



The  
University  
of Sydney

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'09



# Sydney Law School

handbook 2009

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# Acknowledgements



## The Arms of the University

### **Sidere mens eadem mutato**

*Though the constellation may change  
the spirit remains the same*

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[www.usyd.edu.au/handbooks](http://www.usyd.edu.au/handbooks)  
[www.usyd.edu.au/calendar](http://www.usyd.edu.au/calendar)

### **Amendments**

All authorised amendments to this handbook can be found at [www.usyd.edu.au/handbooks/handbooks\\_admin/updates2009](http://www.usyd.edu.au/handbooks/handbooks_admin/updates2009)

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### **Resolutions**

#### *The Coursework Clause*

Resolutions must be read in conjunction with the *University of Sydney (Coursework) Rule 2000 (as amended)*, which sets out the requirements for all undergraduate courses, and the relevant Resolutions of the Senate.

#### *The Research Clause*

All postgraduate research courses must be read in conjunction with the relevant rules and Resolutions of the Senate and Academic Board, including but not limited to:

1. The *University of Sydney (Amendment Act) Rule 1999 (as amended)*.
2. The *University of Sydney (Doctor of Philosophy (PhD)) Rule 2004*.
3. The Resolutions of the Academic Board relating to the Examination Procedure for the Degree of Doctor of Philosophy.
4. The relevant Faculty Resolutions.

### **Disclaimers**

1. The material in this handbook may contain references to persons who are deceased.
2. The information in this handbook was as accurate as possible at the time of printing. The University reserves the right to make changes to the information in this handbook, including prerequisites for units of study, as appropriate. Students should check with faculties for current, detailed information regarding units of study.

### **Price**

The price of this handbook can be found on the back cover and is in Australian dollars. The price includes GST.

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### **Handbook enquiries**

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# Important dates

## University semester and vacation dates for 2009

Summer/Winter School lectures	Dates
Summer School – December program	Begins: Monday 8 December
Summer School – main program	Begins: Monday 5 January
Summer School – late January program	Begins: Monday 19 January
Winter School – main program	Monday 29 June to Saturday 25 July
Semester One	Dates
International student orientation (Semester 1) – STABEX	Monday 16 February and Tuesday 17 February
International student orientation (Semester 1) – full degree	Wednesday 18 February and Thursday 19 February
Lectures begin	Monday 2 March
AVCC Common Week/non-teaching Easter period	Friday 10 April to Friday 17 April
International application deadline (Semester 2) *	Thursday 30 April *
Last day of lectures	Friday 5 June
Study vacation	Monday 8 June to Friday 12 June
Examination period	Monday 15 June to Saturday 27 June
Semester ends	Saturday 27 June
AVCC Common Week/non-teaching period	Monday 6 July to Friday 10 July
Semester Two	Dates
International student orientation (Semester Two) – STABEX	Monday 20 July and Tuesday 21 July
International student orientation (Semester Two) – full degree	Wednesday 22 July and Thursday 23 July
Lectures begin	Monday 27 July
AVCC Common Week/non-teaching period	Monday 28 September to Friday 2 October
Last day of lectures	Friday 30 October
International application deadline (for Semester 1, 2010) *	Saturday 31 October *
Study vacation	Monday 2 November to Friday 6 November
Examination period	Monday 9 November to Saturday 21 November
Semester ends	Saturday 21 November

\* Except for the faculties of Dentistry, Medicine and the Master of Pharmacy course. See [www.acer.edu.au](http://www.acer.edu.au) for details.

## Last dates for withdrawal or discontinuation for 2009

Semester 1 – units of study	Dates
Last day to add a unit	Friday 13 March
Last day for withdrawal	Tuesday 31 March
Last day to discontinue without failure (DNF)	Friday 24 April
Last to discontinue (Discontinued – Fail)	Friday 5 June
Semester 2 – units of study	Dates
Last day to add a unit	Friday 7 August
Last day for withdrawal	Monday 31 August
Last day to discontinue without a failure (DNF)	Friday 11 September
Last day to discontinue (Discontinued – Fail)	Friday 30 October
Last day to withdraw from a non-standard unit of study	Census date of the unit, which cannot be earlier than 20 per cent of the way through the period of time during which the unit is undertaken.
Public holidays	Dates
Australia Day	Monday 26 January
Good Friday	Friday 10 April
Easter Monday	Monday 13 April
Anzac Day	Monday 27 April
Queen's Birthday	Monday 8 June
Labour Day	Monday 5 October





# How to use this handbook

## What is a handbook?

The handbook is an official publication and an essential guide for every student who studies at the University of Sydney. It is an important source of enrolment information. It can also help you with more than just planning your course of study.

As a student at the University of Sydney you need to be aware of course structures and content, who your lecturers are, as well as examination procedures.

You should also become familiar with University policies and faculty rules and regulations. The handbook will supply a lot of this information.

It will also point you to places and people around the University who can help with enquiries about library loans, child care, fees, casual employment, places to eat and stay, support groups and much more.

## What new students need to know

- terminology used for courses and programs of study
- semester dates and examination periods
- important contact details
- how to plan your study program
- rules and policies on assessment, satisfactory progression, honours, and so on
- what University services are available and where to find them
- how to get around campus.

At the beginning of many of these chapters there will be explanations to help you proceed further.

## Where to find information

### Course terminology

University terminology, such as 'credit point', 'unit of study', and 'WAM', can be found in the **Abbreviations** and **Glossary** chapters, at the back of this handbook.

### Dates

The start and finish dates of semester can be found in the front section of the handbook. Summer and Winter School dates are in the General University section at the back of the handbook.

### Contents and index

The comprehensive **Contents** section at the front of the handbook explains the details you'll find within each chapter.

You'll find information like:

- how and where to contact faculty staff
- how to select your units of study and programs
- a list of degrees
- detailed information on all units of study, classified by unit identifiers (a four-alpha, four-digit code and a title)
- electives and streams
- scholarships and prizes
- information specific to faculties.

The **Index** lists units of study only. It allows you to check every reference which refers to your unit of study within the handbook. It is divided into two parts, and lists units of study alphabetically (by course name) and again by course code (alphanumeric).

## Colour-coded sections

- Ivory – for undergraduate courses
- Blue – for postgraduate courses

## Faculty rules and regulations

Faculty resolutions are the rules and regulations pertaining to a specific faculty. They can generally be found in their own chapter, or next to the relevant units of study.

These should be read along with the University's own *Coursework Rule 2000 (as amended)* which can be found in the **Essential information for students** chapter near the end of this book. Together they outline the agreement between student and faculty, and student and University.

## General University information

This is information about the University in general, rather than information specific to the faculty. This information is at the back of the book and includes, among other things:

- University terminology and abbreviations
- campus maps to help you find your way around
- Summer and Winter School information
- international student information
- student services.

## Course planner

You might like to plot the course of your degree as you read about your units of study. Use the planner at the back of this handbook.

## Timetables

For information about personal timetables, centrally timetabled units of study, and venue bookings, see: [www.usyd.edu.au/studentcentre/timetabling.shtml](http://www.usyd.edu.au/studentcentre/timetabling.shtml)

For the session calendar, see: <http://web.timetable.usyd.edu.au/calendar.jsp>

## Students with a disability

For accessible (word, pdf and html) versions of this document, see: [www.usyd.edu.au/handbooks/handbooks\\_disability](http://www.usyd.edu.au/handbooks/handbooks_disability)

You can find information on Disability Services in the General University information section of the handbook. The service can provide information regarding assistance with enrolment and course requirement modifications where appropriate.

For details on registering with the service and online resources, see the Disability Services website: [www.usyd.edu.au/disability](http://www.usyd.edu.au/disability)

## Handbook updates

The information in this handbook is current at the time of publication. Further information on University policies, such as plagiarism and special consideration, can be found on the University's website, along with official handbook amendments.

[www.usyd.edu.au/handbooks/handbooks\\_admin/updates2009](http://www.usyd.edu.au/handbooks/handbooks_admin/updates2009)

**Feedback regarding this handbook is welcome.**  
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# 1. Welcome from the Dean



Welcome to the Sydney Law School for 2009.

This is a vital year in the evolution of legal education at the University of Sydney, as we move to our new law building in February 2009.

You will be the first students to undertake a full legal program on the Camperdown campus of this 150 year-old University.

While historically the Sydney Law School has operated from various barristers' chambers and the current Phillip St building in the Sydney CBD, the new

light-filled building on the Camperdown campus will allow us to offer vastly improved lecture theatres and moot court, mediation and library facilities that are of world class standard.

Despite our move to a 'state of the art' building, we know that bricks and mortar do not make a law school. The special strengths of the Faculty of Law at Sydney University are its high calibre student community, its excellent academic staff and research and the special contribution made by the legal profession to the teaching program.

There has never been a greater demand for legal advice and innovative approaches to problem solving than today. But you might ask ... what skills will a law degree provide for future practice? A law degree develops skills of analysis, research, writing and advocacy and prepares students for work in the increasingly globalised environment for legal services.

At Sydney Law School you will learn about the doctrine or jurisprudence of the law and its fundamental structures. However, the most valuable skills you will acquire are the ability to think originally, creatively and logically so as to advise your clients to resolve legal issues in ways that are both ethical and principled.

Legal studies open up many opportunities. While you might choose to practice as a barrister or solicitor, our graduates also become corporate counsel, government policy advisors, teachers, business executives, novelists, journalists and artists. Many graduates work with international organisations, such as the United Nations or the World Bank, or with pro-bono legal services. Indeed, we believe that over 50 percent of law graduates do not practice in the traditional legal profession.

It is our aim to ensure that legal education at the Sydney Law School prepares students for the international and transnational legal environment in which they will work in the future.

The challenges posed by global warming require international solutions; Australian trade measures must comply with the rules of the WTO and international trade agreements; intellectual property rights need protection within Australia and globally; the jurisdictional reach of criminal laws extend to the acts of Australian armed forces overseas and also to the international activities of directors of Australian corporations.

Lawyers need international and comparative legal training to respond to these increasingly global problems. Our task at the Sydney Law School is to provide you with the best possible legal skills to respond to these issues.

We hope that you find your education at the Sydney Law School intellectually stimulating and rewarding.

I have an 'open door' policy. Please do come by my office to discuss any aspect of your legal studies. We welcome your ideas and contributions.

Best wishes,

**Professor Gillian Triggs**  
*Dean of the Faculty of Law*





## 2. Where to ask for help

### University dates

Please see the University dates page at the start of this handbook for a listing of all current semester, holiday and examination dates at the University of Sydney.

### General enquiries

Information Desk  
Level 3  
Sydney Law School  
Eastern Avenue  
Camperdown Campus  
University of Sydney  
NSW 2006

Phone: +61 2 9351 0351  
Fax: +61 2 9351 0200  
Email: [law.info@usyd.edu.au](mailto:law.info@usyd.edu.au)  
Website: [www.law.usyd.edu.au](http://www.law.usyd.edu.au)

The Sydney Law School Information Desk on Level 3 has the following opening hours:

#### *During semester*

Monday to Thursday, 9am to 6pm  
Friday, 9am to 5pm

#### *During semester break*

Monday to Friday, 9am to 5pm

Students will find that pursuit of the following avenues can generally answer questions they have in relation to their course of study.

### Undergraduate enquiries

#### **Undergraduate Team**

Phone: +61 2 9351 0344 *or*  
Phone: +61 2 9351 0346  
Email: [law.info@usyd.edu.au](mailto:law.info@usyd.edu.au)

#### *Associate Dean (Undergraduate)*

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#### *Undergraduate Team Leader*

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### Postgraduate enquiries

#### **Postgraduate Team**

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#### *Associate Dean (Postgraduate research)*

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#### *Postgraduate Team Leader*

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### International students

#### *Associate Dean (International)*

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##### *Semester 2*

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#### *International Student Liaison Officer (Undergraduate)*

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#### *International Student Liaison Officer (Postgraduate)*

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## 3. About the Sydney Law School

### History

The Sydney Law School was inaugurated in 1855. There were only two other faculties in the University at the time: Arts and Medicine. The Law School commenced its work in 1859, but in the main this work was examining rather than teaching, for about 30 years.

In 1880 John Henry Challis, a merchant and landowner of Potts Point, NSW, died. Five years after the death of his wife in 1884, the substantial bequest of his real and personal estate began to pass to the University, "to be applied for the benefit of that institution in such manner as the governing body thereof directs".

As a result of this bequest, eight University chairs, including those of Law, International Law and Jurisprudence, were founded, together with a number of specific lectureships, several of them in the Law Faculty.

In 1890 Pitt Cobbett was appointed to the first Chair of Law and became the first dean of the faculty. This marked the commencement of the Sydney Law School as we know it today. After Pitt Cobbett's resignation in 1910, Mr John B Peden (later Sir John Peden) was appointed to the Chair of Law and became dean of the faculty.

A second chair was created after World War I, and AH Charteris, of the University of Glasgow, was appointed Challis Professor of International Law and Jurisprudence.

The earliest lectures in the Law School, before Pitt Cobbett's arrival from England, were given on the second or the top floor of an old building called Wentworth Court, which ran from Phillip Street to Elizabeth Street on the site of the former Government Insurance Office.

Soon after Professor Pitt Cobbett's arrival in 1890, the Law School, with its 14 students and five teaching staff, four of whom were part-time lecturers, moved a few doors along Phillip Street to the premises that Sir John Peden, writing in 1940, described as 'attractive quarters' in what used to be the Australian Pioneers' Club at number 173.

In 1896 the Law School moved across Phillip Street to number 174 Selbourne Chambers, a three-storey building on the site of the present Selbourne Chambers. It remained there until 1913, when it moved for a year to a 'cramped and noisy' upper floor in Martin Place, while Wigram Chambers (number 167 Phillip Street) and Barristers' Court (to the rear, facing Elizabeth Street), both of which the University had recently purchased, were being converted into University Chambers for the Law School and tenants.

Some time later, Barristers Court was resumed and demolished for the widening of Elizabeth Street, and in 1936 the University purchased all that remained of the original site. A 13-storey building was erected on this block, and opened in 1938. It was joined to the old Phillip Street Building, although the floors were at different levels, and it contained a well-appointed law library occupying three floors. The rest of the space was let.

In 1939 there were 288 students and a teaching staff of 17 – two professors and one full-time tutor (FC Hutley, later Mr Justice Hutley of the Supreme Court of NSW), and 14 part-time lecturers.

In the years immediately following World War II, there were some 1100 students in the Law School; the number fell to 650 by 1953. During the 1950s, three further chairs of law were created and another was added in 1969. In that year the Sydney Law School moved again, this time into a 16-storey building bounded by Phillip, King and Elizabeth Streets, which it still occupies. This is now known as the 'St James Campus'.

The building contains nine lecture rooms, which have been placed on two of the floors below street level as this gives better air-conditioning control and reduces noise problems. Student amenities include a common rooms, games rooms and two squash courts. The library, which occupies four floors of the building, can accommodate 450 readers, half of them in individual carrels.

The Law School now has approximately 1700 undergraduate students, 1500 postgraduate coursework students and 100 postgraduate research students. There are now 24 chairs including the Challis Chairs of Law, Jurisprudence and International Law. The Dean of the Law School in 2009 is Professor Gillian Triggs.

### The Law School's new building

From 2009, the Sydney Law School will have a new state-of-the-art building, situated at the University of Sydney's main campus in Camperdown. Occupying an elevated position adjacent to Sydney's Victoria Park, the building will provide an 'open door' orientation towards the city, reinforcing its connection to the CBD's legal precinct and wider society.

The building will accommodate the faculty's academic and administrative staff, together with a range of research centres and institutes and the Law Library. It will incorporate collaborative spaces, meeting and conference rooms.

There are a total of 23 teaching spaces within the building, ranging from 300 and 100 seat lecture theatres, through to 60, 56, and 24 seat seminar facilities to suit a wide range of teaching requirements. It will also accommodate a Moot Court facility, the Law Library and a spacious Forecourt.

