
LAW SUBJECT DESCRIPTIONS

CMP 901 Strategy and Sea Power**Credit Points:** 8**Not on offer in 2005****Pre-requisites:** Nil**Co-requisites:** Nil**Assessment:** Class presentations, Research Paper

Subject Description: The course will cover the following issues: the Mahanian legacy, the great White Fleet, the Gunboat Diplomacy, the Washington Disarmament Conference, Power in the Pacific, the Pacific War, the Cold War and the Nuclear Age, ANZUS and the Radford-Collins Agreement, the Asia-Pacific Regional Context, Lehman and the Forward Maritime Strategy, the New World Order.

CMP 902 Law of the Sea**Credit Points:** 8**Not on offer in 2005****Pre-requisites:** Nil**Co-requisites:** Nil**Assessment:** Class presentations, Research Paper

Subject Description: The subject will cover the following: the history of international ocean management regimes; the 1982 Law of the Sea Convention; the Law of Armed Conflict of the Sea; the international legal regulation of marine resources; the protection of the marine environment; and law and order at sea.

CMP 903 Australian Maritime Power**Credit Points:** 8**Not on offer in 2005****Pre-requisites:** Nil**Co-requisites:** Nil**Assessment:** Class presentations, Research Paper

Subject Description: The course deals with the historical evolution of Australian maritime power from a naval perspective. Topics covered include: international oceans politics; the uses of the sea; the development of national oceans policy; regional maritime policy issues in the Asia-Pacific; maritime and security arrangements in the Asia-Pacific region; Australia's maritime science and technology plan; co-operative arrangements for regional maritime surveillance and maritime transport.

CMP 904 Maritime Regulation and Enforcement

Spring Wollongong On Campus

Credit Points: 8**Contact Hours:** Spring**Pre-requisites:** Nil**Co-requisites:** Nil**Assessment:** Syndicate work and other class presentations, research paper.

Subject Description: The course focuses on the specific enforcement and regulatory powers, and responsibilities of states in the various maritime zones of jurisdiction, i.e. the territorial sea, the EEZ, continental shelf and high seas. Relevant policy and legal considerations in the development and enforcement of maritime jurisdiction will be covered.

CMP 905 Legal Regulation of Shipping**Credit Points:** 8**Not on offer in 2005****Pre-requisites:** Nil**Co-requisites:** Nil

Subject Description: The course addresses the legal and regulatory frameworks relevant to shipping. It comprises two main elements: 1. The International Regulatory Framework, including: the Law of the Sea Convention; the role of the IMO; IMO related conventions; regional regulatory frameworks; and the arrest and detention of ships. 2. The Australian Domestic Regulatory Framework, including: the constitutional framework; the administrative framework; the Navigation Act; marine insurance; and salvage.

CMP 906 Comparative Oceans Policy**Credit Points:** 8**Not on offer in 2005****Pre-requisites:** Nil**Co-requisites:** Nil

Subject Description: The course analyses policy implications of increased sea use, comprising the following aspects: the conceptual basis for an integrated national ocean policy; the integration of national sectoral interests such as marine industries and other stakeholders; integrating ocean and coastal management; Australia's Oceans Policy; ocean policy developments in other parts of the world; and regional cooperation and management of shared ocean space, especially within the Southeast Asia.

CMP 907 Shipping and Ports**Credit Points:** 8**Not on offer in 2005****Pre-requisites:** Nil**Co-requisites:** Nil

Subject Description: The subject addresses the key economic, geographic and policy aspects of international and domestic shipping and port operations. Key content includes global and Asia-Pacific trade, the emergence of a system of hub ports, and introduction to shipping and port/logistics economics, types of shipping, technology trends in shipping and port operations, flagging out of merchant fleets and port state control issues.

CMP 908 Contemporary Maritime Issues in the Asia-Pacific Region**Credit Points:** 8**Not on offer in 2005****Pre-requisites:** Nil**Co-requisites:** Nil

Subject Description: This course deals with the leading maritime issues in the Asia-Pacific region, including: maritime territorial disputes (South China Sea, Taiwan, East China Sea, Kuriles); piracy/sea robbery; archipelagic sea lane passage; military operations in the EEZ; confidence-building; naval cooperation and competition; and maritime terrorism.

