their own interests in Australian legal history.

The proposed topics for class discussion include sovereignty, colonial rule, the reception of English law and the early colonial courts. This will be followed by consideration of the journey from repugnance to independence including examination of uniquely Australian colonial legislation and related laws of the nineteenth century. Consideration of the limitations of colonial law when responding to frontier violence and rebellion during this period will enable examination, from a legal perspective, of some focal events such as the Rum Rebellion, the Myall Creek massacre, the Eureka stockade and the trial

of Ned Kelly. The course will also examine early Australian environmental laws and natural resource use that have shaped the landscape and the exploitation of the natural environment of the Australian continent. Moving towards the twentieth century, the course will consider pathways to Federation and influences that shaped our Constitution and legal institutions. This will be followed by examination of the Australian High Court in the twentieth century, including patterns of Australian doctrinal development, deference to the English courts, the role of the Privy Council and the influence of a selection of significant English cases on Australian law. The Australian notion of the separation of powers will be examined in an historical context. Finally, consideration of some more recent legally and historically significant events, such the Chamberlain case, legal independence through the Australia Acts 1986 and reflections on Mabo, will complete the course.

Indicative Assessment: In this course students will complete a research proposal and a research essay (approx 3000 words in length) worth 50 per cent of the assessment and a final examination (essay questions) also worth 50 per cent of the assessment for the course.

Prescribed Text:

Materials will be made available in reading brick and online format.

Climate Law LAWS2274 (6 units)

Later Year Course

not offered in 2012

Academic Contact: James Prest

Prerequisites: Completed or completing 30 units of 1000 level LAWS courses

Incompatible with LAWS2216 Environmental Law Elective

Recommended: LAWS2215 Environmental Law

Course Description: This course provides an overview of the rapidly developing field of domestic and international climate law. It examines the current state of the law. It also offers opportunities to critically discuss the legal and policy issues linked with the future course of climate law, both domestically and internationally. Although the emphasis is on domestic Australian climate law (in order to avoid overlap with international environmental law (LAWS2253)), the course will provide opportunities for comparative analysis of the emerging law within other jurisdictions including EU and EU member states, USA, Canada, NZ and Japan.

Indicative Assessment:

The proposed means of assessment for this course will involve:

- > a mid-semester research note on a key statute or case, key document or report - 15 per cent
- > mid semester short answer test - 25 per cent
- > research essay (on a topic of the student's choice) - 40 per cent
- > seminar presentation (10 minutes), course attendance and participation - 10 per cent
- > More information about the means of assessment, including the relationship between the assessment and the learning outcomes of the course will be available on the course home page by the first week of semester.

Preliminary Reading:

Bonyhady & Christoff (eds) 'Climate Law in Australia'

Federation Press 2007
The Garnaut Review, Cambridge University Press 2008
United Nations Framework Convention on Climate Change
Kyoto Protocol to UNFCCC (both available at <http://unfccc.int>)
Yamin and Depledge 'The International Climate Change Regime: A guide to rules, institutions and procedures' (Cambridge Press 2004)

Federal Judicial System

LAWS2275 (6 units)

Later Year Course

First Semester, 2012

Workload: Three contact hours plus 6-9 hours of preparation time per week.

Academic Contact: James Stellios

Prerequisites: LAWS2202 Commonwealth Constitutional Law. Completing or completed 30 units of 1000 level LAWS courses.

Recommended: Students would find the completion of LAWS2201 Administrative Law an advantage.

Course Description: This course will introduce students to Chapter III of the Constitution. Chapter III is at the centre of the constitutional structures of government in Australia. Its provisions create the federal judicature and define the way in which it operates. Its interpretation has had a pivotal role in the design and operation of all institutions of government at the federal, State and Territory levels. Chapter III controversies have been at the core of many of the High Court's important cases over the last 10 to 15 years. All students, particularly those considering a career in litigation, should have a strong understanding of the federal judicial system. This course is designed to equip students with that understanding.

Indicative Assessment: Research essay 2,400 words 40 per cent

Take-home exam 3,500 words 60 per cent

Prescribed Text:

James Stellios, *The Federal Judicature: Chapter III of the Constitution - Commentary and Cases* (2010)

Chinese Law and Society

LAWS2276 (6 units)

Later Year Course

Winter, 2012

Workload: The course will be delivered over 36 hours in the winter session. Students will also be required to complete preliminary reading for the month prior to the start of classes. There will also be a month before the assignment is due.

Academic Contact: ugadmin.law@anu.edu.au

Prerequisites: Completed or completing five LAWS courses at 1000 level

Recommended: First year law.

Course Description:

The course will be offered on campus in winter from 12 July - 20 July 2012.