For further information on the new Law School building, please visit [www.law.usyd.edu.au/about/new\\_building.shtml](http://www.law.usyd.edu.au/about/new_building.shtml)





## 4. Staff

### Dean

Professor Gillian Triggs, LLB *Melb* LLM *Southern Methodist* PhD *Melb*

### Pro-Dean

Lee Burns, BCom LLB *NSW* LLM (Hons) *Syd*, Professor in Taxation Law

### Associate Deans

#### *Undergraduate*

Fiona Burns, BA (Hons) LLB (Hons) LLM *Syd* LLM (Hons) *Camb* PhD *ANU*, Senior Lecturer

#### *Postgraduate Coursework*

Roger Magnusson, BA LLB (Hons) *ANU* GradDip Management Development PhD *Melb*, Professor

#### *Postgraduate Research*

Julie Stubbs, BA (Hons) *UOW* MA (Criminology) *Tor*, Professor

#### *International students*

Belinda Smith, BEc (Soc.Sci) (Hons) LLB (Hons) *Syd* LLM *SJD* *Col*, Senior Lecturer (Semester 1)

Susan Shearing, BA LLB *Macq* LLM *Syd*, Lecturer (Semester 2)

#### *Learning and Teaching*

Ross Anderson, LLB (Hons) *Syd* LLM *Lond*, Senior Lecturer

#### *International*

David Kinley, BA (Hons) MA *Sheff* CNA A PhD *Camb*, Professor of Human Rights Law

## Academic staff

Margaret Allars, BA (Hons) LLB (Hons) *Syd*, DPhil *Oxf*, Professor

Ross Anderson, LLB (Hons) *Syd* LLM *Lond*, Senior Lecturer

Thalia Anthony, BA LLB PhD *Syd*, Lecturer

Fady Aoun, BEc (Hons) LLB (Hons) *Syd*, Lecturer

Patricia Apps, BArch *UNSW* MEd *Yale* PhD *Camb* ARAIA, Professor in Public Economics in Law (Personal Chair)

Hilary Astor, BTech (Law) PhD *Brun*, Abbott Tout Professor of Litigation and Dispute Resolution

Nicholas Augustinos, BEc (Hons) LLB (Hons) *Syd* LLM *Lond*, Senior Lecturer

Irene Baghoomians, BSc LLB *Syd* LLM *Col*, Lecturer

Vivienne Bath, BA (Hons) LLB (Hons) *ANU* LLM *Harv*, Senior Lecturer

Belinda Bennett, BEc LLB (Hons) *Macq* LLM *SJD* *Wisc*, Professor of Health and Medical Law

Celeste Black, BA *Harv* JD *Penn* LLM *Syd*, Senior Lecturer

Chester Brown, BA LLB *Melb* BCL *Oxf*, Associate Professor

Chloe Burnett, BA LLB *Syd* LLM *NYU*, Lecturer

Fiona Burns, BA (Hons) LLB (Hons) LLM *Syd* LLM (Hons) *Camb* PhD *ANU*, Senior Lecturer

Lee Burns, BCom LLB *NSW* LLM (Hons) *Syd*, Professor in Taxation Law

Simon Butt, LLB *ANU* PhD *Melb*, Senior Lecturer

Terry R Carney, LLB (Hons) DipCrim *Melb* PhD *Monash*, Professor

John W Carter, BA LLB (Hons) *Syd* PhD *Camb*, Professor in Commercial Law (Personal Chair)

Judith Cashmore, BA DipEd *Adel* MEd *Newcastle* PhD *Macq*, Research Academic

Graeme Cooper, BA LLB LLM (Hons) DipJur *Syd* LLM *III* LLM *JSD* *Col*, Professor of Taxation Law

Wayne Courtney, BSc LLB (Hons) *Syd* Bcomp *Tas* GDipLegalPractice *ANU*, Lecturer

Graeme Coss, LLB LLM *Syd* GradDipInf&LibStud *Curtin*, Senior Lecturer

Mary Crock, BA (Hons) LLB (Hons) PhD *Melb*, Professor of Public Law

Bernard Dunne, BA LLB (Hons) *Macq*, Lecturer

Andrew Edgar, BA LLB (Hons) *Macq* PhD *Syd*, Lecturer

Salim Farrar, LLB (Hons) *Lond* DipShariaLawPrac *IU* *Malaysia* PhD *Warw*, Senior Lecturer

Mark J Findlay, BA LLB *ANU* DipCrim MSc *Edin* LLM *Syd* LLD *Nott*, Professor

Nicola E Franklin, BA LLB *Natal* DipComparLegalStud LLM *Camb*, Senior Lecturer

Saul Fridman, LLB *WOnt* BCL *Oxf*, Senior Lecturer

Peter Gerangelos, BA (Hons) LLB *Syd* LLM PhD *UNSW*, Senior Lecturer

James Glister, BA (Hons) LLB MA *Camb* MJur *Durh*, Lecturer

Beth Goldblatt, BA (Hons) LLB LLM *Witw*, Research Academic

Reg Graycar, LLB (Hons) *Adel* LLM *Harv*, Professor

Jennifer G Hill, LLB BA *Syd* BCL *Oxf*, Professor

Helen Irving, BA (Hons) *Melb* LLB (Hons) PhD *Syd* MPhil *Camb*, Professor

Fleur Johns, BA LLB (Hons) *Melb* LLM *SJD* *Harv*, Senior Lecturer

David Kinley, BA (Hons) MA *Sheff* CNA A PhD *Camb*, Professor of Human Rights Law

Miiko Kumar, BA LLB *Syd*, Senior Lecturer

Patricia Lane, BA LLB LLM *Syd*, Senior Lecturer

Murray Lee, BA *Newcastle-NSW* BA (Hons) PhD *UWS*, Senior Lecturer



#### 4. Staff

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YS (Steve) Lee, BA BEc *Calif* MA PhD *Camb*, Associate Professor

Patricia Loughlan, BA LLB LLM *Tor* PhD *Syd*, Associate Professor

Arlie Loughnan, BA (Hons) LLB (Hons) *Syd* LLM *NYU* PhD *Lond*, Lecturer

Rosemary Lyster, BA LLB LLM *Natal*, Associate Professor

Roger Magnusson, BA LLB (Hons) *ANU* GradDip Management Development PhD *Melb*, Professor

Gail Mason, LLB *Qld* DipCrim *Melb* MA *SUNJ*, PhD *LaTrobe*, Associate Professor

Ron McCallum AO, Bjur LLB(Hons) *Monash* LLM *Qu*, Professor of Industrial Law

Shae McCrystal, BA LLB (Hons) PhD *Tas*, Senior Lecturer

Barbara McDonald, BA LLB *Syd* LLM *Lond*, Associate Professor

Katherine Miles, BA LLB LLM (Hons) *Auck* LLM *NYU*, Lecturer

Rebecca Millar, BSc *Auck* LLB *UNSW* LLM *Syd*, Associate Professor

Jacqueline Mowbray, BA (Hons) LLB (Hons) *UQ* LLM *Melb* LLM (Hons) Phd *Camb*, Lecturer

Luke Nottage, BCA LLB PhD *Well* LLM *Kyoto*, Associate Professor

Pat O'Malley, BA (Hons) *Melb* MA *Well* PhD *Lond*, Professorial Research Fellow

Patrick N Parkinson, BA (Hons) MA *Oxf* LLM *Ill*, Professor

Elisabeth Peden, BA (Hons) LLB (Hons) *Syd* PhD *Camb*, Professor

Joellen Riley, BA (Hons) DipEd MA PhD *Syd* BCL *Oxf* GradDipLegalPrac *UTS*, Professor

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Wojciech Sadurski, DrJur *Warsaw*, Professor of Legal Philosophy (Personal Chair)

Ben Saul, BA (Hons) LLB (Hons) *Syd* DPhil *Oxf*, Senior Lecturer

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Rita Shackel, BSc LLB DipEd MA *Syd*, Lecturer

Susan Shearing, BA LLB *Macq* LLM *Syd*, Lecturer

Judith Single, BA MAppScRes *Syd*, Research Academic

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Tim Stephens, BA (Hons) LLB (Hons) PhD *Syd*, MPhil *Camb*, Senior Lecturer

Cameron Stewart, BEc LLB *Macq* PhD *Syd*, Associate Professor

Julie Stubbs, BA (Hons) *UOW* MA (Criminology) *Tor*, Professor

Greg Tolhurst, DipLaw *SABLLM* *Syd* PhD *UNSW*, Associate Professor

Andrew Tuch, BCom (Hons) LLB (Hons) *Qld* LLM *Harv*, Senior Lecturer

Anne Twomey, BA LLB *Melb* LLM *ANU*, PhD *NSW*, Associate Professor

Richard J Vann, BA (Hons) LLB (Hons) *Qld* BCL *Oxf*, Challis Professor in Law

Kevin Walton, LLB (Hons) PhD *Edin* MA *Lond*, Lecturer

Brett Williams, LLB BEc PhD *Adel* GradDip International Law *ANU*, Senior Lecturer

K Alex Ziegert, MA DPhil *Munster*, Associate Professor

#### **Professor Emeritus**

Peter Butt, BA LLB LLD *Syd*

Ivan Shearer AM RFD, LLB LLM *Adel* *SJD* *Northwestern*

Colin Phegan, BA LLB LLM *Syd* LLM *Michigan*

David Weisbrot, BA (Hons) *Queens-NY* JD *UCLA*

#### **Challis Lecturers**

The Hon Justice Robert P Austin, BA LLM *Syd* DPhil *Oxon*, Challis Lecturer in Corporate Law

The Hon Justice Arthur R Emmett, BA LLM *Syd*, Challis Lecturer in Roman Law

Mark Leeming, BA LLB PhD *Syd*, Challis Lecturer in Equity

#### **Adjunct Faculty**

The Hon Justice James Allsop, BA LLB *Syd*, Adjunct Professor

Michael Appleby, BA LLB, Adjunct Lecturer

Gerry Bates, LLB *Birm* PhD, Adjunct Professor

Andrew Bell SC, BA LLB *Syd* PhD, Adjunct Professor

Alan Bennet, LLM *UTS*, Adjunct Assoc. Professor

Christopher Birch SC, BA LLB PhD *Syd*, Adjunct Professor

Ashley Black, BA LLM *Syd*, Adjunct Professor

Peter Cashman, Adj Assoc. Professor

Duncan Chappell, BA LLB (Hons) *Tas* PhD *Camb*, Adjunct Professor

Deborah DeMott, BA *Swarthmore* JD *NYU*, Adjunct Professor

Michael Furmston, BA Juris BCL MA *Oxon* LLM *Birm*, Adjunct Professor

Malcolm Gammie QC, Adjunct Professor

The Hon Mr Murray Gleeson, BA LLB LLD *Syd*, Adjunct Professor

Derek Hand, LLB MPolicy Studies *UNSW*, Adjunct Lecturer

Christopher Hodgekiss SC, BA BCL *Oxon*, Adjunct Professor

Jocelyn Kellam, BA *Melb* LLB PhD *Syd* LLM *Tubingen*, Adjunct Professor

Kevin Lewis, LLB BJuris *SJD* MBA, Adjunct Lecturer

Zada Lipman, BA (Hons) *WitW* LLB *SAf* LLM *UQ*, Adjunct Professor

Paul O'Donnell, BA (Hons) LLB LLM (Hon) *Syd*, Adjunct Professor

Kyle Oliver, BEc LLB *Syd*, Adjunct Lecturer

Elisabeth Passmore, BA LLB *Syd* LLM *Camb*, Adjunct Lecturer

Alison Pert, LLB *Man* LLM *Lond*, Adjunct Lecturer

The Hon. Justice Brian Preston, BA LLM *Macq*, Adjunct Professor

Rashda Rana, BA (Hons) MPhil *Camb* DipLaw *City-UK* DipLaw *Syd*, Adjunct Professor

The Hon Justice Ronald Sackville, LLB *Melb* LLM *Yale* LLD Honoris Causa *UNSW*, Adjunct Professor

David Yates, Adjunct Professor

**Honorary Faculty**

The Hon Justice Richard Chisholm, BA LLB BCL Oxon, Honorary Professor

Bron McKillop, BA LLB BEc Syd LLM Harv, Honorary Senior Lecturer

Nicole Abadee, BA LLB Syd LLM Camb, Honorary Lecturer

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*Facilities & Technical Officer*

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**Support Services**

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*Administrative Assistants*

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Bette Donnelly (Fract)

Jeannel Farquharson

Aliyah Leung

Katrina Wells

Trudy Wiedeman

**Sydney Law Review**

Joanna Howse, *Coordinator*

**Research Office**

Janice Mountford, *Research Support Officer*

Rebecca Liu, *Research Administrative Officer*

Glenys Eddy, *Research Administrative Officer*

## Staff of centres and institutes

### **Australian Centre for Climate and Environmental Law (ACCEL)**

*Centre Administrator (Fract)*

Michelle Shete

### **Centre for Asian and Pacific Law in the University of Sydney (CAPLUS)**

*Centre Administrator*

Craig Bromley, BA BSc Macq

### **Institute of Criminology**

*Publishing Officer (Fract)*

Dawn Koester, BA Syd

*Administrative Assistant (Fract)*

Rachel Miller, BA MCrim Syd

### **Julius Stone Institute of Jurisprudence**

*Administrative Assistant (Fract)*

Daniel Brass

### **Ross Parsons Centre of Commercial, Corporate and Taxation Law**

*Centre Administrator*

Phillip Raponi

*Administrative Assistant*

Nancy Carrasco

## 5. Centres and institutes

### Australian Centre for Climate and Environmental Law (ACCEL) – Sydney

The Australian Centre for Climate and Environmental Law (ACCEL) was established in 1992 to promote teaching and research in environmental law and policy, and to provide a resource for the exchange and dissemination of information and advice on ecologically sustainable development.

ACCEL has centres within the Faculty of Law, University of Sydney, and the Faculty of Law, Australian National University. Both centres support the undergraduate and postgraduate programs in Environmental Law offered through their respective faculties. Credit towards postgraduate degrees and diplomas may be approved for units undertaken on a cross-institutional basis.

ACCEL (Sydney) specialises in environmental law research in the Asia Pacific region. It has close links with environmental research centres at leading Chinese Universities, including Wuhan University, Peking University, Tsinghua University, the Chinese Academy of Social Sciences and the China University of Politics and Law. Postgraduate students may undertake a unit of study in China.

ACCEL (Sydney) also maintains close links with the Asia Pacific Centre for Environmental Law at the National University of Singapore, the Indonesian Centre for Environmental Law in Jakarta, and the Centre for Environmental Education, Research and Advocacy at the National Law School of India, Bangalore.

ACCEL (Sydney) has a resources room, which provides students with access to materials and computer-assisted research in environmental law. For further information, please visit the ACCEL – Sydney website: [www.law.usyd.edu.au/accel](http://www.law.usyd.edu.au/accel).

### Centre for Asian and Pacific Law (CAPLUS)

The Centre for Asian and Pacific Law is a centre of the Sydney Law School. Its functions are:

- to promote knowledge in and understanding of the laws, legal systems, constitutions, legal culture and business laws of the countries of Asia and the Pacific
- to provide a source of information on legal developments in the Asian and Pacific region and in Australia
- to make reciprocal contacts with scholars and lawyers
- to arrange exchange programs for students, scholars and lawyers from both regions
- to provide specialised courses for students, scholars and lawyers from the Asian and Pacific region to study different aspects of law, and
- to publish and circulate work on the laws, legal systems, legal and constitutional developments, updates of business and commercial laws of these countries.

Recent activities of CAPLUS include running a very successful seminar with the faculty's LPD program, entitled "The Chinese Legal System and the Chinese Government". Speakers included Professor Wang Chenguang, Dean of the Faculty of Law, Tsinghua University, Beijing, and Ms Vivienne Bath, Director of CAPLUS.

With Professor of Human Rights, David Kinley, CAPLUS also hosted an academic interchange with a visiting delegation from the Research Centre for Human Rights – Ho Chi Minh National Political Academy.

For more information, see the website: [www.law.usyd.edu.au/caplus](http://www.law.usyd.edu.au/caplus).

### Centre for Health Governance, Law and Ethics

The Centre for Health Governance, Law and Ethics was established in 2005 and builds upon more than a decade of excellence in health law research and teaching within the Sydney Law School.

Academic staff affiliated with the centre are active in teaching in the faculty's extensive coursework offerings in health law, at both undergraduate and postgraduate levels. At postgraduate level the faculty offers a Master of Health Law degree, a Graduate Diploma in Health Law, and Graduate Diploma in Public Health Law, as well as an active program of postgraduate research supervision at master's and doctoral level.

The centre is active in organising seminars and conferences on topics of contemporary relevance to health law and ethics and in building links with academic, community and professional organisations in Australia and overseas.

For more information, see the website: [www.law.usyd.edu.au/health](http://www.law.usyd.edu.au/health).

### Julius Stone Institute of Jurisprudence

The Julius Stone Institute of Jurisprudence was established in 1999 with the assistance of funds raised from and by the alumni and friends of the Law School, in particular, from those who were students of Professor Julius Stone, or who had worked with, or been influenced by him. The Institute serves as a focus for theoretical scholarship in Australia, continuing the faculty's strong leadership in this field.

#### Objectives

The Institute plays a leadership role in the development, dissemination and application of legal theory in Australia. It also seeks to foster the international engagement of legal theorists working in Australia.

It pursues these objectives by, among other things:

- sponsoring lectures, including the annual Julius Stone Address in Jurisprudence, as well as seminars, workshops and other similar activities
- supporting visits of distinguished scholars of jurisprudence
- supporting high quality postgraduate study in the field of legal theory.

For more information, see [www.law.usyd.edu.au/jurisprudence](http://www.law.usyd.edu.au/jurisprudence).

### Ross Parsons Centre of Commercial, Corporate and Taxation Law

The Ross Parsons Centre has been founded to build upon Sydney Law School's excellence in commercial, corporate and taxation law. The constitution was approved by the Law School in late 2003 and the centre was launched in 2004.

The centre is active in undergraduate and postgraduate courses, conferences and seminars, sponsoring visits from international and Australian academics, encouraging research and building links with other institutions with similar goals.

The centre has various categories of membership which are open to academics of Sydney Law School and other institutions, and professionals in the public and private sector who are able to contribute to the work of the centre.



Firms and institutions can become associated with the centre through sponsorship or affiliate arrangements. For further information, visit the Parson Centre's website: [www.parsons.law.usyd.edu.au](http://www.parsons.law.usyd.edu.au).

## Sydney Centre for International Law (SCIL)

The Sydney Centre for International Law has been created with regional international law as its primary focus. Apart from attracting doctoral students from across the region, the centre offers a program for visiting fellows.

It provides services to governments here and throughout the Asia Pacific, as well as to non-governmental organisations and other clients in the public and private sectors. It also seeks out centres of international research elsewhere for purposes of collaboration and creates links throughout Australia for those involved in the practice of international law.

For more information, see the website: [www.law.usyd.edu.au/scigl](http://www.law.usyd.edu.au/scigl).

## The Institute of Criminology

The Institute of Criminology is a centre established by the Senate of the University within the Sydney Law School. The Institute's primary functions are research, teaching and public education in criminology and criminal justice policy. Its principal areas of activity involve:

- teaching criminology at the undergraduate and postgraduate level
- publishing the journal *Current Issues in Criminal Justice*, the Institute of Criminology series, occasional papers, seminar and conference papers and other relevant information
- organising public and in-house seminars on topics of contemporary concern in criminal justice
- providing service and information to its many corporate, individual and student members
- coordinating and presenting a wide range of applied and theoretical research initiatives
- disseminating current information through CRIMNET, an electronic mailing list, and
- maintaining a website which includes information about the Institute's events and publications, as well as a collection of reports relating to criminal justice.

Staff associated with the Institute pursue a wide range of research interests, including juvenile justice, policing, Indigenous people and the criminal justice system, violence against women, the jury system, feminist and critical criminology, child abuse, hate crime, drug policy and comparative criminology.

Many Institute staff members have worked as consultants for government departments, statutory authorities and royal commissions.

The Institute has an Advisory Committee chaired by the Chief Justice of NSW and a Management Committee chaired by the Dean of the Sydney Law School. For more information, see the website: [www.criminology.law.usyd.edu.au](http://www.criminology.law.usyd.edu.au).

## Other related bodies

### Australian Network for Japanese Law (ANJeL)

The Australia Network for Japanese Law (ANJeL) is aimed at promoting research, teaching and community engagement with Japanese law. ANJeL is a collaborative venture by the law faculties at the University of Sydney, UNSW and ANU.

For more information see the website: [www.law.usyd.edu.au/anjel](http://www.law.usyd.edu.au/anjel).

## Sydney Law Review

The Sydney Law School has its own legal journal, the *Sydney Law Review*, which was established in 1953. It is published by the Law Book Company Ltd on behalf of the faculty.

For the first 20 years, the general editorship of the Review was the responsibility of senior members of the full-time academic staff. From 1974 until 1990, the Editorial Committee consisted entirely of students. It was then resolved that the Review would be published quarterly, beginning in 1991.

The Academic Editorial Board, headed by the editor, decides on which articles are to be published and organises a minimum of two fellow academic referees for each article. One issue per year is devoted to discussion on a particular theme, with solicited contributions. Student editors edit all the accepted articles and a member of the editorial board marks each article.