CMP 909 International Marine Environmental Law and Management

Credit Points: 8

Not on offer in 2005

Pre-requisites: Nil

Co-requisites: Nil

Subject Description: The subject covers International marine environmental law and conventions, including Part XII of the Law of the Sea Convention and Agenda 21; the specific concerns with, and importance of, the marine environment; important international conventions impacting upon the use and protection of the marine environment, and the domestic and international legal and policy implications of those conventions; the state of world and regional fisheries, and the legal and political efforts to sustain fish stocks.

CMP 910 Selected Topic in Maritime Studies

Autumn Wollongong Distance

Spring Wollongong Distance

Credit Points: 8

Contact Hours: Autumn , Spring

Pre-requisites: Nil

Co-requisites: Nil

Subject Description: 10,000 word research paper in an approved topic in maritime studies.

CMP 911 Research Project in Maritime Studies

Autumn Wollongong On Campus

Spring Wollongong On Campus

Credit Points: 8

Contact Hours: Autumn , Spring

Pre-requisites: Nil

Co-requisites: Nil

Assessment: Research Paper

Subject Description: 10,000 word research paper in an approved topic in maritime studies.

CMP 912 Minor Thesis in Maritime Studies

Autumn Wollongong On Campus

Spring Wollongong On Campus

Credit Points: 16

Contact Hours: Autumn , Spring

Pre-requisites: Nil

Co-requisites: Nil

Assessment: Thesis

Subject Description: 20,000 word minor thesis in an approved topic in maritime studies.

CMP 913 Integrated Marine and Coastal Management

Spring Wollongong On Campus

Credit Points: 8

Contact Hours: Spring

Pre-requisites: Nil

Co-requisites: Nil

Assessment: Syndicate work and other class presentations
Research Paper

Subject Description: The subject covers: 1. The processes and importance of marine and coastal environments 2. Marine and coastal resources, ecological systems and ecosystem services. 3. The factors involved with integrated coastal zone management. 4. Planning for integrated management: roles, components, parties and processes.

CMP 914 International Fisheries Law

Spring Wollongong On Campus

Credit Points: 8

Contact Hours: Spring

Pre-requisites: Nil

Co-requisites: Nil

Assessment: Syndicate work and other class presentations
Research paper

Subject Description: The course addresses: 1. The Law of the Sea Convention framework for international fisheries law; 2. Shortcomings of the Law of the Sea framework; 3. Post-Law of the Sea fisheries instruments; 4. Fisheries enforcement; 5. Regional fisheries management organisations; 6. Fisheries sector dispute settlement.

CMP 915 Fisheries Management Law

Credit Points: 8

Not on offer in 2005

Pre-requisites: Nil

Co-requisites: Nil

Assessment: Syndicate work and other class presentations
Research paper

Subject Description: The subject addresses: 1. Fisheries allocation and property rights and stakeholders; 2. Implementation instruments and national policy considerations; 3. National enforcement regimes; 4. Dispute settlement and litigation; 5. Ecological assessment of fisheries.

LAW 930 Research Project in Natural Resources Law

Credit Points: 24

Not on offer in 2005

Pre-requisites: 24 credit points at 900 level from the Natural Resources Law & Policy course

Co-requisites: 24 credit points at 900 level from the Natural Resources Law & Policy course

Assessment: Research essay

Subject Description: Content as arranged.

LAW 960 Legal Studies For Professionals

Spring Wollongong On Campus

Credit Points: 6

Contact Hours: Spring 2 x 1L, 1S

Assessment: On-line component, research essay, class participation, examination

Subject Description: The subject is divided into four components. The first is designed to develop a grasp of the nature and processes of law; the second introduces the area of commercial transactions; the third considers business structures; and the fourth explores the range of legal duties placed on professionals.