This course develops in students a critical and socio-legal understanding of the legal system and law in China. The focus is on contemporary character and political, economic-social functions of the law, but the historical construction of the laws and processes and Western influence in the Chinese legal development are also considered. Students

should learn to appreciate the similarities and differences between Chinese and Western legal systems. The relation of law and politico-economic system, culture, globalisation and other factors that influence legal outcomes are considered.

The course starts with an historical examination of legal development in China, with a focus on changing perceptions of law and perceived functions of law in society. It then analyses legal development since 1978 in a politico-economic and socio-legal context and, through which, it outlines contemporary roles and functions of law in China. Upon these analyses, the subject undertakes a detailed examination of specific branches of law, including constitutional law, administrative law, criminal and criminal procedure law, civil (contract and property) law, and foreign investment law. The course concludes with an examination of dispute resolution in China.

Indicative Assessment:

It is proposed that there will be two components for assessment:

(1) A short literature review on a specific topic during the teaching period - 20 per cent

(2) A 3,000 word essay - 80 per cent

Prescribed Text:

Jianfu Chen, *Chinese Law: Context and Transformation*, Leiden/Boston: Martinus Nijhoff Publishers (2008)

Unravelling Complexity

LAWS3001 (6 units)

Later Year Course

Second Semester, 2012

Workload: 4 hours contact a week, 6 hours independent learning a week

Academic Contact: ugadmin@law.anu.edu.au and Dr Shayne Flint

Prerequisites: Students need to have completed 96 units towards their degree including at least five LAWS courses at 1000 level.

Recommended: N/A

Course Description:

'Universities serve to make students think: to resolve problems by argument supported by evidence; not to be dismayed by complexity, but bold in unravelling it'. (What are universities for? by Geoffrey Boulton and Colin Lucas). This course takes up this challenge by offering latter year students the opportunity to explore a series of complex issues. The connections between economic, historical, social, legal, scientific, engineering and environmental and moral dimensions of complex problems will be explored.

In 2012 the course will examine the linked themes of 'collapse' and 'resilience'. Case studies will include global financial crises, the collapse of empires, contemporary 'falling' states, pandemics, engineering and network failures and the moral and legal dimensions of these issues.

For more details see course webpage.

Enrolment process

A maximum of 25 students selected on basis of outstanding results and interest in and commitment to working in policy areas.

Please register your interest by emailing UGAdminLaw@law.anu.edu.au by 1 July 2012.

For more information about this course, please contact Student Administration at the ANU College of Law.

Indicative Assessment:

1. Reflective learning portfolio that includes reflection upon the issues from a legal dimension, as well as evidence of preparation for each of the student run seminars/ tutorials.
2. Prepare and give a policy briefing paper to 'minister' or 'senior public servants' in a role-play on complex real world contemporary problem. This will be done in multi-disciplinary groups at short notice to simulated working in policy areas.
3. Facilitating a tutorial/seminar to maximise your classmates learning.
4. Individual five minute talk to your tutorial group on what the course has taught you about unravelling a complex issue in the discipline of law.
5. Tutorial group collaboration via a wiki to document key tutorial outcomes (same mark for everyone in your tutorial).

Preliminary Reading:

Before the course starts students should read past student assessment items from this course website and read one of the following books:

- > Bammer, Gabriele and Michael Smithson 2008, *Uncertainty and risk: multidisciplinary perspectives*, Earthscan
- > Bar-Yam, Yaneer 2004, *Making things work: solving complex problems in a complex world*, NECSI Knowledge Press
- > Harris, Graham 2007, *Seeking sustainability in an age of complexity*, Cambridge University Press
- > Mitchell, Melanie 2009 *Complexity a guided tour*, Oxford University Press

Prescribed Text:

- > Bammer, Gabriele and Michael Smithson 2008, *Uncertainty and risk: multidisciplinary perspectives*, Earthscan
- > Bar-Yam, Yaneer 2004, *Making things work: solving complex problems in a complex world*, NECSI Knowledge Press
- > Harris, Graham 2007, *Seeking sustainability in an age of complexity*, Cambridge University Press
- > Mitchell, Melanie 2009 *Complexity a guided tour*, Oxford University Press
- > Examples of student learning portfolios at http://fennerschool-people.anu.edu.au/richard_baker/examples/portfolios/index.html

Jessup Moot LAWS3010 (6 units)

Later Year Course

Summer Session, 2012

Workload:

Jessup requires hard work. Effective participation requires a full time commitment throughout the preparation and competition period. Minimal part time employment (up to 10 per cent of normal working hours) is permissible, but only up to the Christmas-New Year period.

The preparation of the team written memorials will start in late November. The memorial submission date is usually in the first week of January (possibly earlier for the Australian rounds). Then we hold intensive practice moots. The Australian rounds are held here at ANU in late January or early February.