Submissions from staff and visiting academics are always welcomed and can be given to the Review's coordinator.

For further information, visit the website of the *Sydney Law Review*: [www.law.usyd.edu.au/slr](http://www.law.usyd.edu.au/slr).

## Sydney Law School Library

The Law School Library is a branch of the University of Sydney Library, which aims to provide quality services and resources to support and enhance the teaching, research, creative work and scholarship of the University.

The Library occupies level 0 (Zero) of the building. It is a major research library and its collections include both print and electronic resources. It also has a large undergraduate collection consisting of multiple copies of major texts required for unit of study work. Some material in demand is placed on Closed Reserve, which is a short loan collection.

Card-operated photocopiers and printers are available to patrons. The library provides a wide range of services including reference assistance and formal classes in legal research. Additional services are available to postgraduate students.

During semester the Law Library is open at the following times:

- Monday to Thursday: 8.30am–9.30pm
- Friday: 8.30am–8pm
- Saturday: 9am–4.45pm

The loan periods are:

### Law Research

Undergraduates: two weeks

Postgraduates/Academics: four weeks

Renewals are available and holds may be placed on books on loan to others.

### Law Undergraduates

One-week loan for all borrowers. Renewals and holds are not available.

Law reports, periodicals, loose-leaf services and reference books are not available for loan.

Further information is available at the Law Library website: [www.library.usyd.edu.au/libraries/law](http://www.library.usyd.edu.au/libraries/law).

## 6. Prizes and scholarships

[[i]]The tables on the following pages are summaries only. For full details of current scholarships and prizes, contact the Scholarships and Prizes Office ([www.usyd.edu.au/scholarships](http://www.usyd.edu.au/scholarships))). For details of postgraduate scholarships, contact the Postgraduate Team Leader.

### Sydney Law School undergraduate scholarships and prizes

<b>Prize or scholarship</b>	<b>Value \$</b>	<b>Awarded for</b>
<i>Undergraduate</i>		
Aaron Levine Prize	350	Proficiency in Criminal Law
Allens Arthur Robinson Prizes	500 each	i Proficiency in Advanced Contracts ii Proficiency in Competition Law
Andrew Clayton Memorial Prize – Clayton Utz	500	Proficiency in Federal Constitutional Law and Law, Lawyers and Justice
ANJeL Akira Kawamura Prize	750	Proficiency in Japanese Law
ANJeL Blake Dawson Waldron Essay Prize	1000	Best research essay on Japanese Law
Australian and Securities and Investments Commission Prize	250	Proficiency in Corporate Law
Baker and McKenzie Prize	500	Proficiency in Advanced Constitutional Law
Barbara Nye Prize	100	Proficiency in Comparative Law
Blake Dawson Waldron Prizes	200 each	i Proficiency in Personal Taxation ii Proficiency in Business Taxation iii Proficiency in Environmental Law
Bruce Panton Macfarlan Prize	500	Proficiency in Advanced Corporate Law
C A Hardwick Prize	250	Proficiency in Federal Constitutional Law
Caroline Munro Gibbs Prize	500	Proficiency in Torts
Christopher C Hodgekiss Prize	250	Proficiency in Competition Law
Dudley Williams Prize	175	Honours graduand placed 2nd in order of merit
E D Roper Memorial Prize (No.1)	350	First for Equity and Corporate Law
E D Roper Memorial Prize (No.2)	220	Second for Equity and Corporate Law
Edward and Emily McWhinney Prize in International Law	300	Proficiency in International Law
E M Mitchell Prize	90	Proficiency in Contracts
Edward John Culey Prize	150	Proficiency in Equity and Real Property
Freehills Prizes	500 each	i Proficiency in Contracts ii Proficiency in Torts and Contracts II
George and Matilda Harris Scholarships	(I) 3000 (IIA) 1500 (IIB) 1250	(I) Proficiency in Law II (IIA) Proficiency in 2nd year of Graduate Law (IIB) Proficiency in 3rd year of Combined Law
Harmer's Workplace Lawyers Prizes	500 each	i Proficiency in Anti-Discrimination Law ii Proficiency in Employment and Industrial Law
Ian Joye Prize	2400	Proficiency in Law 2 and Law 3
Ivan Roberts Scholarship	5000	Most distinguished graduate in the Bachelor of Laws (LLB)
J H McClemens Memorial Prize No. 1	1800	Proficiency in Criminology
John Geddes Prize	80	Proficiency in Equity
John George Dalley Prizes	750 each	(IA) Proficiency in final year of Combined Law (IB) Proficiency in final year of Graduate Law
John Warwick McClusky Memorial Prize	500	Proficiency in Federal Constitutional Law and Family Law
Joye Prize	3600	Awarded to student(s) gaining University Medal
Julius and Reza Stone Award	100	For creative achievement displayed in essays in International Law and Jurisprudence
Julius Stone Prize	125	Proficiency in Sociological Jurisprudence
The Justice Peter Hely Memorial Scholarship	20,000	To enable a law student/graduand/graduate of the University of Sydney to undertake a postgraduate degree in the fields of commercial law and equity, either by research or coursework, at the University of Sydney or any other appropriate university.
Kevin Duffy Memorial Prize	650	Proficiency in Conveyancing and Real Property
Law Press Asia Prize for Chinese Legal Studies I	250	Proficiency in Chinese Law
Law Society of NSW Prize	500	Proficiency in Law, Lawyers and Justice



## 6. Prizes and scholarships

<b>Prize or scholarship</b>	<b>Value \$</b>	<b>Awarded for</b>
LexisNexis Prizes (5)	Book Voucher	(1) Proficiency in Year 1 of Combined Law (2) Proficiency in Year 2 of Combined Law (3) Proficiency in Year 3 of Combined Law (4) Proficiency in Year 1 of Graduate Law (5) Proficiency in the penultimate year of the LLB
Mallesons Stephen Jaques Prize	250	Proficiency in Banking and Financial Instruments
Margaret Dalrymple Hay Prize	150	Proficiency in Law, Lawyers and Justice
Margaret Ethel Peden Prize	150	Proficiency in Real Property
Minter Ellison Prize	250	Proficiency in Intellectual Property
Minter Ellison Scholarship	500	Most distinguished student commencing 4th year of Combined Law
Monahan Prize	600	Proficiency in Litigation
The Mr Justice Stanley Vere Toose Memorial Prize	100	Proficiency in Family Law
Nancy Gordon Smith Memorial Prizes	200	To first five candidates for LLB who obtain first-class honours at graduation
New South Wales Justices' Association Prize	200	Proficiency in Administrative Law
New South Wales Bar Association R G Henderson Memorial Prize	1000	Awarded to student gaining University Medal
New South Wales Women Justices' Association Prize	100	Proficiency in Family Law
Peter Cameron Sydney Oxford Scholarship	40,000	To enable a Law graduand/graduate to undertake a Bachelor of Civil Law (BCL), or equivalent law degree as determined by the Dean, at the University of Oxford
Peter Paterson Prize	150	Best student contribution in the Sydney Law Review
Pitt Cobbett Prizes	i 100 ii 35 iii 75	i Proficiency in Administrative Law ii Proficiency in Federal Constitutional Law iii Proficiency in International Law
Pitt Cobbett Scholarship	to 1000	Financial need and academic merit
Playfair Prize	250	Proficiency in Migration Law
Rose Scott Prize	300	Proficiency at graduation by a woman student
Sir Alexander Beattie Prize	250	Proficiency in Employment and Industrial Law
Sir John Peden Memorial Prize	1250	Proficiency throughout course in Foundations of Law, Federal Constitutional Law, International Law and Real Property
Sir Peter Heydon Prize	150	Best undergraduate contribution to Sydney Law Review in Federal Constitutional Law, Administrative Law or International Law
Sybil Morrison Prize	500	Proficiency in Jurisprudence
Thomas P Flattery Prize	90	Proficiency in Roman Law
Tomonari Akaha Memorial Prize	500	Proficiency in Equity (by an international student from the Asia Pacific region)
Tuh Fuh and Ruby Lee Memorial Prize	250	Proficiency in Criminology
Victoria Gollan Scholarship	1500	For an indigenous student in a law program, undergraduate or postgraduate
Walter Ernest Savage Prize	200	Proficiency in Foundations of Law
Walter Reid Memorial Prize	500	Awarded annually on the basis of proficiency in any year in Arts or Law except final year
Wigram Allen Scholarships (Under Review)	(IA) 50 (IB) 50 (II) 100	(IA) Proficiency in 1st year of Graduate Law (IB) Proficiency in Foundations of Law, Federal Constitutional Law, Administrative Law, Torts, Contracts and Criminal Law in Combined Law (II) Best Arts graduate entering Law
Zoe Hall Scholarship	3000	Academic merit, financial need and extracurricular achievements

## Sydney Law School postgraduate prizes and scholarships

<b>Prize or scholarship</b>	<b>Value \$</b>	<b>Awarded for</b>
<i>Postgraduate</i>		
Alan Ayling Memorial Prize	350	Proficiency in Environmental Planning Law
AMPLA Prize in Energy Law	Consult the Law School	Proficiency in Energy Law
ANJEL Blake Dawson Waldron Essay Prize	1000	Best research essay on Japanese Law
Bill Wallace Memorial Prize	500	Proficiency in Stamp Duties
Chartered Institute of Arbitrators Prize	Book	Proficiency in International Commercial Arbitration
Carolyn Mall Memorial Prize in Indirect Taxes	500	For outstanding performance by a student in units of study on indirect taxes
Cooke, Cooke, Coghlan, Godfrey and Littlejohn Scholarship	Varies	For a law graduate to pursue advanced study â value is same as Australian Postgraduate Award (APA)
Full Equity Scholarships (2)	Fee Waiver	For indigenous students in postgraduate coursework programs, degree or diploma
Gustav and Emma Bondy Postgraduate Prize in Jurisprudence	250	Best student in units of study examining aspects of Legal Theory
G W Hyman Memorial Prize in Labour Law	2700	For the highest aggregate mark in the Master of Labour Law and Relations (MLLR)
Jeff Sharp Prize in Tax Research	5000 towards research	For the best research essay in a unit of study in postgraduate Taxation program
J H McClemens Memorial Prize No. 2	1200	For the candidate completing the Master of Laws (LLM) or Master of Criminology (MCrim) who has achieved the highest aggregate mark in four 6 credit point units of study in the area of Criminology
J H McClemens Memorial Prize No. 3	1200	Most proficient candidate who completes the Graduate Diploma in Criminology (GradDipCrim)
Judge Samuel Redshaw Prize	150	Proficiency in Administrative Law
Law Graduates' Association Medal	Medal	Most distinguished student graduating with the Master of Laws (LLM)
Law Press Asia Prize for Chinese Legal Studies II	250	Proficiency in Chinese Law
Longworth Scholarship	10,000	For candidates who are law graduates enrolled in a postgraduate program, preferably in a full-time research degree
Maddock's Prize in Labour Law	1000	For proficiency in Labour Law
Nancy Gordon Smith Memorial Prize	500	Most proficient candidate for the degree of Master of Laws (LLM) by Coursework
Reca Stone Scholarship in Legal Theory	5000	Academic merit, research in the field of legal theory, and financial need
Ross Waites Parsons Scholarship	1000	For full-time candidates in Doctoral or Master's awards (value is based on the APA but supplementary funding may be available)
Sir Maurice Byers Prize	1150	Proficiency in Constitutional Law
Telecommunications Industry Ombudsman Essay Award	1000	For the best essay by a postgraduate student in the area of Telecommunications Law
University of Sydney Foundation Prize	500	Proficiency in Australian International Taxation
Victoria Gollan Scholarship	1500	For an indigenous student in a law program, postgraduate or undergraduate



## 7. Student societies

### Sydney University Law Society

The Sydney University Law Society (SULS) was formed in 1902. All law students are automatic members. This includes students of:

- Arts/Law (BA/LLB)
- Arts (Media & Communications)/Law (BA (Media & Comm)/LLB)
- Commerce/Law (BCom/Law)
- Economics/Law (BEcon/Law)
- Economic and Social Sciences/Law (BEcon Soc Sci/LLB)
- Engineering/Law (BE/Law)
- International Studies/Law (BIntStud/LLB)
- Science/Law (BSc/Law)

#### The Executive

The Executive, elected in July semester of the preceding year, controls the affairs of the Society. Positions on the Executive include: President, two Vice-Presidents, Honorary Treasurer, Honorary Secretary, Social Activities Director and Sports Director.

#### Representative functions

As the Law School is currently in a separate geographic location from the Camperdown (main) campus, the society has assumed an important role in representing the interests and needs of students to the University, the Law School, the Union and the SRC. It is, as a result, one of the most important and stronger societies in the University because of its separation.

The society is asked to nominate a law student to the Affiliated Campuses Committee, which endeavours to provide funds to the students of the Law School for improved general facilities.

Furthermore, SULS liaises with the Sports Union in order to provide a variety of sporting services, including the organisation of interfaculty sport, the provision of sporting equipment and squash court hire.

#### Aims

The aims of the Executive are various, and include the creation of an enjoyable social climate and feeling of camaraderie among the students. Furthermore, SULS, through its continued sponsorship has been successful in developing a stronger relationship with the legal profession, particularly in Sydney.

#### Activities

The society's activities include Orientation activities for new students coupled with an information handbook, the organisation of social events such as the Law Ball, the Law Dinner, free lunches, cocktail parties and semester parties.

SULS is ultimately responsible for the production of the Law Revue, although applicants appointed by the SULS executive to those positions control its organisation and direction. The Revue is the most public arm of the Law Society and continues to be an enormous success for all those involved.

SULS is also responsible for organising guest speakers to attend lunchtime seminars on interesting and controversial topics. The society runs the mooting programs for both senior and junior mooters.

In addition to the internal competition, the HV Evatt Moot is held annually between the University of New South Wales and the University of Sydney. There is also an Australia-wide Family Law Mooting Competition and the worldwide Jessup International Law Mooting Competition.

#### SULS Campus Committee

The SULS Campus Committee is a branch of SULS that serves law students on the main campus. It is comprised of year representatives from the first three years of Combined Law, who work in conjunction with the executive to promote and assist in the running of SULS events.

In addition, it assists with any SULS related enquires and sells tickets for major law events throughout the year.

Campus Committee also organises the annual SULS Trivia Night in second semester, and runs casual BBQs on main campus during the year.

#### Australasian Law Students' Association

SULS is a member of the Australasian Law Students' Association (ALSA), which holds its annual conferences in the half-yearly break, with an intervarsity mooting competition, witness examination competition, student papers and legal seminars as its primary focus.

#### Publications

The Society publishes its own annual journal, *Blackacre*, that contains a variety of articles, ranging from the humorous to the historical.

SULS also publishes a fortnightly newsletter called *Hearsay*, which provides students with regular information about upcoming social events, lectures and interesting legal snippets.

*Polemic* is a sociolegal journal also published by SULS, which has a vast range of contributors from all facets of the legal profession.

#### Second-hand bookshop

SULS organises a bookswap in each semester, which provides students with a forum in which to sell and buy second-hand textbooks.

#### Location

The Society represents all law students. Members of the Executive may be contacted on Level 5 of the Law School building or by phoning +61 2 9351 0204.

#### Elected student representatives

There are five student representatives of the Law School elected by students each October (the President of the Sydney University Law Society, three undergraduates and one postgraduate).

Their role is to assist students in any way possible, whether that be the alteration of faculty policy on exams, assessment, etc or making enquiries for any one student on an individual matter.

They are available for advice on University by-laws and resolutions and representing any student before members of the Law School staff and administration.

Two of the representatives are also members of the Academic Board. They can take any matter to this body or to the wider University administration or even to the Senate. They can be contacted through SULS.



## Sydney Law School Foundation

The Sydney Law School Foundation was launched in 1990. The Foundation's primary goals have been:

- to improve the facilities of the Law School; and
- to acquire funding for research and academic positions.

The Foundation has been generously supported by members of the legal profession and by donations from graduates and other supporters.

Membership of the Foundation is open to supporters in a wide range of categories, including student membership. For further information about the Foundation, contact the Sydney Law School Alumni and Events Coordinator on +61 2 9351 0327.

## Chinese Law Students Society (CLSS)

Founded in 2004, the Chinese Law Students Society (CLSS) at the University of Sydney is dedicated to enhancing the quality of student life at the university and providing its members with opportunities on a global scale. The society's aims are to:

- assist the ambitions and aspirations of members in their pursuit of academic excellence
- provide members with exciting career opportunities both within Australian and overseas
- facilitate a range of enjoyable social events for members who share a common interest in law

CLSS comprises four main portfolios:

- Careers
- Education
- Social
- Publications

For more information, visit CLSS's website: [www.usydclss.com/cms](http://www.usydclss.com/cms).

## Sydney University Law Graduates' Association (SULGA)

The Sydney University Law Graduates' Association (SULGA) was formed in 1963, with the aim of co-ordinating, fostering and encouraging liaison between graduates, students and members of the Sydney Law School at the University of Sydney.

In recent years the main activity of the association has been to support the Master of Laws (LLM) program by funding a University Medal to students of outstanding merit. It has also made donations to the Law School.

Earlier members of the association have fond memories of the Association's luncheons and other functions and we hope to continue this tradition by providing opportunities for graduates to keep in touch and to maintain links with fellow alumni, current students and academic staff of the Law School.

Members of the Association receive information regarding Association activities, discounts, assistance with reunions and the biannual alumni magazine, *The Sydney Law School Reports*.

All enquiries should be directed to:

Alumni and Events Coordinator  
Sydney Law School  
Eastern Avenue  
Camperdown Campus  
University of Sydney  
NSW 2006

Phone: +61 2 9351 0327

Email: [law.alumni@usyd.edu.au](mailto:law.alumni@usyd.edu.au)

*Sydney University Law Graduates' Association is currently inactive.*

## 8. Undergraduate information

A wide range of information about the Sydney Law School's programs, units of study, admission, enrolment, timetables, progression, examinations, scholarships and prizes and much more can be found by visiting the Law School website: [www.law.usyd.edu.au](http://www.law.usyd.edu.au).

### Teaching and learning objectives of the Bachelor of Laws (LLB)

The Sydney Law School has adopted the following statement of goals with respect to the undergraduate curriculum:

*"The Sydney Law School should seek to produce Bachelor of Laws (LLB) graduates who are legally imaginative and creative, with a high level of critical and analytical ability, historically sensitive and socially perceptive, as well as being competent technical lawyers. The graduates should leave this Law School with a well-rounded and broad grasp of the law and the necessary knowledge to satisfy requirements for entering legal practice. They should be able to see the law in its wider social context and have the skills to respond to and direct change in law and society where necessary. The graduates should have a sense of professional responsibility and a sensitivity to the human element in legal problems. The emphasis in legal education should be on producing thinking graduates who can question and challenge, and who can also apply their legal skills to the increasingly varied environments in which the law is developing. Knowledge of law and thinking about law should be combined into an integrated teaching of the law. An evaluation of existing law should be a part of this process."*

### Programs available

Two types of Bachelor of Laws programs are offered – Combined Law and Graduate Law, both of which are full-time. The normal full-time load for the LLB is four units of study per semester. There are no evening classes in undergraduate units of study.