LAW 969 Occupational Health and Safety Law

Autumn Wollongong On Campus

Credit Points: 6**Contact Hours:** Autumn 4 day intensive (dates TBA)**Assessment:** Class participation, research essay and examination**Subject Description:** This subject is concerned with the study of the legal regime governing health, safety and welfare of people at work in New South Wales. Its focus will be the Occupational Health and Safety Act 2000 and the Occupational Health and Safety Regulations 2001.**LAW 970 Banking and Financial Institutions Law**

Autumn Wollongong On Campus

Credit Points: 6**Contact Hours:** Autumn 2S**Pre-requisites:** Bachelor of Commerce specialising in Finance or approval by the Head of Department**Assessment:** Refer to subject outline**Subject Description:** The legal framework establishing, controlling and regulating financial institutions, including the Reserve Bank, banks, money market dealers and securities. The law dealing with financial money market instruments, particularly bills of exchange, promissory notes and cheques. Legal basis of the relationship between financial institutions and their clients. The law of securities - nature and types of securities; capacity and authority of borrowers entering transactions; remedies available to secured lenders.**LAW 993 Research Essay**

Spring Wollongong On Campus

Autumn Wollongong On Campus

Credit Points: 8**Contact Hours:** Spring 2S, Autumn 2S**Assessment:** Performance is assessed by progress on a number of tasks, with the greatest weight given to the final research paper. The research paper will be assessed by two persons appointed by the Dean on the recommendation of the subject co-ordinator. Each examiner must provide a written report which will be made available to the students and the supervisor.**Subject Description:** A supervised research paper of no more than 10,000 words. Information may be obtained from the Postgraduate Co-ordinator or Sub-Dean regarding the research essay.**LAW 994 Legal Research Proposal**

Autumn Wollongong On Campus

Spring Wollongong On Campus

Credit Points: 8**Contact Hours:** Autumn, Spring**Co-requisites:** LAW993 or equivalent**Subject Description:** This subject will provide students with the skills to develop a research proposal suitable for research at Master's level, and to choose an appropriate methodology for carrying out the research. It will explore the range of approaches available to legal researchers at a time when legal research is in a considerable state of flux. Traditional approaches based on detailed analysis of case law and legislation will be compared and contrasted with socio-legal

approaches which rely on theoretical and methodological inputs from other disciplines. In particular, the relevance of empirical research to the issues of implementation and law reform, both qualitative and quantitative, will be examined. After completing the subject, students will be in a position to pursue more detailed studies in relation to their methodology of choice.

LAW9317 E-Commerce Law

Spring Wollongong On Campus

Credit Points: 6**Contact Hours:** Spring 2S**Pre-requisites:** 24 credit points of Master of Electronic Commerce**Co-requisites:** Nil**Exclusions:** LAW317, LLB317**Assessment:** Class participation, class tests, research essay or class presentation and report.**Subject Description:** The subject explores some of the more significant legal and regulatory issues and developments that e-commerce gives rise to. The main perspective is that of the on-line business and its risk management needs for achieving business success. This brings the interests of suppliers consumers and regulators into focus. We begin with an overview of the cyber-marketplace and relevant public policy considerations. Then we adopt a timeline approach focusing on those issues and developments most relevant at start up and once the business opens for on-line trading. Start up introduces intellectual property law, privacy and transactional security issues and responses. On-line trading raises identity, contract, consumer protection, payment systems and jurisdictional issues and responses. Finally, we turn to an area for special study. Students will be invited to select that area, for example from among the issues and developments relating to the infrastructure constituting the cyber-marketplace.**LAW9380 Law For Environmental Managers**

Spring Wollongong On Campus

Credit Points: 8**Contact Hours:** Spring 2S, 1L**Pre-requisites:** 72 credit points in a discipline other than Law or enrolled in MEnvSc**Co-requisites:** Nil**Exclusions:** LAW334 or LAW380**Assessment:** Take-home examination and a final examination.**Subject Description:** The goal of this subject is to enable candidates to develop a basic, critical understanding of the law in relation to environmental management in Australia, with particular emphasis on NSW, including the limitations of legal instruments in achieving environmental management and policy objectives.**LEGL910 International Cooperation in Crime Prevention**

Autumn Wollongong On Campus

Credit Points: 4**Contact Hours:** Autumn WebCT and 2 days compulsory intensive classes**Assessment:** Class presentation, assignments and research

paper

Subject Description: The politics of international relations, regional security and transnational crime and their historical background. UN institutions including the proposed International Criminal Court, different regional institutions, anti-corruption mechanisms, whistleblowing, transparency in governance and the role of civil society.