The international finals are held in the United States in March or April. The top 2 Australian teams participate in the international competition.

Academic Contact: Kevin Boreham and Wayne Morgan

Prerequisites: Only students selected by the Coordinator for the course, on the basis of criteria adopted by the ANU College of Law, to represent ANU in the Jessup Moot Competition will be eligible to enrol in the course. Familiarity with International Law and/or mootting and research experience is desirable, as well as a willingness to devote most of the summer period to the undertaking.

Assumed Knowledge and Required Skills: Applicants for enrolment will be considered in the light of these skills: basic familiarity with international law (though completion of an international law unit is not essential); general academic performance; research experience and mootting experience (desirable but not essential). We also seek to find at least one team member with these qualities plus excellent IT skills to help in the demanding requirements of constructing the memorials. Students must not have graduated with an LLB by the time the competition is held.

Recommended: Basic familiarity with international law is necessary, but completion of an international law unit is not required.

Recommended: Basic familiarity with international law is necessary, but completion of an international law unit is not required. International Advocacy and Procedure (LAWS2265) is not a requirement for participation in the Jessup team, but team members are encouraged to think about doing it.

Course Description:

Jessup Moot is a summer session elective unit (LAWS3010). It is the Australian round of the Philip C. Jessup International Law Moot Court Competition.

Members of the Jessup team are all expected to prepare the written memorials and participate in the internal ANU practice moots. The team then participates in the Australian rounds of the Jessup Moot competition and, if the team reaches the Final of the Australian rounds, would compete in the International Rounds in the United States.

There is a maximum of 5 team members.

Applications for selection for the 2012 Jessup Moot team closed in first semester 2011.

More details of Jessup Moot can be viewed at the Jessup website www.isa.org/jessup

Indicative Assessment:

Assessment is based on the performance of the students on the team through the entire Jessup period. A common mark is awarded to each Jessup team member based on the performance of the team as evaluated by the team advisers from the international law academic staff.

The team advisers may vary individual marks in exceptional circumstances.

The criteria on which assessment will be based are:

- > The team's capacity to work cooperatively and successfully under pressure;

- > depth and quality of research;
- > ability to draft a written international law argument and support it with appropriate authority;
- > ability to present oral argument in international law, support it with appropriate authority and defend it under questioning; and
- > the level of achievement of the team in the competition, including awards to individual members.

Preliminary Reading:

Vaughan Lowe and Malgosia Fitzmaurice (eds) *Fifty Years of the International Court of Justice* (1996), Shabtai Rosenne, *The Law and Practice of the International Court 1920-2005* (4th ed 2006), Christopher Kee, *The Art of Argument: A Guide to Mooting* (2006) and David Pope and Dan Hill, *Mooting and Advocacy Skills* (2007).

Law and the Environment

LAWS3103 (6 units)

Later Year Course

not offered in 2012

Workload:

Three hours of classes per week not lectures

Academic Contact: Judith Jones

Prerequisites: 96 units completed or the permission of the coordinator

Incompatibility: Not available to Law students

Course Description:

This course is offered by the ANU College of Law to non-law students who are interested in environmental issues and are in the later years of their program. It is usually taken as an out of college course. In this regard, students should check their degree requirements before enrolling to ensure that the course may be counted as part of their degree.

The course seeks to examine environmental law from theoretical, contextual, and practical perspectives, taking a broad national and thematic approach rather than annotating the law of one jurisdiction. The course will examine the sources of environmental law, looking at the roles of the common law, of statutes and the growing importance of international law. The course will explore environmental regulation, including planning and licensing systems; environmental decision-making, including environmental impact assessment processes and exceptions to the usual decision-making process; enforcement of environmental controls through criminal and civil means and alternative sanctions; human rights and the rise of environmental rights, and environmental participation, protest and litigation. The course will also look at philosophical and ethical bases for environmental protection and conservation, as well as an examination of the roles of scientific evidence and environmental values in environmental decision-making.

Indicative Assessment:

A research paper (on a topic of the student's choice) worth 50 per cent of the student's final mark and an exam, not a take home, worth 50 per cent of the student's final mark.

Principles of Intellectual Property

LAWS3104 (6 units)

Later Year Course

First Semester, 2012

Workload: This class will involve 2-3 hours of class contact each week and up to 8 hours of reading and associated exercises to be completed out of class.

Academic Contact: Daniel Stewart

Incompatibility: Not available to Law students

Assumed Knowledge and Required Skills: This is a six unit Group E course offered by the ANU College of Law for students with no prior law knowledge.