#### Combined Law

Duration: 5 years full-time (comprising 3 years of combined programs and 2 years at the Sydney Law School) for all courses except Arts (Media & Communications)/Law and Engineering/Law which are 6 years.

- Arts/Law (BA/LLB)
- Arts (Media & Communications)/Law (BA (Media & Comm)/LLB)
- Commerce/Law (BCom/LLB)
- Economics/Law (BEc/LLB)
- Economic and Social Sciences/Law (BEcSocSci/LLB)
- International and Global Studies/Law (BIGS/LLB)
- Engineering/Law (BE/LLB)
- Science/Law (BSc/LLB)

Most applicants to Combined Law are secondary school leavers who have just completed the New South Wales HSC (or its equivalent).

Applications to transfer to Combined Law may be made from students who have completed no more than one full-time year's study in another degree course either within the University of Sydney or elsewhere. Alternative admission schemes are available, such as the Broadway Scheme and the Cadigal Program. However, there is no Mature-age Entry Scheme for law.

Details are outlined in the Universities Admissions Centre (UAC) Guide. Admission is extremely competitive.

For more information, see the Undergraduate Law@Sydney website: [www.law.usyd.edu.au/undergrad](http://www.law.usyd.edu.au/undergrad).

Students should ensure they are familiar with the regulations of both faculties in which they are enrolled. Such information can be found in the handbooks for the faculties of Arts, Economics and Business, Engineering and Information Technologies, and Science.

#### Graduate Law

Duration: 3 years full-time (Sydney Law School)

Graduates and graduands of any university in Australia, New Zealand, the United Kingdom or the Republic of Ireland may apply for admission to the Graduate Law program. Graduates or graduands of other institutions who are granted equivalent status by the Sydney Law School may also apply for admission.

The program is not available to those who have just completed secondary school or to those who have a tertiary record but are not yet graduates or graduands. Transfer is not available for those who have completed more than one full-time year of a law degree elsewhere.

Competition for places is strong and admission is determined on the basis of the applicant's secondary and tertiary academic record. For further information, consult the Undergraduate Law@Sydney website: [www.law.usyd.edu.au/undergrad](http://www.law.usyd.edu.au/undergrad).

### Studying at the Sydney Law School

#### Overseas student exchanges

Opportunities for students to study abroad are rapidly expanding. University of Sydney Student Exchange Agreements allow students to study abroad and receive full credit towards their Bachelor of Laws (LLB) degree.

There are two types of student exchange programmes available. The first is the University-wide program, which is open to students from all faculties. Students who have completed at least one year of full-time study at the University of Sydney are eligible to apply if they have:

- at least a credit average in their studies at the time of application
- at least another year of full-time studies to complete
- the funds to support a year on exchange

Law students should note however that if they are seeking law credit, they are only permitted to go on exchange in their final year. At present, there are exchange programs with universities in North America, the United Kingdom, Europe and Asia.

Information about these programs may be obtained from the Study Abroad and Exchange Programs Unit. Phone +61 2 9351 3699.

The second is the faculty-specific program, which is limited to final year Law students. The Sydney Law School has entered into Student Exchange Agreements with the following institutions:



- Canada – Queen's University, Ontario
- Canada – University of Victoria, British Columbia
- USA – Duke University, North Carolina
- USA – University of Texas, Austin
- USA – New York University, New York State
- USA – Cornell University, Ithaca, New York
- USA – Harvard University, Cambridge, Massachusetts
- Belgium – Katholieke University, Leuven
- Germany – Humboldt University, Berlin
- Germany – Bucerius Law School, Hamburg
- Netherlands – Radboud University, Nijmegen
- Netherlands – Utrecht University, Utrecht
- Netherlands – Vrije University, Amsterdam
- Japan – Kobe University, Kobe
- Singapore – National University of Singapore

Under these agreements, students may enrol as full-time non-degree students. Units completed at these universities will be credited to the students' Sydney Bachelor of Laws (LLB). Applicants must be about to enter the final year of the Bachelor of Laws (LLB) degree and selection is made generally on the basis of academic merit.

The overseas universities will not make any charge for tuition, although some incidental administrative fees will be payable.

Students will continue to pay tuition fees to the University of Sydney.

Students will be responsible for payment of their travel costs and living expenses.

Information and applications material for the faculty-specific program is released in May exchanges the following year.

### English expression

Clarity of thinking and expression is the mark of a good law student. However, weaknesses in English language and its expression will affect a law student's studies and assessment results. Many students place themselves at a marked disadvantage by imprecise or inexperienced use of language. In such circumstances, you may wish to seek assistance from the Learning Centre at the University.

Learning Centre  
University of Sydney  
Level 7, Education Building, A35  
Phone: +61 2 9351 3853  
Fax: +61 2 9351 4865

## Generic graduate attributes

The Sydney Law School adopted the following as its contextualised statement of Generic Graduate Attributes in 2004:

### Research and inquiry

Graduates of the Sydney Law School will be able to create new knowledge and understanding through the process of research and inquiry. They:

- are highly equipped to recognise, define and analyse legal problems, and to identify and create processes to solve them
- are able to exercise critical judgement and critical thinking in the learning and application of law
- possess a highly developed capacity for legal research
- are able to recognise and to draw upon the interaction between law and their other disciplines
- view law as a dynamic discipline that is constantly striving towards new ideas and solutions.

### Information literacy

Graduates of the Sydney Law School will be able to use information effectively in a range of contexts. They

- possess excellent knowledge of law in order to satisfy the requirements of legal practice and to be equipped to be skilled technical lawyers
- possess highly developed research skills in relation to both primary and secondary legal sources

- are equipped with outstanding legal research skills in relation to both primary and secondary legal sources
- are equipped with outstanding legal research skills across electronic, print and other media
- are able to monitor effectively and keep abreast of changes in the law

### Personal and intellectual autonomy

Graduates of the Sydney Law School will be able to work independently and sustainably, in a way that is informed by openness, curiosity and a desire to meet new challenges. They:

- are intellectually rigorous and seek mastery of legal subject matter
- possess the skills and critical judgement necessary to respond to and to direct changes in the law
- are confident and effective legal experts who appreciate the responsibilities which attach to that role
- have the capacity to recognise the limits of legal solutions and to appreciate non-legal courses of action
- are equipped to pursue independent and lifelong learning.

### Ethical, social and professional understanding

Graduates of the Sydney Law School appreciate their responsibilities as responsible members of local, national, international and professional communities. They:

- appreciate that law does not operate in isolation, but rather in a wider social context
- are aware of the importance of law to the maintenance of a just and civilised society
- possess and understanding of the interface between domestic and international and comparative law
- understand lawyers' professional and ethical responsibilities to their clients, other practitioners, the courts and the public.

### Communication

Graduates of the Sydney Law School will recognise and value communication as a tool for negotiating and creating new understanding, interacting with others, and furthering their own learning. They:

- possess exceptional written and oral communication skills
- understand the critical importance of effective lawyer-client and lawyer-lawyer communication
- appreciate the importance of plain language given the centrality of language to law as a discipline and as a profession

## Employment

The Bachelor of Laws (LLB) degree prepares graduates for a wide range of careers. While many graduates will enter into professional practice as a solicitor or barrister, others will obtain employment in the public sector, government departments, social justice, welfare, legal aid offices, legal services; commercial and financial enterprises such as banks, merchant banks, insurance and superannuation bodies, large corporations; trade unions; and the media.

### Obtaining law qualifications

There are two principal ways of fulfilling the academic requirements to practise as a barrister or solicitor in New South Wales.

- One is by completing an approved law degree at a university.
- The other way is by completing the professional law examinations conducted by the Legal Qualifications Committee on behalf of the Legal Profession Admission Board (LPAB).

The Law Extension Committee of the University of Sydney, by way of evening lectures and weekend schools, provides tuition for these examinations. Students usually prepare themselves for these examinations on a part-time basis. All enquiries about admission to this course should be made to:

The Legal Profession Admission Board (LPAB)  
Level 4, 37 Bligh Street  
Sydney NSW 2000  
Phone: +61 2 9338 3500

### **Additional requirements to practise as a lawyer**

Additional requirements must be met before a Law graduate can practise as a lawyer in New South Wales, such as the completion of Practical Legal Training (PLT). Information on these requirements may be obtained from the Legal Profession Admission Board (LPAB).

While the University of Sydney's degrees have wide recognition overseas, international students should make their own enquiries as to whether the Sydney LLB degree will permit them to be admitted as a lawyer in their own country after further examination and/or practical training. The Sydney LLB is not American Bar Association (ABA) approved.

### **Overseas graduates in law**

It is not possible for overseas graduates in law to qualify for admission to legal practice in New South Wales by undertaking postgraduate law studies at the University of Sydney.

Requalification would be required by one of the methods referred to above, although it is likely that some credit would be given for earlier legal studies.

Overseas graduates interested in undertaking postgraduate law studies for some purpose other than admission to practice should seek an appointment with the Associate Dean (Postgraduate Coursework) or the Law School's Postgraduate Team for information about entry to postgraduate courses.

### **Employment Online @ Sydney Law School**

Employment Online @ Sydney Law School is a section of the Law School website designed to post the latest employment notices and career information for students.

Regularly updated, it aims to provide the latest news in regard to employment opportunities, both casual and part-time, as well as details on professional seminars, visiting scholars and general career matters.

It also includes the latest information on the Graduate Employment Program and Summer Clerkship Scheme, a brief summary of information relevant to students after their studies, and details on further postgraduate opportunities.

Please visit the Employment Online @ Sydney Law School website: [www.law.usyd.edu.au/cstudent/undergrad/future.shtml](http://www.law.usyd.edu.au/cstudent/undergrad/future.shtml)

### **Careers Centre**

The Careers Centre provides career information and advice and graduate employment services. Careers advisers are available to discuss any aspect of career choice with students, prospective students and graduates. Employer interview programs and graduate vacancy services are of particular interest to final year students.

Careers Centre  
Level 5, Jane Foss Russell Building, B02  
160 City Road  
Darlington NSW 2006  
Phone: +61 2 9351 3481  
Email: [careers.information@usyd.edu.au](mailto:careers.information@usyd.edu.au)  
Website: [www.careers.usyd.edu.au](http://www.careers.usyd.edu.au)

### **Reading materials**

Reading materials are available in hard-copy format or online via the Library e-Reserve Collection at <http://opac.library.usyd.edu.au/search/r>.

Course outlines, handouts and important announcements may be available via the Web Course Tools (WebCT) site for each unit.

WebCT sites are generally accessible on the first day of classes (for Session 1 & 2 units).

Hard copy materials are normally available two to three weeks prior to the commencement of the unit and may be collected from:

University Copy Centre  
Shop 2, Lower Ground Level,  
Sydney University Sports and Aquatic Centre  
Maze Crescent  
Darlington, NSW 2006  
Phone: +61 2 9351 4582  
Website: [www.usyd.edu.au/ucc](http://www.usyd.edu.au/ucc)



## 9. Undergraduate policies and degree regulations

### Sydney Law School policies and general information

#### 1. Progression

- 1.1 Students must familiarise themselves with the progression requirements as set out in the Resolutions and comply with these requirements at all times. Students must not attempt to enrol in Law units of study out of this progression order and must enrol in units prescribed for the relevant year of their degree.
  - 1.2 Combined Law students will not generally be permitted to enrol in any Combined Law 4 or Combined Law 5 units until they have completed all the requirements of their first degree, including the successful completion of all their Law units of study.
  - 1.3 Only in exceptional circumstances will variations to the normal progression rules be considered and only on application to the Associate Dean (Undergraduate) who must authorise such variation. In all situations where such variations are being considered, students are advised to consult initially with the Undergraduate Team Leader. (Students in Combined Law Years 1-3 are required to consult with the relevant staff of the partner faculty.) If a student cannot comply with the normal progression requirements due to factors such as an intervening exchange program or a discontinuation or prior failure or a particular unit, variations will generally be considered favourably which cause minimum disruption to the student's progression overall.
  - 1.4 If a student fails a compulsory unit of study, the student is required to enrol in that unit again in the subsequent semester or year when it is next offered.
  - 1.5 Students should note carefully for any prerequisites or corequisites for any unit of study.
- (See also below under the heading 'Variation of Enrolment')

#### 2. Units of study

- 2.1 Most units of study in the Bachelor of Laws (LLB) are of one semester duration and require 39 hours of tuition over the course of the semester. All units in both the Graduate Law and Combined Law programs have a weighting of 6 credit points (with the exception of Legal Research).
- 2.2 Students proceeding under the old resolutions undertake units that are mostly 8 credit points (some differential weighting occurs within the combined degrees) of one semester in duration and require 52 hours of tuition.

#### 3. Assessment guidelines

- 3.1 Typically, it is expected that all assessment regimes include more than one form of assessment, or at least the option of a second form of assessment.
- 3.2 That the total number of words for a 100% essay/written work is 6000; therefore a 50% essay/written work should be approximately 3000 words.
- 3.3 In cases where an exam is 100% of assessment it should not exceed 2 hours, unless circumstances justify a variation.
- 3.4 "Free form" class participation must not amount to more than 10%, but "structured class participation" (eg oral and/or in written presentations) may attract a higher percentage. It is considered inappropriate to assign any mark for free-form class participation when the class size exceeds 25.
- 3.5 Jointly assessed work is not to be encouraged, unless there are compelling reasons to allow such assessment format.
- 3.6 Where a lecturer wishes to implement assessment formats that fall outside these guidelines, approval must be sought from the Pro-Dean (Teaching).

#### 4. Workload

- 4.1 Students in the final two years of Combined Law and Graduate Law usually attend class for 12 contact hours each week. Students should spend a minimum of two hours of study for every class hour. Much of this time is spent on class preparation, or in covering material following class. Considerable time is also spent on preparation of written assignments.

#### 5. Attendance requirement

- 5.1 Students are required to attend 70% of the formal classes in each unit of study. Failure to meet this requirement may result in a student being precluded from sitting the final exam.

#### 6. Part-time work by full-time Law students during the academic year

- 6.1 Law at Sydney is studied as a full-time program and classes are scheduled five days per week. Inevitably some students find it necessary to engage in part-time employment, however, students should be aware that the extent to which they engage in extracurricular work may affect their academic results. Furthermore, the timetabling of classes (including makeup classes) cannot be adjusted to take employment commitments into account. A few hours of part-time work per week should constitute no difficulty. However, a large involvement in part-time work (especially if it extends beyond the equivalent of one day per week) is inconsistent with proper participation in a full-time degree program.
- 6.2 There may be cases where students in a course of their degree encounter difficult financial circumstances that require a commitment to part-time employment beyond that compatible with full-time study. Whenever such circumstances arise students should seek advice from the Undergraduate Team. It may be advisable, in these circumstances, to complete the program over a longer period by enrolling in three units of study in a particular semester instead of four.

#### 7. Jurisprudence requirement of the LLB

- 7.1 Students may satisfy the Jurisprudence requirement of the LLB by successfully completing any 6 credit point unit of study (or 8 credit points under the old resolutions) approved by the Sydney Law School for that purpose. Such units of study are set out in Part 2 of the Bachelor of Laws (LLB) resolutions.
- 7.2 The Jurisprudence requirement is treated like any other compulsory requirement of the LLB. Therefore, students must complete a Jurisprudence unit at Sydney Law School and are not permitted to satisfy this requirement while on a cross-institutional basis. A unit will be included in Part 2 if theoretical reflection on law as such is its primary goal.

#### 8. Honours

- 8.1 Students scheduled to graduate prior to 2013 will be awarded Honours in the Bachelor of Laws (LLB) on the basis of the Weighted Average Mark (WAM). All law units of study are weighted equally for the purpose of WAM calculation. The WAM is therefore the mean (average) of results in all law units of study attempted. Units of study with a result of Absent fail (AF) or Discontinued – fail (DF) are assigned a mark of zero (0) for the purpose of WAM calculation. Units of study assessed on a pass/fail basis or undertaken at other institutions (exchange program, cross-institutional study, etc) do not contribute towards the WAM. Two levels of honours are awarded: Honours Class I (WAM of 75% and above) and Honours Class II (WAM of 70-74.9%). Students with a WAM below 70% will be awarded the degree at "Pass" level.
- 8.2 Students scheduled to graduate from 2013 onwards will be awarded Honours in the Bachelor of Laws (LLB) subject to the new Honours resolutions. This will require the completion of



an Honours dissertation and entry will be on a competitive basis.

### 9. Cross-institutional study

- 9.1 Academic credit may be granted for completing approved optional units of study offered by other tertiary education institutions. Students are not permitted to undertake compulsory units of study at another institution. Requests to undertake a unit of study on a cross-institutional basis will only be considered if there is no equivalent unit offered by the University of Sydney in the same academic year. Distance education and online units cannot be recognised for credit.
- 9.2 The LLB progression rules apply to applications for cross-institutional study. Therefore a maximum of two electives can be undertaken in Combined Law 4 or Graduate Law 2, and only when a student has successfully completed all units in Graduate Law 1 or Combined Law 1-3.
- 9.3 Applications detailing the content, total contact hours, assessment requirements (including the word length of any assessable work) of the proposed unit(s) to be undertaken, must be submitted before enrolling with the "host" institution by completing the Application for Credit or Cross-institutional Study form.
- 9.4 The Associate Dean (Undergraduate) will determine the number of credit points to be granted for each unit of study to be undertaken. Students should not expect that the same level of credit will be granted as the host institution.

### 10. Summer School

- 10.1 Students seeking to accelerate their degree, or to re-enrol in a unit from which they have previously failed or withdrawn, are encouraged to enrol at the Sydney Summer School. Students are reminded however, that they must meet the progression requirements set out in the degree resolutions. Students are not permitted to take units out of the approved sequence. In addition, students are not permitted to enrol in more than two units of study over the summer session.

### 11. Old Resolutions

- 11.1 Most students who commenced Combined Law prior to 2006 or Graduate Law prior to 2008, will be proceeding under the old (2005) revised resolutions. Students are advised to refer to the resolutions outlined in the 2006 Law Faculty Handbook. Old resolutions students are expected to complete law units of study in the following approved annual sequence. Permission to deviate from this sequence will not be granted under any circumstances, and students may not be permitted to re-enrol if they do not adhere to this sequence.