LEGL911 International Criminal Law

Autumn Wollongong On Campus

Credit Points: 4

Contact Hours: Autumn WebCT and 2 days compulsory intensive classes

Assessment: Class presentation, assignments, research paper

Subject Description: International law related to national extraterritorial regulatory and enforcement jurisdiction, mutual assistance and extradition, and international crimes and tribunals. Includes an overview of relevant international instruments such as the UN Narcotic Drugs and Psychotropic Substances Treaty, the OECD Convention Bribery, the Draft UN Convention against Transnational Organised Crime, the Law of the Sea Convention, and bilateral instruments such as extradition treaties and mutual assistance treaties.

LEGL912 Comparative Criminal Justice

Autumn Wollongong On Campus

Credit Points: 4

Contact Hours: Autumn WebCT and 2 days compulsory intensive classes

Assessment: Class presentation, assignments, research paper

Subject Description: Common Law, civil law and shari'a criminal justice systems are compared with the objective of developing an appreciation of different legal systems, cultures and ethics. International criminal procedure is examined including international policing cooperation.

LEGL920 Transnational Corporate Crime

Spring Wollongong On Campus

Credit Points: 4

Contact Hours: Spring WebCT and 2 days compulsory intensive classes

Co-requisites: LEGL911 International Criminal Law

Assessment: Class presentation, assignments, research paper

Subject Description: Fraud, money laundering, tax evasion and tax havens, securities offences, corporate structures including holding companies and subsidiaries, directors' responsibilities. Case studies and examples provided by relevant guest lecturers from government and commerce.

LEGL921 Crime and Transnational Financial Transactions

Autumn Wollongong On Campus

Credit Points: 4

Contact Hours: Autumn WebCT and 2 days of compulsory intensive classes

Co-requisites: LEGL911 International Criminal Law

Assessment: Class discussions, assignments, individual essay

Subject Description: The subject focuses on the implications of fraud for the financial sector. It entails analysis of fraudulent activity in financial transactions, e.g. letters of credit, credit cards, electronic transfers, insurance, banking codes, and other banking procedures, together with the rules governing the disclosure of account holders and other forms of government record tracing.

LEGL922 Financial Investigations Practice and Procedure

Spring Wollongong On Campus

Credit Points: 4

Contact Hours: Spring WebCT and 2 days compulsory intensive classes

Co-requisites: LEGL911 International Criminal Law

Assessment: Class discussions, assignments, research essay

Subject Description: This subject focuses on the investigation of accounts and other relevant financial information held by financial organisations. It entails analysis of financial and other account information, auditing of accounts, and accountant and lawyer ethics and responsibilities eg. in relation to confidentiality, search warrants and subpoenas.

LEGL923 Crime and Information Technology Regulation

Spring Wollongong On Campus

Credit Points: 4

Contact Hours: Spring WebCT and 2 days compulsory intensive classes

Co-requisites: LEGL911 International Criminal Law

Assessment: Class discussions, assignments and research essay.

Subject Description: The subject focuses on the implications of developments in information technology for corporate and governmental security. It entails analysis of E-commerce regimes, theft of services and intellectual property and information piracy, dissemination of offensive materials, money laundering, vandalism, illegal interception, fraud, mobility and location of crime together with the rules governing the disclosure of account holders by Internet Service Providers (ISP) and forensic skills.

LEGL930 Legal Research and Writing

Autumn Wollongong On Campus

Credit Points: 2

Contact Hours: Autumn WebCT and compulsory intensive class

Assessment: A case summary; a web-based exercise; small group exercise

Subject Description: The subject is intended to introduce students to the particular characteristics of legal research and writing relevant to the Master of Transnational Crime Prevention (MTCP) program. The subject content is similar to that offered by the Faculty in LLB9395 Legal Research and Writing.