Course Description:

Scientific research is increasingly being influenced by the demands of commercialisation. Intellectual property and other legal aspects of commercialisation have become a crucial element in the initiation, process and application of scientific research. This course will cover the fundamental principles of intellectual property including confidential information, patents and trademarks with some consideration of copyright and designs. It will also outline some of the other legal areas concerned with commercialising intellectual property, such as licensing and organisational governance. The course will also consider the possible role of intellectual property in restricting the development of new scientific understanding and dissemination of knowledge with a particular emphasis on biotechnology.

The principles of intellectual property will be applied to the development and protection of new research. There will be a consideration of the intellectual property issues relating to a number of different areas of research including biotechnology, but other areas of interest, including individual areas of specialisation, may also be explored.

Indicative Assessment: The assessment of this course is likely to involve at least two components, including a compulsory exam and essay or presentation components. There is also likely to be a class participation component depending on class size. More information about the means of assessment, including the relationship between the assessment and the learning outcomes of the course, will be available on the course web page before the first week of semester.

Prescribed Text:

Information about prescribed texts and other reading materials will be available in the course study guide and the course web page. There will be extensive course notes and other on-line materials provided.

This course will not count towards the Bachelor of Science (Psychology) or Bachelor of Science (Forestry) component of combined programs. The course is not offered to law students; it is specially designed for non-law students.

This is a compulsory course in the Bachelor of Biotechnology and other science students can take this course. However, it will not be classed as a science course, ie it will not count towards the Group C science requirement of your degree. Instead, it will be classed as an out of Faculty course.

Honours Thesis LAWS3202 (12 units)

Later Year Course

First Semester, 2012 and Second Semester, 2012

Workload: There are no classes scheduled in this course. Instead, students are expected to meet regularly with their supervisors during the semester and to devote at least 20 hours per week to the thesis.

Academic Contact: Mark Lunney

Assumed Knowledge and Required Skills:

- > Enrolment in Honours Thesis is restricted to students who satisfy the following requirements:
- > the candidate, at the time of completion of his or her studies in the Law School, will have completed 14 or more eligible law courses
- > the candidate has, by Tuesday of the first week of the semester in which they will undertake Honours Thesis, submitted to the Law School Administration Office a form signed by their supervisor indicating that the supervisor has read and approved a detailed research proposal prepared in accordance with issued guidelines, and has agreed to supervise the student
- > the candidate is in a position to complete the requirements for admission to the degree in a period of one year or less as a full-time student
- > at the time that the candidate qualifies under paragraph 3, the candidate has an Honours mark of 4.5 in the eligible law courses completed by the candidate, after disregarding the three courses (or less, if the Policy on Award of Honours in the Law School otherwise requires) in which the candidate has scored the lowest marks
- > Guidelines for the detailed research proposal are available in the course study guide for Honours Thesis (which can be accessed via the Law web page) or by request from the course convenor.

Course Description: The Honours Thesis makes up Part B of the final Honours Examination for students wishing to graduate with an honours degree. For this course a student must complete an honours thesis on a topic of their choice, under the supervision of a member of the academic staff or a person approved by the Course Convenor.

Indicative Assessment: Students are required to complete a thesis of between 11,000 and 13,000 words on a topic of their choice, under the supervision of a member of the academic staff or a person approved by the Course Convenor.

To assist students to prepare their detailed research proposal and to undertake Honours Thesis, the ANU College of Law offers Honours Thesis Workshops each year. Attendance is voluntary. Dates for 2012 will be advised on the web. It is strongly recommended that students attend a Workshop at least three months before the semester in which they enrol in Honours Thesis. Students may attend more than one Workshop. For more information, see the brochure about Honours in Law available on the noticeboard at the student's login page, the honours information page on the College website and the course study guide.

Exchange Program for Law Students LAWS5920 (6 units to 24 units)

Later Year Course

First Semester, 2012 and Second Semester, 2012

Academic Contact: Jean-Pierre Fonteyne

Students enrol in this course when they have been approved to participate in a formal Law exchange with one of The Australian National University's overseas exchange partners.

For information regarding Law exchanges, selection criteria, etc., please go to the following website: <http://law.anu.edu.au/Exchanges/index.asp>.

For further information on academic aspects of exchanges and the necessary approvals, please contact Dr Jean-Pierre Fonteyne, Director, Exchange & International Programs (Law): jp.fonteyne@anu.edu.au. Please note that all law students in combined degrees require Law School approval prior to applying, even if they do not intend to study law while on exchange.

All administrative functions are handled by the ANU International Education Office. For details on how to apply, application forms, cost estimates, and other questions of an administrative nature, please go to the following website: www.anu.edu.au/ieo/admissions/admission_howtoapply.html. Further information may be obtained by contacting the IEO directly.