<b>Law 1 Combined Law 1-3 &amp; Graduate Law 1</b>	<b>Foundations of Law 6/8 (formerly Legal Institutions)</b>	
Torts	6/8/10	
Legal Research	0	
Contracts	6/8	
Criminal Law	6/8	
Federal Constitutional Law	8/10/12	
Law, Lawyers and Justice	6/8/10/12	
Law 2* Combined Law 4 & Graduate Law 2	Administrative Law	8
	International Law	8
	Real Property	8
	Corporate Law	8
	Equity	8
Law 3 Combined Law 5 & Graduate Law 3	Elective units of study selected from Part 1	40 (maximum)
	Elective unit(s) of study selected from Part 2	8 (minimum)
<b>Total credit points required:</b>		<b>144</b>

- 11.2 Students must complete 96 credit points of compulsory units of study and 48 credit points of optional units. Students are not permitted to enrol in more than 48 credit points of optional units.

It is a requirement of the Bachelor of Laws that all students undertake at least 8 credit points of Jurisprudence units (Part 2 of the table of undergraduate units of study in the Faculty Handbook). No more than 24 credit points may be completed in any one semester. An exception may be made for students in their final year who would otherwise be required to attend an additional semester in order to complete one remaining unit. Prior approval must be sought from the Undergraduate Team Lead or the Undergraduate Associate Dean.

### 12. Time limits

- 12.1 A time limit of ten years for completion of the Law degree applies to both Graduate and Combined Law students. This time limit is, however, subject to the Law School's rules on minimum progression and suspension of candidature.
- 12.2 Combined Law students should note that the time limit of ten years also applies to the completion of all requirements of the Arts, Commerce, Economics, Economic and Social Science, Engineering, International and Global Studies, Media and Communications, or Science degree.

### 13. Cross-faculty management of Combined Law students

- 13.1 Combined Law students come under the general supervision of the partner faculty until the end of the semester in which they complete the requirements for their first degree. Students then come under the general supervision of the Sydney Law School. While students are completing their first degree, all enrolment matters should be referred to the partner faculty, including variations of enrolment, applications to suspend candidature, progression and exclusion. Enquiries regarding the teaching of law units such as special consideration requests, examinations or results should be referred to the Law School.

### 14. Enrolment

- 14.1 It is a student's responsibility to ensure they are correctly enrolled at all times. It is assumed that all students are familiar with the resolutions governing their degree, and other relevant faculty policies as outlined in this Handbook. While the Sydney Law School encourages students to seek assistance in understanding these rules and regulations, it is recommended that requests of a complex nature be made in writing in order for a copy of the response to be kept by the student for their records. While every attempt is made to provide accurate verbal advice, this is not always possible due to an incomplete understanding of a student's individual situation as it is presented to the Law School.
- 14.2 All students are provided with an email account free of charge. Students are advised to regularly check their university email account as all official university correspondence will be sent to this address. When corresponding with the Law School on any matter, students should do so using their University email address where possible.
- 14.3 Currently enrolled students are able to pre-enrol online for the following year in October. Students accepting UAC offers, returning after a suspension of candidature or who fail to pre-enrol are required to enrol in person in February. Students are sent a Confirmation of Enrolment notice to their correspondence address shortly after enrolment. A new confirmation notice is issued each time a student changes their enrolment details. It is important that students check their enrolment details carefully and that they contact the Law School immediately if any details are recorded incorrectly.

### 15. Concurrent enrollment

- 15.1 Students are not permitted to enrol concurrently in the LLB and other award courses, except when they are completing the requirements of the Combined Law program. Under no circumstances will students be allowed to undertake another undergraduate or postgraduate award, including honours. Students seeking to enrol in another award course, including honours, are advised to suspend their law candidature or alternatively withdraw.

### 16. Variation of enrolment

- 16.1 Variations to units of study may be made online or by submitting a *Variation of Enrolment Request form*. Students must ensure that any change to their enrolment meets the progression

requirements of the degree. It is not sufficient for a student to advise a member of the teaching staff that they have varied their enrolment. Students who do not follow the correct procedures may incur an unwanted financial liability, have a failure recorded, or may not be permitted to sit for examinations.

- 16.2 Enrolment in law units of study is not permitted after the second week of semester without the written consent of the lecturer concerned.

(See above under the heading 'Progression')

### 17. Withdrawal from units of study

- 17.1 Students should be aware of the important differences between a Withdrawal (W), a Discontinued – Not to count as Failure (DNF) and a Discontinued – Fail (DF).

#### 17.1.1 Withdrawal

- 17.1.1.1 Students who withdraw from a unit of study prior to the relevant census date will not incur an academic or financial penalty for the unit concerned. No record of the original enrolment and subsequent withdrawal will be recorded on the student's academic transcript.

#### 17.1.2 Discontinued – not to count as failure (DNF)

- 17.1.2.1 Students who withdraw from a unit after the relevant census date but before the end of the seventh week of teaching will receive the grade DNF for the unit concerned. A financial liability will be incurred for the unit.

- 17.1.2.2 The Associate Dean may grant a DNF after the deadline if evidence is produced of serious illness or misadventure.

- 17.1.2.3 A DNF is deemed to be an unsuccessful attempt at a unit of study and may be taken into account when determining a student has made satisfactory progress. However, it is not included in the calculation of a student's WAM and there is no further academic penalty beyond the specific academic year.

#### 17.1.3 Discontinued – fail (DF)

- 17.1.3.1 Students who withdraw from a unit after the seventh week of teaching but before the last day of lectures are deemed to have made an unsuccessful attempt at the unit concerned. DF is the equivalent of a failure in the unit of study and will be taken into account for the purposes of progression and exclusion, and in the calculation of a student's WAM. DF will be recorded against the unit on a student's transcript and a financial liability will be incurred.

- 17.1.3.2 Students cannot discontinue from a unit of study after the end of lectures. Students who miss the deadline for a discontinuation and who do not present for the final examination will receive an Absent Fail (AF) in the unit concerned.

- 17.1.3.3 The following table sets out the dates by which variations of enrolment must be made in 2009.

Last day to:	February Semester 2009 (Session 1)	July Semester 2009 (Session 2)
add *	Friday 13 March	Friday 7 August
withdraw (unit will not appear on academic record)	Monday 31 March #	Friday 31 August #
discontinue - not to count as failure (DNF)	Thursday 24 April	Friday 11 September
discontinue - fail (DF) ^	Friday 5 June	Friday 30 October

\* Students are strongly advised to finalise enrolment in units of study as soon as possible to ensure pre-class details (personalised timetable, WebCT access, etc) are available prior to commencement of classes. Enrolments will be capped in units whose quota has been met.

# 100% tuition fee liability, HECS-HELP or FEE-HELP debt will be incurred after this date.

^ A DF result is assigned a mark of zero (0) for purpose of WAM (Honours) calculation.

### 18. Suspension of candidature: re-admission and re-enrolment after suspension

- 18.1 Bachelor of Laws (LLB) candidates may be permitted to suspend their candidature for up to one year with the approval of the Associate Dean (Undergraduate). In exceptional

circumstances students may be granted a further suspension of one year.

- 18.2 Students are not permitted to suspend for more than two years in total. Students will not be permitted to suspend in order to undertake another award course, particularly when that course is a research degree or where the normal duration exceeds one year.

- 18.3 Applications to suspend must be made on the Change of Candidature form.

- 18.4 Requests to re-enrol after a suspension of candidature should be made with the Undergraduate Team by 31 October in the year prior to re-enrolment.

- 18.5 A student who discontinues or fails due to absence in each law unit of study in which they are enrolled in any one year, they will be deemed to have suspended their candidature in the LLB for that year.

- 18.6 A student who fails to enrol in the law units specified for the combined degrees under the Senate Resolutions governing the LLB will be deemed to have suspended their candidature in the LLB.

- 18.7 Candidature in the LLB will lapse if a student fails to re-enrol or suspend without the appropriate Law School approval. If a student's candidature has lapsed they cannot re-enrol in the LLB unless they successfully apply for readmission to the degree in competition with all other qualified applicants.

- 18.8 A student who discontinues enrolment in all units of study during their first year of candidature shall not be entitled to re-enrol in the degree unless the Law School grants prior permission to re-enrol or the student is reselected for admission to candidature for the degree.

### 19. Applications for special consideration

- 19.1 Only well-attested serious illness or misadventure will warrant special consideration. Occasional brief or trivial illness will not normally be regarded as sufficient and students are discouraged from submitting certificates for absences totalling less than one week.

- 19.2 Applications for special consideration due to illness or misadventure must be made on the official *Application for Special Consideration* form. This form, as well as the Academic Board's guidelines and the Professional Practitioner Certificate are available from the Law School Information Desk and the Sydney Law School website. Applications are to be submitted at the Law School Information Desk on Level 12 (or for Combined Law students, at the main campus Law Office, Level 3 Old Teachers' College – but note that this has limited semester opening hours). Applications must not be lodged at any other location. Applications for special consideration based on illness must be submitted together with the completed Professional Practitioner Certificate. Applications based on misadventure should be accompanied by well-attested supporting documentation.

- 19.3 The application will be considered by at least two academic assessors, who will make an academic judgement. This decision is finalised no later than two weeks from the date of submission of the application. The Law School will record the academic judgement outcome and notify the student by letter. All documentation relevant to the application will be retained for 12 months and then destroyed. Appeals may be referred to the Pro-Dean (Teaching).

### 20. Supporting documentation required with applications for special consideration

#### 20.1 Medical certificates

- 20.1.1 Students must ensure that the Professional Practitioner Certificate:

- 20.1.1.1 is submitted and signed by the medical practitioner and indicates the dates on which attention was sought;

- 20.1.1.2 certifies unambiguously a specified illness or medical disability for a definite period; and

- 20.1.1.3 indicates the degree of incapacity and expresses a professional opinion as to the effect of the illness on the student's ability to undertake an examination or complete an essay.

- 20.1.1.4 Certificates in connection with examinations should be submitted prior to the examination. If the illness or misadventure takes place during the examination period,

the evidence must reach the Law School within three working days of the affected examination.

- 20.1.1.5 If an application is being made for reassessment, a special consideration form should not be used but instead a separate application by letter should be submitted within three working days of the examination in question to the Undergraduate Team.

### 20.2 *Consideration on grounds of misadventure*

- 20.2.1 For consideration on grounds of misadventure, applications must include a full statement of the circumstances and any available supporting evidence. Any student who is embarrassed to state their difficulties in writing should make an appointment to discuss their circumstances with the Associate Dean (Undergraduate) or the Undergraduate Team Leader.

### 20.3 *The need to seek early advice*

- 20.3.1 Many students in need of advice fail to make full use of the assistance available to them. Students who believe that their performance during a unit of study or their exam preparation has been adversely affected by medical, psychological or family circumstances, you should seek advice as early as possible. The Associate Dean (Undergraduate), the Undergraduate Team Leader and members of the teaching staff, the University Counselling Service and the University Health Service are available for consultation and can give advice on appropriate action to take.

### 20.4 *The Law School's method of dealing with applications for special consideration*

- 20.4.1 The way in which the Law School deals with applications for special consideration depends on the occasion when student performance was affected as well as the duration. Some examples of the way in which such applications may be dealt with are given below:

- 20.4.1.1 Applications relating to relatively short periods of time during the semester will normally only be relevant to assessment prior to the final examination period. It is therefore essential, for a student who is affected, to approach the lecturers in the units concerned for extensions of time or other special arrangements with regard to such assessment.

- 20.4.1.2 Applications relating to a significant part of the semester may not only be relevant to the assessment before the final examination but also to the final examination itself. If this is the case, the student should submit an *Application for Special Consideration* form. Such applications will be referred to the examiners in the units concerned. While the examiners will exercise their judgement on what effect, if any, such applications should have on the results in the final examination, it must be appreciated that examiners will find it difficult to equate a particular illness or misadventure with specific marks. In general, examiners are only likely to refer to such applications to assist them in determining borderline cases in any category of grade and especially borderline cases of Pass/Fail.

- 20.4.1.3 Where continuing illness or misadventure has had a serious effect on performance, consideration should be given to approaching the Associate Dean (Undergraduate) for permission to discontinue a unit or units. Only in the most exceptional cases will it be possible to seek permission to discontinue a unit after an examination has been attempted and marked.

- 20.4.1.4 Where the application relates to illness or misadventure during the examination period, or possibly during the study vacation, it may be appropriate for the student to apply for reassessment in a unit or units of study. Details relating to applications for reassessment are given in the following section. If student does not wish to apply for reassessment, the application will be referred to the examiners in the units concerned for their consideration, as outlined in (ii) above. It is not possible for students to apply for reassessment on the ground that illness or misadventure during the examination period prevented them from effectively undertaking the final examination in a unit and also to ask that the examination paper be marked to see if it deserves a Pass. A choice must be made between an application

for special consideration and an application for reassessment.

## 21. **Applications for reassessment**

- 21.1 There are no supplementary examinations at the Sydney Law School. This applies to Law units of study as part of Combined Law, as well as Graduate Law.

- 21.2 In exceptional circumstances, a student may be reassessed where, in the opinion of the Academic Adviser (Examinations), the student's performance at the examination was so seriously impaired by illness or misadventure that it became impossible for the student to have made a proper attempt; or such illness or misadventure rendered the student incapable of attempting the examination at all. In such circumstances, the Academic Adviser may authorise reassessment provided that such reassessment is undertaken in the week following the formal exam period. In exceptional circumstances, the Dean may authorise reassessment at a later time. The method of reassessment may or may not take the same form as the affected examination. It may, for example, take the form of an oral examination, closed book examination, or a take-home examination. This is at the discretion of the relevant Unit Convener.

- 21.3 Reassessment will only be authorised where a student has completed all other requirements in a unit of study, including regular attendance at class, but the student is prevented by illness or misadventure (for example, injury in an accident) from effectively undertaking the final examination. In such a case the student would have to show that they were unable to sit for the examination, or that they have attempted to sit but were unable to make any proper attempt.

- 21.4 If a student wishes to apply for reassessment, an application form must be received by the Undergraduate Team Leader within three working days of the affected examination. Applications based on illness must be supported by a completed Professional Practitioner Certificate which must include a statement from the practitioner on how the student's illness has affected his or her ability to sit the examination (this can be included in the "plain English" descriptions of the illness section of the form). For a reassessment to be granted, the practitioner must state expressly that the student was either incapable of sitting the examination, or, that the student was incapable of making a proper attempt *as a result of the diagnosed illness*. Applications based on misadventure must be accompanied by well-attested supporting documentation. It is not sufficient simply to submit a special consideration form for this purpose. In addition, phone contact must be made with the Law School on the day of the affected examination with either the lecturer concerned or the Undergraduate Team. The application will be considered by the Academic Adviser (Examinations).

- 21.5 Students must note that if they do attend and attempt the examination, sitting through the whole examination and the time allotted for it then no application for reassessment can be considered except in very exceptional circumstances. It is more appropriate for the student to make an application for special consideration in these circumstances. It is therefore imperative that, if a student thinks they are seriously affected by illness or misadventure that they consider their position very carefully and not attempt the examination if they are so seriously affected that they are unable to make a proper attempt.

- 21.6 If a student does attend the examination with the purpose of making an attempt and, after commencement, you are unable to continue because of illness, then the student must:

- 21.6.1 immediately notify the invigilators and leave the examination room;
- 21.6.2 report to the University Health Service immediately following the examination and obtain a report;
- 21.6.3 seek the advice of their medical practitioner as soon as possible, preferably on the same day; and
- 21.6.4 at the first available opportunity notify their lecturer and the Undergraduate Team – at the very least with an email on the day of the examination if they cannot otherwise be notified.

- 21.7 In these circumstances, an application for reassessment can be considered.

- 21.8 However, as indicated above, if a student persists with their attempt at the examination to the end of the allotted time, it will

become a case for special consideration – and not reassessment – unless the student can establish very exceptional circumstances and only if the student undertakes the steps above.

- 21.9 Since reassessment will be permitted only in exceptional circumstances, it is most important that if a student encounters difficulties during the semester, they seek the advice of the Associate Dean (Undergraduate) or the Undergraduate Team Leader. If a student is unable to meet unit of study requirements or to prepare for the final examination because of serious illness or misadventure, the appropriate solution is to apply for a "Discontinued – not to count as Failure". Extensions or other special arrangements with regard to assessment prior to the final examination – for example, essays – are matters for the lecturers in the units concerned.

## 22. Taking of examinations early

- 22.1 Students are required to be available during the entire scheduled examination period at the end of each semester to take their examinations on the dates specified in the examination timetable or, in the case of examinations arranged "in department", or as take-home examinations, on the dates specified by the examiners. The dates of the scheduled examination periods are set out in pre-enrolment information sent to each student and on Law School notice boards.
- 22.2 In exceptional circumstances, the Associate Dean (Undergraduate), after consultation with the examiner, may give permission for a student to take an examination earlier than the date specified for that examination. Although it is not possible to define exhaustively in advance the exceptional circumstances which may justify permission being given to take an examination early, such circumstances will invariably be confined to cases of serious illness (for example, the need for a surgical operation on the date specified for the examination) or other compelling necessities (for instance, the need to attend a scholarship interview which cannot be postponed, or to commence a University of Sydney sponsored exchange program at an overseas university). Private travel arrangements, including visiting family overseas, employment-related reasons and attending courses other than as part of a University of Sydney sponsored exchange program do not constitute exceptional circumstances.

## 23. Extensions and Late Submissions

- 23.1 In 2001 the Faculty resolved that penalties for late work submitted without an extension should be enforced as consistently as possible. Retrospective extensions to due dates should be granted only in special circumstances. If an extension is sought after the due date, instructors may take into account any mitigating factors as to why the work was late, but will also need to ascertain why the request was late.
- 23.2 If the application of the penalty results in overall failure of a unit of study, instructors retain a discretion to review the whole of a student's performance and all of the circumstances in deciding whether or not to accord a bare pass.
- 23.3 Academic staff may set a deadline after which no work will be accepted. Normally that deadline will be the date on which the markers plan to return work.
- 23.4 If an extension has not been granted prior to the due date, academic staff need not accept optional pieces of assessment submitted after the due date.
- 23.5 The late submission of a piece of assessment which has not been granted an extension will attract a penalty of 2.5% of the total marks allocated to the piece of assessment per calendar day (eg if the piece of assessment is worth 40% of the final grade in the unit, late submission would attract a penalty of 1 mark per day).