LEGL931 Computing and Statistical Skills

Autumn Wollongong On Campus

Credit Points: 2**Contact Hours:** Autumn WebCT and compulsory intensive class**Assessment:** Practical exercises and assignments**Subject Description:** The subject is intended to introduce students to the application of information technology in legal and financial work, including information retrieval, litigation support, property (land) transactions, company searches, court and office management and the use of expert systems. The subject content is similar to that offered by the Faculty in LLB390.**LEGL940 Transnational Organised Crime**

Spring Wollongong On Campus

Credit Points: 8**Contact Hours:** Spring WebCT and 4 days compulsory intensive classes**Pre-requisites:** LEGL 911 International Criminal Law**Assessment:** Class presentations and research paper**Subject Description:** All students will undertake a common core module on the analysis and structure of transnational organised crime, including the sociology of the development of such crime. Thereafter, students will choose one case study on serious organised crime to be selected from Terrorism, Banking Fraud, Firearms Trafficking, Narcotics, People Trafficking, Environmental Crime, Maritime Crime and Intellectual Property Crimes. Examples and case studies will be provided by relevant experts from Government and Commerce.**LEGL950 Transnational Crime Prevention Research Project**

Autumn Wollongong On Campus

Spring Wollongong On Campus

Credit Points: 8**Contact Hours:** Autumn , Spring**Pre-requisites:** 24 credit points of LEGL subjects**Assessment:** 10,000 word dissertation.**Subject Description:** Students will research and write a dissertation of approximately 10,000 words, on a subject selected by the student and approved by the subject coordinator. The student should approach the topic from an international and comparative law perspective drawing together different threads of the Master of Transnational Crime Prevention (MTCP) program undertaken by the student in light of the students experience and background. Where appropriate, assistance from external experts is encouraged.**LEGL951 Special Studies in Transnational Crime and Prevention**

Autumn Wollongong On Campus

Spring Wollongong On Campus

Credit Points: 8**Contact Hours:** Autumn , Spring**Pre-requisites:** 24 credit points of LEGL subjects**Assessment:** 5,000 word essay**Subject Description:** This subject permits the inclusion in the Master of Transnational Crime Prevention (MTCP)

program of an in depth study of a particular aspect of transnational crime prevention within the specialisation of a visiting expert, which would otherwise not be offered by the Faculty.

LLB 843 Professional Practice

Autumn Wollongong Distance

Spring Wollongong Distance

Credit Points: 8**Contact Hours:** Autumn , Spring**Pre-requisites:** Bachelor of Laws degree or equivalent**Co-requisites:** LLB844**Assessment:** Workshops, small group activities, assignments, reflective journal, professional experience component, report.**Subject Description:** An introductory program which will provide frameworks, foundations and strategies for the other Practice Subjects of the course. The subject contains seven modules: Professional Responsibility and Competent Practice; Problem Analysis Skills; Dispute Resolution Skills; Cross-cultural Communication Skills; Electronic Research Skills; Writing and Drafting Skills and Professional Experience Program. Students attend on-campus for the first week of the Course, and thereafter meet the requirements of the Professional Experience program in law-related employment or in a placement arranged by the Practical Legal Training Unit. The requirements of this subject are not completed until all components of professional experience.**LLB 844 Practice Management**

Autumn Wollongong Distance

Spring Wollongong Distance

Credit Points: 8**Contact Hours:** Autumn , Spring**Pre-requisites:** Bachelor of Laws degree or equivalent**Co-requisites:** LLB843**Assessment:** The completion of a workbook, several assignments, attend and actively participate in a seminar.**Subject Description:** This subject will introduce students to the statutory and professional requirements in relation to clients' Trust monies and securities, and to principles of practice management including computerised accounting and recording systems, costing, risk management and related matters. The subject contains three inter-related modules: Trust and Office Accounting; and Law Office Management.**LLB 845 Conducting Litigation**

Autumn Wollongong Distance

Spring Wollongong Distance

Credit Points: 16**Contact Hours:** Autumn , Spring**Pre-requisites:** Bachelor of Laws degree or equivalent**Co-requisites:** LLB843 and LLB844**Assessment:** A combination of workshops, self-directed learning, assignments, Court visits, and interactive legal files.**Subject Description:** The subject is organised in seven modules: Litigation Strategy Workshop; Civil Litigation Practice; Criminal Law Practice; Family Law Practice; Advocacy Workshop; Administrative Law Practice and Environmental Law Practice.

LLB 846 Commercial and Property Practice

Autumn Wollongong Distance
 Spring Wollongong Distance

Credit Points: 16

Contact Hours: Autumn , Spring

Pre-requisites: Bachelor of Laws degree or equivalent

Co-requisites: LLB843 and LLB844

Assessment: Assessment involves a combination of workshops, seminars, an auction report, workbook exercises, assignments, and conduct of a legal file.

Subject Description: The subject is delivered in 8 modules: Commercial Planning; Revenue Implications; Real Property Transactions; Commercial Contracts; Government Commercial Transactions; Trusts, Wills and Estate Planning; Probate and Estate Administration; Small Business Practice. The subject provides an overview of particular aspects of commercial and property transactions, and related matters which affect clients in planning their business and personal affairs.

LLB9100 Introduction to Legal Systems

Autumn Wollongong On Campus
 Spring Wollongong On Campus

Credit Points: 8

Contact Hours: Autumn 2S, Spring

Assessment: To be advised

Subject Description: An overall perspective on the Australian legal system and its role in the Australian social order; an introduction to the sources and authority of legal rules, the nature of legal institutions and practices, legal materials, reasoning and terminology. Aspects of substantive law will be used to illustrate general principles.

LLB9210 Law of Contracts

Spring Wollongong On Campus

Credit Points: 8

Contact Hours: Spring 1L, 2S

Co-requisites: LLB9100

Assessment: Mid session assignment; class participation and final examination.

Subject Description: LLB9210 introduces students to the substantive law of contract. Using the casebook method, students study the legal principles governing the formation, performance and discharge of contracts. Topics covered include the requirements for a valid contract (agreement, consideration and intention to create legal relations), finding and interpreting the terms of a contract, the impact of vitiating factors (such as misrepresentation, mistake, undue influence, duress and unconscionability), the operation of the doctrines of privity and frustration, and the consequences of performance, defective performance or non performance of a contract.

LLB9300 Remedies and Procedure

Autumn Wollongong On Campus

Credit Points: 8

Contact Hours: Autumn 2S

Pre-requisites: LLB9210 and LLB9307

Assessment: Class participation, assignment, examination

Subject Description: The Remedies component of this subject explores the major legal and equitable remedies available in a civil action. These judicial remedies are considered according to the particular purpose or goal that they are intended to achieve, including compensation, punishment, restitution and coercion. In addition, some attention is given to non-judicial (or 'self help') remedies. The Civil Procedure component of the subject examines pre-trial procedure in civil actions in the Supreme Court of New South Wales. Topics covered include determining who may be a party to the proceedings; choosing originating process; serving court process; pleading; bringing proceedings to an early end; obtaining discovery and administering interrogatories.

LLB9301 Evidence

Spring Wollongong On Campus

Credit Points: 8

Contact Hours: Spring 1L, 2S

Pre-requisites: LLB9210

Assessment: Research essay, moot or assignment, class participation and final examination.

Subject Description: Students will be introduced to the rules relating to the sources and admissibility of evidence in civil and criminal trials. Topics will include the burden and standard of proof; the examination of witnesses; credibility, character and tendency evidence; documentary evidence; and the rules in relation to opinion evidence, hearsay, confessions and admissions; illegally obtained evidence; discretions and warnings.

LLB9302 Law of Business Organisations

Autumn Wollongong On Campus

Credit Points: 8

Contact Hours: Autumn 1L, 2S

Pre-requisites: LLB9210

Assessment: Assignments and examination.

Subject Description: The subject introduces the central concerns of a law of organisations, and of the law of business organisations, and the public policies informing the development of the Australian legal response. The range of organisations available for business and non-business purposes and their legal regulation are overviewed. Partnerships and companies and their legal regulations are considered in depth, including current policy issues.

LLB9303 Family, Children and Welfare

Autumn Wollongong On Campus

Credit Points: 8

Contact Hours: Autumn 2S

Pre-requisites: LLB9100

Assessment: Essay; class participation; and final examination.

Subject Description: To develop in students a satisfactory level of understanding of all aspects of the Family Law Act and related legislation.