## 24. Standardisation of grades

- 24.1 The Sydney Law School adopted the following standardisation policy in 2008:
- 24.1.1 The Committee of Examiners will monitor results across and within all Units of Study. In cases of a significant variance from the recommended ranges, the Committee shall request justification from the coordinators of the Units of Study, and where necessary, individual teachers, as to why the recommended ranges could not be achieved. The Committee

of Examiners will advise the Pro-Dean concerning any change to results that it considers necessary.

- 24.1.2 In the case of Units of Study involving more than one teacher, Coordinators of Units of Study will be asked to monitor the distribution of marks across Units of Study through meetings between teachers in each Unit of Study at each stage of the assessment process during semester regarding marked discrepancies between groups within Units of Study and with a view to achieving the recommended ranges of High Distinction and Distinction.
- 24.1.3 With the object of achieving fairness and consistency, in compulsory units of study in which there is more than one group and in multi-group options, the examiners should coordinate the results in order to ensure a reasonable degree of parity between the different groups in a unit in respect of HD and D grades. The Committee of Examiners may be convinced by evidence that fairness and consistency have been achieved even though there is not parity between groups.
- 24.1.4 The Committee of Examiners will also review distributions in Units of Study generally, may make enquiries of the lecturers concerned, and may make recommendations to the Pro-Dean with respect to them.
- 24.1.5 The distribution of grades in each undergraduate unit in the Faculty of Law shall generally conform to the following guidelines:
- 24.1.5.1 The range of HD grades awarded should be between 3-10% of the total;
- 24.1.5.2 The range of D grades awarded should be between 5-30% of the total;
- 24.1.5.3 No more than 40% of a group (class of cohort) should receive HD or D grades;
- 24.1.5.4 These ranges should be applied flexibly when the number of students in a particular Unit of Study is small.
- 24.1.6 After the release of the results to students, the information regarding distribution of marks in each Unit of Study will be made available to students, with justifications for departures from the minimum rates where applicable.

## 25. Disclosure of assessment and examination results

- 25.1 In 1989 the Law School approved the following procedure for the disclosure of assessment and examination results:
- 25.1.1 That within a reasonable time of the completion of the marking of interim assessment (essay, assignment, case-note or take-home examination) in a unit of study, the unit convenor makes available to students the work they have submitted displaying the mark awarded, together with the examiner's comments if any.
- 25.1.2 That within a reasonable time following publication of the results of the final examination in any unit, there be made available for collection at the Law School, each student's examination scripts, displaying the addition of the marks awarded in interim assessment.
- 25.1.3 Academic Board resolved that on 1 January 2001 that students have a right to review their examination scripts and other forms of summative assessment (except those saved for re-use in subsequent testing) for the duration of the script retention period. The script retention period is four months. Students can request to see their examination scripts by completing the relevant online application on the Law School Website or form at the Information Desk.

## 26. Student Appeals

- 26.1 A student who has received a fail or poor grade is not automatically entitled to a "remark" or "reassessment". If a student believes their performance has been adversely affected by serious illness or misadventure an "Application for Special Consideration" must be submitted to the Unit Coordinator. Please refer to the special consideration guidelines above.
- 26.2 If a student is concerned about any academic decision they should first obtain a copy of their assessment or examination script and discuss the issue with the relevant teacher or Unit Coordinator. Students are encouraged to take the earliest opportunity to discuss their concerns with relevant staff. This should normally be done within (a) 15 working days of the student being advised of the particular academic decision or (b) in the case of academic decisions relating to a unit of study, within 15 working days of the unit of study result being posted

by the University. During this time the student should attempt to resolve the matter with the relevant teacher or Unit/Course Coordinator.

- 26.3 If the student's concerns cannot be resolved with the teacher or Unit Coordinator, or because of an apparent failure to follow procedures, the student may then appeal to the Dean of the Faculty. An appeal to the Dean will not be considered unless there has been an attempted resolution with the teacher or Unit Coordinator. The student must put their concerns in writing within 15 working days of the outcome of discussions with the teacher or Unit Coordinator. The written appeal must be submitted to the Faculty's Executive Officer and should include: (a) the reasons for the appeal; (b) the response of the teacher or Unit Coordinator during the attempted resolution; and (c) reasons why the student is not satisfied with the response of the decision-maker under paragraph 5. Further details regarding the Appeal policy can be found on the Faculty's website.

## 27. Students at Risk

- 27.1 Students who fail to meet the Faculty's progression requirements are at risk of exclusion. The Faculty supports the Academic Board's Policy on "Identifying and Supporting Students at Risk". This policy aims to identify students at risk; alert students to their status; provide assistance to these students; and track the progress of students at risk once they have been identified.
- 27.2 Students' progress is assessed each semester. Students who do not meet the Faculty's progression rules are placed on the University's "Staying on Track" program which provides for periodic stages of intervention and help for students. There are four stages to the Staying on Track program. After the third occasion of not meeting the minimum rate of progression (stage 3), students will be required to show good cause as to why they should not be excluded from the Bachelor of Laws. A fourth occasion (stage 4) will result in an automatic exclusion. For instances where a student has been excluded, there are mechanisms of appeal.
- 27.3 Students will be placed on the Students at Risk report if they fail a unit of study more than once or if they fail to complete a minimum of 12 credit points, or more than 50 percent of the credit points for which they were enrolled in a semester.
- 27.4 Where students are deemed to be at risk, the level of intervention will vary. The Faculty may require the completion of particular units in a specified order; may require students to take a reduced load or suspend their candidature; or impose other conditions.

## 28. Student misconduct – chapter 8 of the by-laws

- 28.1 Chapter 8 of the University's by-laws, which is entitled "Discipline of Students" covers aspects of student misconduct, which includes:
- 28.1.1 misconduct on the part of a student which is prejudicial to the good order and government of the University or impairs the reasonable freedom of other persons to pursue their studies or research in the University or to participate in the life of the University; and
- 28.1.2 refusal by a student to give satisfactory particulars of the student's identity in response to a direction to do so by a prescribed officer and any other form of wilful disobedience to a reasonable direction of a prescribed officer.
- 28.2 Misconduct can thus cover a very wide range of misbehaviour, from damaging University property to cheating in examinations.
- 28.3 There have been a number of cases of misconduct in the University emerging from the classwork context rather than examinations. These cases have included students being found guilty of plagiarism in essays and of copying other students' assignments.
- 28.4 The University recognises that there is a difference between innocent and deliberate plagiarism and the former can usually be dealt with within the department or faculty, without reference to the Registrar. Some cases of plagiarism arise from lack of knowledge as to what constitutes plagiarism and the student may be unaware that the practice is unacceptable.
- 28.5 In such cases staff have a duty to correct students and direct any required remedial work to be undertaken. Such plagiarism, whilst it is unacceptable, is not misconduct in terms of chapter 8 of the by-laws, nor is the correction of it a penalty.

- 28.6 Blatant plagiarism, where it appears there is a deliberate intention to deceive or where a student has copied another student's work, is a serious matter and may attract penalties ranging from a reprimand to failing a course. In extreme cases an offender may be failed in all units of study and suspended from the University. Such penalties can only be legally applied by following the chapter 8 procedures.

## Sydney Law School undergraduate degree resolutions

### Bachelor of Arts and Bachelor of Laws (BA/LLB)

#### 1. Cross-faculty management of combined degree course

- 1.1 Students will be under the general supervision of the Faculty of Arts until the end of the semester in which they complete the requirements for the Bachelor of Arts (BA).
- 1.2 They will then be under the general supervision of the Faculty of Law.
- 1.3 The Deans of the Faculty of Arts and the Faculty of Law shall jointly exercise authority in any matter concerning the combined award course not otherwise dealt with in these Resolutions.

#### 2. Units of study

- 2.1 The units of study which may be taken for the Bachelor of Arts (BA) are set out under the *Undergraduate units of study table* in the Faculty of Arts Handbook, together with
- 2.1.1 credit point value;
- 2.1.2 the semesters in which they are offered;
- 2.1.3 assumed knowledge;
- 2.1.4 prerequisites/qualifying/corequisites/prohibition; and
- 2.1.5 the units of study with which they are mutually exclusive;
- 2.1.6 any special conditions.
- 2.2 The units of study which may be taken for the Bachelor of Laws are set out in the *Undergraduate units of study table* in the Faculty of Law Handbook, together with:
- 2.2.1 designation as compulsory or elective;
- 2.2.2 credit point value;
- 2.2.3 the units of study with which they are mutually exclusive;
- 2.2.4 assumed knowledge/prerequisites/corequisites/prohibition; and
- 2.2.5 any special conditions.

#### 3. Requirements for the Bachelor of Arts (BA) and Bachelor of Laws (LLB)

- 3.1 To qualify for the award of the pass degrees a student must complete successfully units of study amounting to a total of 240 credit points.
- 3.2 To qualify for the award of the pass degree of Bachelor of Arts (BA) in the Bachelor of Arts and Bachelor of Laws (BA/LLB) combined degree program a student must complete 144 credit points in total from the Faculty of Arts *Tables of units of study* in the Arts Undergraduate Handbook, including:
- 3.2.1 48 credit points of LAWS units of study, as listed below in 3.5.1;
- 3.2.2 a maximum of 48 Junior credit points, excluding the Junior Law (LAWS) credit points required in 3.2.1; and
- 3.2.3 at least one major from Part A of the Faculty of Arts *Table of units of study*. A Faculty of Arts major consists of 36 Senior credit points in a single subject area, or cross-listed between subject areas, as outlined in Section 3 *The major and cross-listing*, in the Faculty of Arts Undergraduate Resolutions in the Faculty of Arts Handbook.
- 3.3 To qualify for the degree of Bachelor of Laws (LLB), in the Bachelor of Arts and Bachelor of Laws (BA/LLB) combined degree program a student must complete units of study to the value of 144 credit points, made up of the following:
- 3.3.1 96 credit points of the compulsory units of study, which includes the 48 credit points of LAWS units of study listed below in 3.5.1 and counted towards the Bachelor of Arts (BA):
- 3.3.2 48 credit points of the elective units of study in the Faculty of Law Undergraduate Resolutions that must include:
- 3.3.2.1 a maximum of 42 credit points from the units of study listed in Part 1 of the *Undergraduate units of study table*, and
- 3.3.2.2 a minimum of six credit points from the units of study listed in Part 2 of the *Undergraduate units of study table*.

- 3.4 Candidates may credit the following units of study to both the Bachelor of Arts (BA) and the Bachelor of Laws (LLB);
- 3.4.1 Contracts
- 3.4.2 Criminal Law
- 3.4.3 Foundations of Law
- 3.4.4 International Law
- 3.4.5 Legal Research I
- 3.4.6 Legal Research II
- 3.4.7 Civil and Criminal Procedure
- 3.4.8 Public Law
- 3.4.9 Torts
- 3.4.10 Torts and Contracts II
- 3.5.1 Candidates in Combined Law must complete the law units of study in the following sequence:

Year	Unit of study	Credit points
Combined Law 1	Foundations of Law	6
	Legal Research I	0
	Torts	6
Combined Law 2	Contracts	6
	Civil and Criminal Procedure	6
	Criminal Law	6
Combined Law 3	International Law	6
	Legal Research II	0
	Public Law	6
	Torts and Contracts II	6

- 3.5.2 On completion of the requirements for the degree of Bachelor of Arts (BA) a student must then complete the following compulsory units of study towards the degree.

Year	Unit of study	Credit points
Combined Law 4	Administrative Law	6
	Corporations Law	6
	Equity	6
	Evidence	6
	Federal Constitutional Law	6
	Introduction to Property and Commercial Law	6
	Real Property	6
	The Legal Profession	6
	Combined Law 5	Elective units of study selected from Part 1 and Part 2

- 3.6 Except with the permission of the Dean or Associate Dean (Undergraduate), candidates in a Combined Law program must successfully complete *Foundations of Law* before enrolling in any other Bachelor of Laws (LLB) units of study.
- 3.7 Students must complete the requirements for the Bachelor of Arts (BA) before proceeding to the Bachelor of Laws (LLB) (unless they have permission from the Faculty of Law stating otherwise).
- 3.8 On written application to the Faculty of Arts, a student may abandon their candidature in the combined degree program and elect to transfer to the Bachelor of Arts (BA) degree in accordance with the Resolutions governing that degree at the time of transfer.

#### 4. Requirements for honours degrees

- 4.1 Both the Bachelor of Arts (BA) and the Bachelor of Laws (LLB) may be awarded with honours.
- 4.2 To qualify for the award of the Bachelor of Arts (Honours) degree, a student in the combined Bachelor of Arts and Bachelor of Laws (BA/LLB) combined degree program must:
- 4.2.1 with the permission of the Faculty of Law, either suspend their candidature for the Bachelor of Laws (LLB) degree while undertaking the honours course, or undertake the honours course after completion of both degrees in the combined program; and

- 4.2.2 complete the requirements outlined in Section 4 *Requirements for honours degrees* in the Faculty of Arts Resolutions relating to undergraduate degrees and combined degrees, in the Faculty of Arts Handbook.

- 4.3.1 To qualify to enrol in the honours program candidates shall:

- 4.3.1.1 Be selected in the penultimate year of the Bachelor of Law degree;

- 4.3.1.2 Have a weighted average mark (WAM) of at least 75, averaged out across all law compulsories with the exception of Foundations of Law.

- 4.3.1.2.1 Results in elective subjects will not be included in the calculation.

- 4.3.1.2.2 Entry to the Honours program is competitive and the number of places in the Honours program each year is limited and dependant on available resources. The exact WAM will be determined by the Honours Committee on an annual basis.

- 4.3.2 The honours program will be assessed by an honours dissertation, completed under the supervision of an academic member of staff or adjunct staff.

- 4.3.2.1 Candidates will enrol in two specified 6 credit points Honours research units as listed in the "Table of undergraduate units of study" in Part 2 of the Bachelor of Laws resolutions.

- 4.3.2.2 These units will be included in the 48 credit points of elective subjects that are part of the pass requirements for the Bachelor of Laws.

- 4.3.3 The Faculty Honours Committee will determine the class of honours, based on a student's final Honours WAM (HWAM).

- 4.3.3.1 The HWAM will be drawn from a minimum of 90 credit points, and will include all compulsories and elective units undertaken at the University of Sydney, with the exception of Foundations of Law.

- 4.3.3.2 The weighted of the Honours research units will be double that of the non-Honours units.

- 4.3.4 Honours in the Bachelor of Laws may be awarded in two classes: Class I and Class II.

- 4.3.4.1 The honours degree of the Bachelor of Laws will be awarded on the following basis:

- 4.3.4.1.1 Honours class I: those students with an HWAM of at least 80;

- 4.3.4.1.2 Honours class 2/ Division 1: those students with an HWAM of at least 75;

- 4.3.4.1.3 The Faculty Honours Committee will have the discretion to vary the required HWAM in exceptional circumstances.

- 4.3.4.2 To be awarded honours, a student must pass the honours dissertation.

- 4.3.4.3 A candidate for the Honours program who does not meet the requirements for the award of honours may be awarded the Bachelor of Laws pass degree.

- 4.3.4.4 All pass and honours students will be ranked together for graduation purposes to achieve a final graduation ranking. Students who qualify for the award of first class honours, and whose work is of outstanding merit in the opinion of the faculty, may be considered for the award of a University medal.

- 4.3.5 These resolutions will apply to all students who will complete their degree in the July semester 2013 or later.

- 4.3.5.1 Students who complete the requirements of their degree by 31 July 2013 will have honours awarded in accordance with the Faculty resolutions in force at the time of commencement.

### Bachelor of Arts (Media & Communications) and Bachelor of Laws (BA (Media & Comm)/LLB)

#### 1. Cross-faculty management of combined degree course

- 1.1 Students will be under the general supervision of the Faculty of Arts until the end of the semester in which they complete the requirements for the Bachelor of Arts (Media & Communications).

- 1.2 They will then be under the general supervision of the Faculty of Law.

- 1.3 The Deans of the Faculty of Arts and the Faculty of Law shall jointly exercise authority in any matter concerning the combined award course not otherwise dealt with in these Resolutions.

## 2. Units of study

- 2.1 The units of study which may be taken for the Bachelor of Arts (Media & Communications) are set out under the Undergraduate units of study table in the Faculty of Arts Handbook, together with
- 2.1.1 credit point value;
  - 2.1.2 the semesters in which they are offered;
  - 2.1.3 assumed knowledge;
  - 2.1.4 prerequisites/qualifying/corequisites/prohibition; and
  - 2.1.5 the units of study with which they are mutually exclusive;
  - 2.1.6 any special conditions.
- 2.2 The units of study which may be taken for the Bachelor of Laws (LLB) are set out in the *Undergraduate units of study table* in the Faculty of Law Handbook, together with:
- 2.2.1 designation as compulsory or elective;
  - 2.2.2 credit point value;
  - 2.2.3 the units of study with which they are mutually exclusive;
  - 2.2.4 assumed knowledge/prerequisites/corequisites/prohibition; and
  - 2.2.5 any special conditions.

## 3. Requirements for the Bachelor of Arts (Media & Communications) and Bachelor of Laws (LLB)

- 3.1 To qualify for the award of the pass degrees a student must complete successfully units of study amounting to a total of 288 credit points. To qualify for the award of the pass degree of Bachelor of Arts (Media & Communications) in the Bachelor of Arts (Media & Communications) and Bachelor of Laws (LLB) combined degree program, a student must complete 192 credit points in total from the Faculty of Arts *Tables of units of study* in the Arts Undergraduate Handbook, including:
- 3.2.1 48 credit points of LAWS units of study, as listed below in 3.5.1;
  - 3.2.2 a maximum of 48 Junior credit points, excluding the Junior Law (LAWS) credit points required in 3.2.1;
  - 3.2.3 at least one major from Part A of the Faculty of Arts *Tables of units of study*. A Faculty of Arts major consists of 36 Senior credit points in a single subject area, or cross-listed between subject areas, as outlined in Section 3 *The major and cross-listing*, in the Faculty of Arts Undergraduate Resolutions in the Faculty of Arts Handbook;
  - 3.2.4 72 credit points (12 Junior and 60 Senior) in the subject area Media & Communications (units coded MECO) as may be prescribed annually by the chair of that department; and
  - 3.2.5 one unit of study in related disciplines to the value of six credit points as may be prescribed annually by the chair of the department of Media & Communications.
- 3.3 To qualify for the degree of Bachelor of Laws (LLB), in the Bachelor of Arts (Media & Communications) and Bachelor of Laws (LLB) combined degree program, a student must complete units of study to the value of 144 credit points, made up of the following:
- 3.3.1 96 credit points of the compulsory units of study, which includes the 48 credit points of LAWS units of study listed below in 3.5.1 and counted towards the Bachelor of Arts (Media & Communications),
  - 3.3.2 48 credit points of the elective units of study in the Faculty of Law Undergraduate Resolutions that must include:
    - 3.3.2.1 a maximum of 42 credit points from the units of study listed in Part 1 of the *Undergraduate units of study table*, and
    - 3.3.2.2 a minimum of six credit points from the units of study listed in Part 2 of the *Undergraduate units of study table*. Candidates may credit the following units of study to both the Bachelor of Arts (Media & Communications) and the Bachelor of Laws (LLB):
      - 3.4.1 Contracts
      - 3.4.2 Criminal Law
      - 3.4.3 Foundations of Law
      - 3.4.4 International Law
      - 3.4.5 Legal Research I
      - 3.4.6 Legal Research II
      - 3.4.7 Civil and Criminal Procedure
      - 3.4.8 Public Law
      - 3.4.9 Torts
      - 3.4.10 Torts and Contracts II
  - 3.5.1 Candidates in Combined Law must complete the law units of study outlined in the following sequence

Year	Units of study	Credit points
Combined Law 1	Foundations of Law	6
	Legal Research I	0
	Torts	6
Combined Law 2	Contracts	6
	Civil and Criminal Procedure	6
	Criminal Law	6
Combined Law 3	International Law	6
	Legal Research II	0
	Public Law	6
Combined Law 4	Torts and Contracts II	6
	The fourth year of enrolment is entirely in Arts and Media and Communications Units	

- 3.5.2 On completion of the requirements for the degree of Bachelor of Arts (Media & Communications) a student must then complete the compulsory units of study towards the Bachelor of Laws (LLB).