LLB9304 Criminal Law and the Process of Justice

Autumn Wollongong On Campus

Credit Points: 8**Contact Hours:** Autumn 1L, 2S**Assessment:** Essay and examination

Subject Description: This subject is an introduction to: concepts used in criminal laws; principles of criminal liability; major categories of offences and selected defences; and aspects of criminal procedure.

LLB9305 Property and Trusts A

Autumn Wollongong On Campus

Credit Points: 8**Contact Hours:** Autumn 1L, 2S**Pre-requisites:** LLB9210

Assessment: Class participation, assignment and final examination

Subject Description: Consideration of the notion of property and interests in property; the distinctions between 'real, personal and intangible' property; legal and equitable interests in property and the notion of title; the notion of ownership; legal protection of property interests. The relationship of landlord and tenant; easements and covenants.

LLB9306 Property and Trusts B

Spring Wollongong On Campus

Credit Points: 8**Contact Hours:** Spring 1L, 2S**Pre-requisites:** LLB9305

Assessment: Class participation; assignment and final examination

Subject Description: The modern law of real property, including Torrens title, mortgages and co-ownership. Legal and equitable principles relating to the validity of gifts. The law of express trusts, including the powers and obligations of trustees, and remedies of the beneficiary for breach of trust.

LLB9307 Law of Torts

Autumn Wollongong On Campus

Credit Points: 8**Contact Hours:** Autumn 2 x 1L, 1S**Pre-requisites:** LLB9100

Assessment: Mid-session tests, assignment and examination.

Subject Description: Introduction to the law of civil wrongs, its aims, operation and relationship to other societal mechanisms of compensation. Topics include negligence; intentional torts; nuisance. The subject will consider the development of the common law, recent legislative reforms, and the operation of public policy granting relief in a variety of tort actions.

LLB9308 Public Law A

Autumn Wollongong On Campus

Credit Points: 8**Contact Hours:** Autumn 1L, 2S**Pre-requisites:** LLB9100

Assessment: Problem assignment and exam.

Subject Description: The notion of the state and state power; limitations on state power; the constitutional structure of the Australian nation-state; the notion of division and separation of powers; mechanisms of accountability and control of government officials, including access to government information, the Ombudsman, merits review tribunals and judicial review.

LLB9309 Public Law B

Spring Wollongong On Campus

Credit Points: 8**Contact Hours:** Spring 1L, 2S**Pre-requisites:** LLB9308

Assessment: Mid-session test; assignment; exam

Subject Description: Division of power between Commonwealth and State legislatures; the structure and powers of State and Commonwealth governments, with special emphasis on the limitation of the power of the Commonwealth; the place of the judiciary and judicial review of legislative and executive power; Commonwealth and State fiscal powers; express and implied constitutional rights; constitutional change.

LLB9312 Legal Theory

Spring Wollongong On Campus

Credit Points: 8**Contact Hours:** Spring 2S**Pre-requisites:** LLB9100

Assessment: Assignments; research essay; class participation

Subject Description: This subject addresses a range of fundamental issues in jurisprudence, revolving around the nature of law, the basis for legal authority, the scope and limits of law, and the relationship between law, morality and values such as justice, liberty and autonomy.

LLB9330 Law of Employment

Autumn Wollongong On Campus

Credit Points: 8**Contact Hours:** Autumn 1L, 2S**Pre-requisites:** LLB9210

Assessment: Class participation, essay/project and examination.

Subject Description: The rights and duties of individual employers and employees under common law and selected legislation, including: formation, content and termination of the contract of employment; implied duties of employers and employees; remedies at common law; unfair dismissal legislation; anti-discrimination law; unfair work contracts; occupational health and safety.

LLB9331 Intellectual Property Law

Autumn Wollongong On Campus

Credit Points: 8**Contact Hours:** Autumn 1L, 2S**Pre-requisites:** LLB9100

Assessment: Class participation, research essay, take-home examination

Subject Description: This subject provides an overview of the field of intellectual property law commencing with an analysis of the 2 major and oldest forms of intellectual property - copyright and patents. The course then moves on to the methods of protecting business reputation both at common law/equity, and through the registration of trade marks. Other more recent forms of intellectual property are also covered, such as plant breeder's rights, designs and circuit layouts.

LLB9332 Labour Relations Law

Spring Wollongong On Campus

Credit Points: 8

Contact Hours: Spring 2S

Pre-requisites: LLB9210

Assessment: Assignment, class participation, presentation and examination.

Subject Description: The legal regulation of collective relations between employers and employees under the Workplace Relations Act 1996 (Cth) and the Industrial Relations Act 1996 (NSW). Topics include: constitutional requirements; parties to an industrial dispute; powers of industrial tribunals (including natural justice); processes of award making and variation; collective bargaining and certified agreements; Australian Workplace Agreements; legal regulation of trade unions; liability for industrial action.

LLB9334 Environmental Law

Spring Wollongong On Campus

Credit Points: 8

Contact Hours: Spring 2S

Pre-requisites: LLB9100

Assessment: Take-home assignment, research essay, class participation/presentation of research progress/findings.

Subject Description: The goal of this subject is to enable candidates to develop a basic, critical understanding of the law in relation to environmental management in Australia, with particular emphasis on NSW, including the limitations of legal instruments in achieving environmental management and policy objectives, the assessment of development proposals and the role of the Land & Environment Court.

LLB9335 Anti-Discrimination Law

Spring Wollongong On Campus

Credit Points: 8

Contact Hours: Spring 1L, 2S

Pre-requisites: LLB9100

Assessment: Essay/research project, class participation and examination

Subject Description: An analysis and appraisal of laws prohibiting discrimination in Australia on various grounds, including: sex, marital status, race, disability, age, sexual preference and transgender. Laws prohibiting harassment and vilification will also be examined. The subject includes exploration of the aims and social context of anti-discrimination legislation, as well as related concepts such as equal opportunity, social justice and affirmative action. Examination of processes for complaints, dispute resolution and enforcement, and powers of investigative and adjudicatory bodies.

LLB9337 Comparative Studies in Law

Spring Wollongong On Campus

Credit Points: 8

Contact Hours: Spring 4 day intensive

Co-requisites: LLB9100

Assessment: Research essay and final examination

Subject Description: A comparison of the French civil law with the common law of England and Australia, with the objective of developing an appreciation of different legal systems and approaches.

LLB9343 International Law

Autumn Wollongong On Campus

Credit Points: 8

Contact Hours: Autumn 2S

Co-requisites: LLB9100

Assessment: research essay and final examination

Subject Description: Sources of international law; the relationship between domestic law and international law; the law of treaties; the structure of the international legal system; statehood, state jurisdiction, state responsibility, nationality and refugees.

LLB9344 Indigenous Peoples and Legal Systems

Autumn Wollongong On Campus

Credit Points: 8

Contact Hours: Autumn 2S

Pre-requisites: LLB9100

Assessment: Essays, research paper.

Subject Description: This subject is an introduction to the relationship between Indigenous and non-Indigenous laws and legal systems in Australia. It considers the nature and status of Aboriginal and Torres Strait Islander laws, and explores some of the specific legal issues of current relevance to Indigenous peoples in Australia. Topics include the impact of European colonisation, over-representation in the criminal justice system, land rights and native title, recognition of Aboriginal law, and self-determination.

LLB9350 Special Study in Law A

Autumn Wollongong On Campus

Spring Wollongong On Campus

Credit Points: 8

Contact Hours: Autumn , Spring

Pre-requisites: LLB9210

Assessment: Not available.

Subject Description: A study in depth of selected area of law.

LLB9351 Special Study in Law B

Autumn Wollongong On Campus

Spring Wollongong On Campus

Credit Points: 8

Contact Hours: Autumn , Spring

Pre-requisites: LLB9210

Assessment: Not available.

Subject Description: A study in depth of a selected area of law.

LLB9395 Legal Research and Writing

Autumn Wollongong On Campus

Spring Wollongong On Campus

Credit Points: 2

Contact Hours: Autumn , Spring

Assessment: Exercises, small-group presentation, class participation

Subject Description: An introduction to the location and use of primary legal materials, including the use of computers in retrieving legal material; observation of legal practice in courts and elsewhere; analysis of legal documents; development of clear, concise and simple styles of presenting ideas and arguments in writing; citation of legal materials.