Year	Units of study	Credit points
Combined Law 5	Administrative Law	6
	Corporations Law	6
	Equity	6
	Evidence	6
	Federal Constitutional Law	6
	Introduction to Property and Commercial Law	6
	Real Property	6
	The Legal Profession	6
Combined Law 6	Elective units of study selected from Part 1 and Part 2	48

- 3.6 Except with the permission of the Dean or Associate Dean (Undergraduate), candidates in a Combined Law program must successfully complete *Foundations of Law* before enrolling in any other Bachelor of Laws (LLB) units of study.
- 3.7 Students must complete the requirements for the Bachelor of Arts (Media & Communications) before proceeding to the Bachelor of Laws (LLB) (unless they have permission from the Faculty of Law stating otherwise).
- 3.8 On written application to the Faculty of Arts, a student may abandon their candidature in the combined degree program and elect to transfer to the Bachelor of Arts (Media & Communications) degree in accordance with the Resolutions governing that degree at the time of transfer.

## 4. Requirements for honours degrees

- 4.1 Both the Bachelor of Arts (Media & Communications) and the Bachelor of Laws (LLB) may be awarded with honours. To qualify for the award of the Bachelor of Arts (Media & Communications) (Honours) degree, a student in the combined Bachelor of Arts (Media & Communications) and Bachelor of Laws (LLB) degree program must:
- 4.2.1 with the permission of the Faculty of Law, either suspend their candidature for the Bachelor of Laws (LLB) degree while undertaking the honours course, or undertake the honours course after completion of both degrees in the combined program; and
  - 4.2.2 complete the requirements outlined in Section 4 *Requirements for honours degrees* in the Faculty of Arts Resolutions relating to undergraduate degrees and combined degrees, in the Faculty of Arts Handbook.
- 4.3.1 To qualify to enrol in the honours program candidates shall:
- 4.3.1.1 Be selected in the penultimate year of the Bachelor of Law degree;
  - 4.3.1.2 Have a weighted average mark (WAM) of at least 75, averaged out across all law compulsories with the exception of Foundations in Law.

- 4.3.1.2.1 Results in elective subjects will not be included in the calculation.
- 4.3.1.2.2 Entry to the Honours program is competitive and the number of places in the Honours program each year is limited and dependant on available resources. The exact WAM will be determined by the Honours Committee on an annual basis.
- 4.3.2 The honours program will be assessed by an honours dissertation, completed under the supervision of an academic member of staff or adjunct staff.
- 4.3.2.1 Candidates will enrol in two specified 6 credit point Honours research units as listed in the "Table of undergraduate units of study" in Part 2 of the Bachelor of Laws resolutions.
- 4.3.2.2 These units will be included in the 48 credit points of elective subjects that are part of the pass requirements for the Bachelor of Laws.
- 4.3.3 The Faculty Honours Committee will determine the class of Honours WAM (HWAM).
- 4.3.3.1 The HWAM will be drawn from a minimum of 90 credit points, and will include all compulsories and elective units undertaken at the University of Sydney, with the exception of Foundations of Law.
- 4.3.3.2 The weighting of the Honours research units will be double that of the non-Honours units.
- 4.3.4 Honours in the Bachelor of Laws may be awarded in two classes: Class I and Class II.
- 4.3.4.1 The honours degree of the Bachelor of Laws will be awarded on the following basis:
- 4.3.4.1.1 Honours class 1: those students with an HWAM of at least 80;
- 4.3.4.1.2 Honours class 2/ Division 1: those students with an HWAM of at least 75;
- 4.3.4.1.3 The Faculty Honours Committee will have the discretion to vary the required HWAM in exceptional circumstances.
- 4.3.4.2 To be awarded honours, a student must pass the honours dissertation.
- 4.3.4.3 A candidate for the Honours program who does not meet the requirements for the award of honours may be awarded the Bachelor of Laws pass degree.
- 4.3.4.4 All pass and honours students will be ranked together for graduation purposes to achieve a final graduation ranking.
- 4.3.4.5 Students who qualify for the award of first class honours, and whose work is of outstanding merit in the opinion of the faculty, may be considered for the award of a University medal.
- 4.3.5 These resolutions will apply to all students who will complete their degree in the July semester 2013 or later.
- 4.3.5.1 Students who complete the requirements of their degree by the 31 July 2013 will have honours awarded in accordance with the Faculty resolutions in force at the time of commencement.
- 2.1.3 the units of study with which they are mutually exclusive;
- 2.1.4 corequisites/prerequisites/assumed learning/ assumed knowledge;
- 2.1.5 any special conditions.
- 2.2 The units of study which may be taken for the Bachelor Laws (LLB) are set out under the *Tables of undergraduate units of study* in the Faculty of Law Handbook, together with:
- 2.2.1 designation as compulsory or elective;
- 2.2.2 credit point value;
- 2.2.3 the units of study with which they are mutually exclusive;
- 2.2.4 corequisites/prerequisites/assumed learning/ assumed knowledge;
- 2.2.5 any special conditions.
- 3. Requirements for the Bachelor of Commerce (BCom) and the Bachelor of Laws (LLB)**
- 3.1 To qualify for the award of the pass degrees a student must complete successfully units of study amounting to a total of 240 credit points.
- 3.2 To qualify for the award of the Bachelor of Commerce (BCom) degree a student must complete successfully units of study amounting to a total of 144 credit points, including:
- 3.2.1 7 core units of study (comprising 36 junior and 6 senior credit points), as specified in the Faculty of Economics and Business Handbook; and
- 3.2.2 either a major (minimum of 36 senior credit points) or an extended major (minimum of 48 senior credit points), comprising units of study as specified in the Faculty of Economics and Business Handbook, from one of the following subject areas:
- 3.2.2.1 Accounting;
- 3.2.2.2 Business Information Systems;
- 3.2.2.3 Commercial Law;
- 3.2.2.4 Econometrics;
- 3.2.2.5 Economics;
- 3.2.2.6 Finance;
- 3.2.2.7 Industrial Relations and Human Resource Management;
- 3.2.2.8 International Business;
- 3.2.2.9 Management;
- 3.2.2.10 Operations Management and Decision Sciences; or
- 3.2.2.11 Marketing;
- 3.2.3 10 compulsory units of study (48 credit points) in Law, as specified in the Faculty of Economics and Business and Faculty of Law Handbooks; and
- 3.2.4 no more than 48 credit points of junior units of study in Economics and Business.
- 3.3 To qualify for the degree of Bachelor of Laws (LLB), in the Bachelor of Commerce and Bachelor of Laws (BCom/LLB) combined degree program a student must complete units of study to the value of 144 credit points, made up of the following:
- 3.3.1 96 credit points of the compulsory units of study, which includes the 48 credit points of LAWS units of study listed below in 3.5.1 and counted towards the Bachelor of Commerce (BCom);
- 3.3.2 48 credit points of the elective units of study, as specified in the Faculty of Law Handbook, that must include:
- 3.3.2.1 a maximum of 42 credit points from the units of study listed in Part One of the *Undergraduate units of study table*; and
- 3.3.2.2 a minimum of six credit points from the units of study listed in Part Two of the *Undergraduate units of study table*.
- 3.4 Candidates may credit the following units of study to both the Bachelor of Commerce (BCom) and the Bachelor of Laws (LLB);
- 3.4.1 Contracts
- 3.4.2 Criminal Law
- 3.4.3 Foundations of Law
- 3.4.4 International Law
- 3.4.5 Legal Research I
- 3.4.6 Legal Research II
- 3.4.7 Civil and Criminal Procedure
- 3.4.8 Public Law
- 3.4.9 Torts
- 3.4.10 Torts and Contracts II
- 3.5.1 Candidates in Combined Law must complete the law units of study in the following sequence:
- Bachelor of Commerce and Bachelor of Laws (BCom/LLB)**
- 1. Cross-faculty management of the combined award course**
- 1.1 Students will be under the general supervision of the Faculty of Economics and Business until the end of the semester in which they complete the requirements for the Bachelor of Commerce (BCom).
- 1.2 They will then be under the general supervision of the Faculty of Law.
- 1.3 The Deans of the Faculty of Economics and Business and the Faculty of Law shall jointly exercise authority in any matter concerning the combined award course not otherwise dealt with in these Resolutions.
- 2. Units of study**
- 2.1 The units of study which may be taken for the Bachelor of Commerce (BCom) are set out under the *Tables of undergraduate units of study* in the Faculty of Economics and Business Handbook, together with:
- 2.1.1 designation as junior, intermediate, senior or honours level;
- 2.1.2 credit point value;

Year	Unit of study	Credit points
Combined Law 1	Foundations of Law	6
	Legal Research I	0
	Torts	6
Combined Law 2	Contracts	6
	Civil and Criminal Procedure	6
	Criminal Law	6
Combined Law 3	International Law	6
	Legal Research II	0
	Public Law	6
	Torts and Contracts II	6

3.5.2 On completion of the requirements for the degree of Bachelor of Commerce (BCom), a student must then complete the following compulsory units of study towards the degree.

Year	Unit of study	Credit points
Combined Law 4	Administrative Law	6
	Corporations Law	6
	Equity	6
	Evidence	6
	Federal Constitutional Law	6
	Introduction to Property and Commercial Law	6
	Real Property	6
	The Legal Profession	6
Combined Law 5	Elective units of study selected from Part 1 and Part 2	48

3.6 Except with the permission of the Dean or Associate Dean (Undergraduate) of the Faculty of Law, candidates in a Combined Law program must successfully complete *Foundations of Law* before enrolling in any other Bachelor of Laws units of study.

3.7 Students must complete the requirements for the Bachelor of Commerce (BCom) before proceeding to the Bachelor of Laws (LLB) (unless they have permission from the Faculty of Law stating otherwise).

#### 4. Requirements for the award of honours

4.1 Both the Bachelor of Commerce (BCom) and the Bachelor of Laws (LLB) may be awarded with honours.

4.2 To qualify for the award of honours in the Bachelor of Commerce (BCom) a student must successfully complete an additional year of study (the honours year), as specified in the Faculty of Economics and Business Handbook.

4.2.1 Students who qualify to undertake the honours year may elect to do so either:

4.2.1.1 by suspending candidature from the Bachelor of Laws (LLB) (including the combined Commerce/Laws award course) for one year with the permission of the Faculty of Law; or

4.2.1.2 after completion of the combined award course.

4.2.2 The Bachelor of Commerce (BCom) may be awarded with honours in any of the subject areas where honours are listed in the *Tables of undergraduate units of study*, with joint honours in two of these subject areas.

4.2.3 To enrol in the honours year, a student must satisfy the following:

4.2.3.1 Successful completion of the requirements for the pass degree;

4.2.3.2 confirmation of the student's eligibility for entry to the honours year from the relevant Discipline(s)/Department; and

4.2.3.3 any other requirements for entry into the honours year set by the relevant Discipline(s)/Departments and the Faculty of Economics and Business, unless otherwise approved by the Faculty of Economics and Business.

4.2.4 The classes for the award of honours in the Bachelor of Commerce (BCom) are specified in the following table:

Description	Mark range
Honours Class I and University Medal	90 to 100*
Honours Class I	80 to 100
Honours Class II (Division 1)	75 to 79
Honours Class II (Division 2)	70 to 74
Honours Class III	65 to 69
Pass	50 to 64

\*Please note: This is a minimum criterion only, other criteria apply.

4.3.1 To qualify to enrol in the honours program candidates shall:

4.3.1.1 Be selected in the penultimate year of the Bachelor of Law degree;

4.3.1.2 Have a weighted average mark (WAM) of at least 75, averaged out across all law compulsories with the exception of Foundations of Law.

4.3.1.2.1 Results in elective subjects will not be included in the calculation.

4.3.1.2.2 Entry to the Honours program is competitive and the number of places in the Honours program each year is limited and dependant on available resources. The exact WAM will be determined by the Honours Committee on an annual basis.

4.3.2 The honours program will be assessed by an honours dissertation, completed under the supervision of an academic member of staff or adjunct staff.

4.3.2.1 Candidates will enrol in two specified 6 credit point Honours research units as listed in the "Table of undergraduate units of study" in Part 2 of the Bachelor of Laws resolutions.

4.3.2.2 These units will be included in the 48 credit points of elective subjects that are part of the pass requirements for the Bachelor of Laws.

4.3.3 The Faculty Honours Committee will determine the class of honours, based on a student's final Honours WAM (HWAM).

4.3.3.1 The HWAM will be drawn from a minimum of 90 credit points, and will include all compulsories and elective units undertaken at the University of Sydney, with the exception of Foundations of Law.

4.3.3.2 The weighting of the Honours research units will be double that of the non-Honours units.

4.3.4 Honours in the Bachelor of Laws may be awarded in two classes: Class I and Class II:

4.3.4.1 The honours degree of the Bachelor of Laws will be awarded on the following basis:

4.3.4.1.1 Honours class 1: those students with an HWAM of at least 80;

4.3.4.1.2 Honours class 2/ Division 1: those students with an HWAM of at least 75;

4.3.4.1.3 The Faculty Honours Committee will have the discretion to vary the required HWAM in exceptional circumstances.

4.3.4.2 To be awarded honours, a student must pass the honours dissertation.

4.3.4.3 A candidate for the Honours program who does not meet the requirements for the award of honours may be awarded the Bachelor of Laws pass degree.

4.3.4.4 All pass and honours students will be ranked together for graduation purposes to achieve a final graduation ranking. Students who qualify for the award of first class honours, and whose work is of outstanding merit in the opinion of the faculty, may be considered for the award of a University medal.

4.3.5 These resolutions will apply to all students who complete their degree in the July semester 2013 or later.

4.3.5.1 Students who complete the requirements of their degree by 31 July 2013 will have honours awarded in accordance with the Faculty resolutions in force at the time of commencement.

### 5. Award of Bachelor of Commerce (BCom) and Bachelor of Laws (LLB)

- 5.1 A student who completes the requirements of the Bachelor of Commerce (BCom) and Bachelor of Laws (LLB) shall receive at graduation a separate testamur for each of the degrees.
- 5.2 The Bachelor of Commerce (BCom) and the Bachelor of Laws (LLB) may be awarded in two grades, namely pass and honours.
- 5.2.1 The testamur for pass degree of Bachelor of Commerce (BCom) shall specify the major(s) completed.
- 5.2.2 The testamur for the Bachelor of Commerce (BCom) with honours shall specify the subject area(s) and the class of honours. It shall not include majors.
- 5.2.3 The testamur for the Bachelor of Laws (LLB) with honours shall specify the class of honours.
- 5.3 Students may abandon the combined award course and elect to complete the Bachelor of Commerce (BCom) in accordance with the Resolutions governing this award course.

### Bachelor of Economic and Social Sciences and Bachelor of Laws (BEcSocSci/LLB)

#### 1. Cross-faculty management of the combined degree

- 1.1 Students will be under the general supervision of the Faculty of Arts until the end of the semester in which they complete the requirements for the Bachelor of Economic and Social Sciences (BEcSocSci).
- 1.2 They will then be under the general supervision of the Faculty of Law.
- 1.3 The Deans of the Faculty of Arts and the Faculty of Law shall jointly exercise authority in any matter concerned the combined award course not otherwise dealt with in these Resolutions.

#### 2. Units of study

- 2.1 The units of study which may be taken for the Bachelor of Economic and Social Sciences are set out under the *Tables of undergraduate units of study* in the Faculty of Arts Handbook, together with:
- 2.1.1 designation as junior, senior or honours level;
- 2.1.2 credit point value;
- 2.1.3 the units of study with which they are mutually exclusive;
- 2.1.4 corequisites/prerequisites/assumed learning/ assumed knowledge; and
- 2.1.5 any special conditions.
- 2.2 The units of study which may be taken for the Bachelor of Laws (LLB) are set out under the *Tables of undergraduate units of study* in the Faculty of Law Handbook, together with:
- 2.2.1 designation as compulsory or optional;
- 2.2.2 credit point value;
- 2.2.3 the units of study with which they are mutually exclusive;
- 2.2.4 corequisites/prerequisites/ assumed learning/assumed knowledge; and
- 2.2.5 any special conditions.

#### 3. Requirements for the Bachelor of Economic and Social Sciences (BEcSocSci) and the Bachelor of Laws (LLB)

- 3.1 To qualify for the award of the pass degree a student must complete successfully units of study amounting to a total of 240 credit points.
- 3.2 To qualify for the award of the Bachelor of Economic and Social Sciences (BEcSocSci) degree a student must complete successfully units of study amounting to a total of 144 credit points, including:
- 3.2.1 either a major (minimum of 36 senior credit points) or an extended major (minimum of 48 senior credit points), comprising units of study as specified in the Faculty of Arts Handbook, in a subject area selected from one of the columns below; and
- 3.2.2 at least 12 credit points of senior units of study from a subject area selected from the other column;

I	II
Economics	Government and International Relations
Political Economy	Industrial Relations and Human Resource Management

- 3.2.3 10 compulsory units of study (48 credit points) in Law, as specified in the Faculty of Arts and Faculty of Law Handbooks; and
- 3.2.4 no more than 48 credit points of junior units of study in Economics and Business.
- 3.3 To qualify for the degree of Bachelor of Laws (LLB), in the Bachelor of Economic and Social Sciences and Bachelor of Laws (BEcSocSci/LLB) combined degree program a student must complete units of study to the value of 144 credit points, made up of the following:
- 3.3.1 96 credit points of the compulsory units of study, which includes the 48 credit points of LAWS units of study listed in 3.5.1 and counted towards the Bachelor of Economic and Social Sciences (BEcSocSci);
- 3.3.2 48 credit points of the elective units of study, as specified in the Faculty of Law Handbook, that must include:
- 3.3.2.1 a maximum of 42 credit points from the units of study listed in Part One of the *Undergraduate units of study table*, and
- 3.3.2.2 a minimum of six credit points from the units of study listed in Part Two of the *Undergraduate units of study table*.
- 3.4 Candidates may credit the following units of study to both the Bachelor of Economic and Social Science (BEcSocSci) and the Bachelor of Laws (LLB);
- 3.4.1 Contracts
- 3.4.2 Criminal Law
- 3.4.3 Foundations of Law
- 3.4.4 International Law
- 3.4.5 Legal Research I
- 3.4.6 Legal Research II
- 3.4.7 Civil and Criminal Procedure
- 3.4.8 Public Law
- 3.4.9 Torts
- 3.4.10 Torts and Contracts II
- 3.5.1 Candidates in Combined Law must complete the law units of study in the following sequence:

Year	Unit of study	Credit points
Combined Law 1	Foundations of Law	6
	Legal Research I	0
	Torts	6
Combined Law 2	Contracts	6
	Civil and Criminal Procedure	6
	Criminal Law	6
Combined Law 3	International Law	6
	Legal Research II	0
	Public Law	6
	Torts and Contracts II	6

- 3.5.2 On completion of the requirements for the degree of Bachelor of Economic and Social Sciences (BEcSocSci), a student must then complete the following compulsory units of study towards the degree.

Year	Unit of study	Credit points
Combined Law 4	Administrative Law	6
	Corporations Law	6
	Equity	6
	Evidence	6
	Federal Constitutional Law	6
	Introduction to Property and Commercial Law	6
	Real Property	6
Combined Law 5	The Legal Profession	6
	Elective units of study selected from Part 1 and Part 2	48

- 3.6 Except with the permission of the Dean or Associate Dean (Undergraduate) of the Faculty of Law, candidates in a Combined Law program must successfully complete

*Foundations of Law* before enrolling in any other Bachelor of Laws units of study.

3.7 Students must complete the requirements for the Bachelor of Economic and Social Sciences (BEcSocSci) before proceeding to the Bachelor of Laws (unless they have permission from the Faculty of Law stating otherwise).

#### 4. Requirements for the award of honours

4.1 Both the Bachelor of Economic and Social Sciences (BEcSocSci) and the Bachelor of Laws (LLB) may be awarded with honours.

4.2 To qualify for the award of honours in the Bachelor of Economic and Social Sciences (BEcSocSci) a student must successfully complete an additional year of study (the honours year), as specified in the Faculty of Arts Handbook.

4.2.1 Students who qualify to undertake the honours year may elect to do so either:

4.2.1.1 by suspending candidature from the Bachelor of Laws (LLB) (including the combined Economic and Social Sciences/Laws award course) for one year with the permission of the Faculty of Law; or

4.2.1.2 after completion of the combined award course.

4.2.2 The Bachelor of Economic and Social Sciences (BEcSocSci) may be awarded with honours in any of the subject areas where honours are listed in the *Tables of undergraduate units of study* or, as approved by the Faculty of Arts, with joint honours in two of these subject areas.

4.2.3 To enrol in the honours year, a student must satisfy the following:

4.2.3.1 successful completion of the requirements for the pass degree;

4.2.3.2 confirmation of the student's eligibility for entry to the honours year from the relevant Discipline(s)/Department; and

4.2.3.3 any other requirements for entry into the honours year set by the relevant Discipline(s)/Departments and the Faculty of Arts, unless otherwise approved by the Faculty of Arts.

4.2.4 The classes for the award of honours in the Bachelor of Economic and Social Sciences (BEcSocSci) are specified in the following table:

Description	Mark range
Honours Class I and University Medal	90 to 100*
Honours Class I	80 to 100
Honours Class II (Division 1)	75 to 79
Honours Class II (Division 2)	70 to 74
Honours Class III	65 to 69
Pass	50 to 64
*Please note: This is a minimum criterion only, other criteria apply.	

4.3.1 To qualify to enrol in the honours program candidates shall:  
4.3.1.1 Be selected in the penultimate year of the Bachelor of Laws degree;

4.3.1.2 Have a weighted average mark (WAM) of at least 75, averaged across all law compulsories with the exception of Foundations of Law.

4.3.1.2.1 Results in elective subjects will not be included in the calculation.

4.3.1.2.2 Entry to the Honours program is competitive and the number of places in the Honours program each year is limited and dependant on available resources. The exact WAM will be determined by the Honours Committee on an annual basis.

4.3.2 The honours program will be assessed by an honours dissertation, completed under the supervision of an academic member of staff or adjunct staff.

4.3.2.1 Candidates will enrol in two specified 6 credit point Honours research units as listed in the "Table of undergraduate units of study" in Part 2 of the Bachelor of Laws resolutions.

4.3.2.2 These units will be included in the 48 credit points of elective subjects that are part of the pass requirements for the Bachelor of Laws.

4.3.3 The Faculty Honours Committee will determine the class of honours, based on a student's final Honours WAM (HWAM).

4.3.3.1 The HWAM will be drawn from a minimum of 90 credit points, and will include all compulsories and elective units undertaken at the University of Sydney, with the exception of Foundations of Law.

4.3.3.2 The weighting of the Honours research units will be double that of the non-Honours units.

4.3.4 Honours in the Bachelor of Laws may be awarded in two classes: Class I and Class II.

4.3.4.1 The honours degree of the Bachelor of Laws will be awarded on the following basis:

4.3.4.1.1 Honours class 1: those students with an HWAM of at least 80;

4.3.4.1.2 Honours class 2/ Division 1: those students with an HWAM of at least 75;

4.3.4.1.3 The Faculty Honours Committee will have the discretion to vary the required HWAM in exceptional circumstances.

4.3.4.2 To be awarded honours, a student must pass the honours dissertation.

4.3.4.3 A candidate for the Honours program who does not meet the requirements for the award of honours may be awarded the Bachelor of Laws pass degree.

4.3.4.4 All pass and honours students will be ranked together for graduation purposes to achieve a final graduation ranking.

4.3.4.5 Students who qualify for the award of first class honours, and whose work is of outstanding merit in the opinion of the faculty, may be considered for the award of a University medal.

4.3.5 These resolutions will apply to all students who complete their degree in the July semester 2013 or later.

4.3.5.1 Students who complete the requirements of their degree by 31 July 2013 will have honours awarded in accordance with the Faculty resolutions in force at the time of commencement.

#### 5. Award of Bachelor of Economic and Social Sciences (BEcSocSci) and Bachelor of Laws (LLB)

5.1 A student who completes the requirements of the Bachelor of Economic and Social Sciences (BEcSocSci) and Bachelor of Laws (LLB) shall receive at graduation a separate testamur for each of the degrees.

5.2 The Bachelor of Economic and Social Sciences (BEcSocSci) and the Bachelor of Laws (LLB) may be awarded in two grades, namely pass and honours.

5.2.1 The testamur for pass degree of Bachelor of Economic and Social Sciences (BEcSocSci) shall specify the major(s) completed.

5.2.2 The testamur for the Bachelor of Economic and Social Sciences (BEcSocSci) with honours shall specify the subject area(s) and the class of honours. It shall not include majors.

5.2.3 The testamur for the Bachelor of Laws (LLB) with honours shall specify the class of honours.

5.3 Students may abandon the combined award course and elect to complete the Bachelor of Economic and Social Sciences (BEcSocSci) in accordance with the Resolutions governing this award course.

#### Bachelor of Economics and Bachelor of Laws (BEc/LLB)

##### 1. Cross-faculty management of the combined award course

1.1.1 Students will be under the general supervision of the Faculty of Economics and Business until the end of the semester in which they complete the requirements for the Bachelor of Economics (BEc).

1.2 They will then be under the general supervision of the Faculty of Law.

1.3 The Deans of the Faculty of Economics and Business and the Faculty of Law shall jointly exercise authority in any matter concerned the combined award course not otherwise dealt with in these Resolutions.

##### 2. Units of study

2.1 The units of study which may be taken for the Bachelor of Economics (BEc) are set out under the *Tables of undergraduate units of study* in the Faculty of Economics and Business Handbook, together with:

- 2.1.1 designation as junior, senior or honours level;  
 2.1.2 credit point value;  
 2.1.3 the units of study with which they are mutually exclusive;  
 2.1.4 corequisites/prerequisites/assumed learning/assumed knowledge; and  
 2.1.5 any special conditions.
- 2.2 The units of study which may be taken for the Bachelor of Laws (LLB) are set out under the *Tables of undergraduate units of study* in the Faculty of Law Handbook, together with:
- 2.2.1 designation as compulsory or optional;  
 2.2.2 credit point value;  
 2.2.3 the units of study with which they are mutually exclusive;  
 2.2.4 corequisites/prerequisites/ assumed learning/assumed knowledge; and  
 2.2.5 any special conditions.

### 3. Requirements for the Bachelor of Economics (BEc) and Bachelor of Laws (LLB)

- 3.1 To qualify for the award of the pass degree a student must complete successfully units of study amounting to a total of 240 credit points.
- 3.2 To qualify for the award of the Bachelor of Economics (BEc) degree a student must complete successfully units of study amounting to a total of 144 credit points, including:
- 3.2.1 4 core units of study (comprising 24 junior credit points), as specified in the Faculty of Economics and Business Handbook; and
- 3.2.2 either a major (minimum of 36 senior credit points) or an extended major (minimum of 48 senior credit points), comprising units of study from the subject area of Economics, as specified in the Faculty of Economics and Business Handbook; or
- 3.2.3 a major (minimum of 36 senior credit points) or an extended major (minimum of 48 senior credit points), comprising units of study from the subject area of Econometrics, and a minimum of 12 senior credit points from the subject area of Economics, as specified in the Faculty of Economics and Business Handbook;
- 3.2.4 10 compulsory units of study (48 senior credit points) in Law, as specified in the Faculty of Economics and Business and Faculty of Law Handbook; and
- 3.2.5 no more than 48 credit points of junior units of study in Economics and Business.
- 3.3 To qualify for the degree of Bachelor of Laws (LLB), in the Bachelor of Economics and Bachelor of Laws (BEc/LLB) combined degree program a student must complete units of study to the value of 144 credit points, made up of the following:
- 3.3.1 96 credit points of the compulsory units of study, which includes the 48 credit points Law units of study listed below in 3.5.1 and counted towards the Bachelor of Economics (BEc):
- 3.3.2 48 credit points of the elective units of study, as specified in the Faculty of Law Handbook, that must include:
- 3.3.2.1 a maximum of 42 credit points from the units of study listed in Part One of the *Undergraduate units of study table*, and
- 3.3.2.2 a minimum of six credit points from the units of study listed in Part Two of the *Undergraduate units of study table*.
- 3.4 Candidates may credit the following units of study to both the Bachelor of Economics (BEc) and the Bachelor of Laws (LLB):
- 3.4.1 Contracts  
 3.4.2 Criminal Law  
 3.4.3 Foundations of Law  
 3.4.4 International Law  
 3.4.5 Legal Research I  
 3.4.6 Legal Research II  
 3.4.7 Public Law  
 3.4.8 Civil and Criminal Procedure  
 3.4.9 Torts  
 3.4.10 Torts and Contracts II
- 3.5.1 Candidates in Combined Law must complete the law units of study in the following sequence:

Year	Unit of study	Credit points
Combined Law 1	Foundations of Law	6
	Legal Research I	0
	Torts	6

Year	Unit of study	Credit points
Combined Law 2	Contracts	6
	Civil and Criminal Procedure	6
	Criminal Law	6
Combined Law 3	International Law	6
	Legal Research II	0
	Public Law	6
	Torts and Contracts II	6

- 3.5.2 On completion of the requirements for the degree of Bachelor of Economics (BEc), a student must then complete the following compulsory units of study towards the degree.

Year	Unit of study	Credit points
Combined Law 4	Administrative Law	6
	Corporations Law	6
	Equity	6
	Evidence	6
	Federal Constitutional Law	6
	Introduction to Property and Commercial Law	6
	Real Property	6
	The Legal Profession	6
Combined Law 5	Elective units of study selected from Part 1 and Part 2	48

- 3.6 Except with the permission of the Dean or Associate Dean (Undergraduate) of the Faculty of Law, candidates in a Combined Law program must successfully complete *Foundations of Law* before enrolling in any other Bachelor of Laws (LLB) units of study.
- 3.7 Students must complete the requirements for the Bachelor of Economics (BEc) before proceeding to the Bachelor of Laws (LLB) (unless they have permission from the Faculty of Law stating otherwise).
- ### 4. Requirements for the award of honours
- 4.1 Both the Bachelor of Economics (BEc) and the Bachelor of Laws (LLB) may be awarded with honours.
- 4.2 To qualify for the award of honours in the Bachelor of Economics (BEc) a student must successfully complete an additional year of study (the honours year), as specified in the Faculty of Economics and Business Handbook.
- 4.2.1 Students who qualify to undertake the honours year may elect to do so either:
- 4.2.1.1 by suspending candidature from the Bachelor of Laws (LLB) (including the combined Economics/Laws award course) for one year with the permission of the Faculty of Law; or
- 4.2.1.2 after completion of the combined award course.
- 4.2.2 The Bachelor of Economics (BEc) may be awarded with honours in any of the subject areas where honours are listed in the *Tables of undergraduate units of study - Faculty of Economics and Business* or, as approved by the Faculty of Economics and Business, with joint honours in two of these subject areas.
- 4.2.3 To enrol in the honours year, a student must satisfy the following:
- 4.2.3.1 successful completion of the requirements for the pass degree;
- 4.2.3.2 confirmation of the student's eligibility for entry to the honours year from the relevant Discipline(s)/Department; and
- 4.2.3.3 any other requirements for entry into the honours year set by the relevant Discipline(s)/Departments and the Faculty of Economics and Business, unless otherwise approved by the Faculty of Economics and Business.
- 4.2.3.4 The classes for the award of honours in the Bachelor of Economics (BEc) are specified in the following table:

Description	Mark range
Honours Class I and University Medal	90 to 100*
Honours Class I	80 to 100
Honours Class II (Division 1)	75 to 79
Honours Class II (Division 2)	70 to 74
Honours Class III	65 to 69
Pass	50 to 64
*Please note: This is a minimum criterion only, other criteria apply.	

- 4.3.1 To qualify to enrol in the honours program candidates shall:
- 4.3.1.1 Be selected in the penultimate year of the Bachelor of Law degree;
- 4.3.1.2 Have a weighted average mark (WAM) of at least 75, averaged out across all law compulsories with the exception of Foundations of Law.
- 4.3.1.2.1 Results in elective subjects will not be included in the calculation.
- 4.3.1.2.2 Entry to the Honours program is competitive and the number of places in the Honours program each year is limited and dependent on available resources. The exact WAM will be determined by the Honours Committee on an annual basis.
- 4.3.2 The honours program will be assessed by an honours dissertation, completed under the supervision of an academic member of staff or adjunct staff.
- 4.3.2.1 Candidates will enrol in two specified 6 credit point Honours research units as listed in the "Table of undergraduate units of study" in Part 2 of the Bachelor of Laws resolutions.
- 4.3.2.2 These units will be included in the 48 credit points of elective subjects that are part of the pass requirements for the Bachelor of Laws.
- 4.3.3 The Faculty Honours Committee will determine the class of honours, based on a student's final Honours WAM (HWAM).
- 4.3.3.1 The HWAM will be drawn from a minimum of 90 credit points, and will include all compulsories and elective units undertaken at the University of Sydney, with the exception of Foundations of Law.
- 4.3.3.2 The weighting of the Honours research units will be double that of the non-Honours units.
- 4.3.4 Honours in the Bachelor of Laws may be awarded in two classes: Class I and Class II.
- 4.3.4.1 The honours degree of the Bachelor of Laws will be awarded on the following basis:
- 4.3.4.1.1 Honours class 1: Those students with an HWAM of at least 80;
- 4.3.4.1.2 Honours class 2/Division 1: those students with an HWAM of at least 75;
- 4.3.4.1.3 The Faculty Honours Committee will have the discretion to vary the required HWAM in exceptional circumstances.
- 4.3.4.2 To be awarded honours, a student must pass the honours dissertation.
- 4.3.4.3 A candidate for the Honours program who does not meet their requirements for the award of honours may be awarded the Bachelor of Laws pass degree.
- 4.3.4.4 All pass and honours students will be ranked together for graduation purposes to achieve a final graduation ranking.
- 4.3.4.5 Students who qualify for the award of first class honours, and whose work is of outstanding merit in the opinion of the faculty, may be considered for the award of a University medal.
- 4.3.5 These resolutions will apply to all students who will complete their degree in the July semester of 2013 or later.
- 4.3.5.1 Students who complete the requirements of their degree by 31 July 2013 will have honours awarded in accordance with the Faculty resolutions in force at the time of commencement.
5. **Award of Bachelor of Economics (BEc) and Bachelor of Laws (LLB)**
- 5.1 A student who completes the requirements of the Bachelor of Economics (BEc) and Bachelor of Laws (LLB) shall receive at graduation a separate testamur for each of the degrees.

- 5.2 The Bachelor of Economics (BEc) and the Bachelor of Laws (LLB) may be awarded in two grades, namely pass and honours.
- 5.2.1 The testamur for the pass degree of Bachelor of Economics (BEc) shall specify the major(s) completed.
- 5.2.2 The testamur for the Bachelor of Economics (BEc) with honours shall specify the subject area(s) and the class of honours. It shall not include majors.
- 5.2.3 The testamur for the Bachelor of Laws (LLB) with honours shall specify the class of honours.
- 5.3 Students may abandon the combined award course and elect to complete the Bachelor of Economics (BEc) in accordance with the Resolutions governing this award course.

## Bachelor of Engineering and Bachelor of Laws (BE/LLB)

1. **Cross-faculty management of combined degree course**
- 1.1 Candidates in a combined BE/LLB program are under the general supervision of the Engineering Faculty in which they are enrolled until the end of the semester in which they complete the requirements of the Engineering degree.
- 1.1.1 While enrolled in the Bachelor of Engineering (BE) degree students will be subject to the Faculty of Engineering and Information Technologies resolutions covering admission, enrolment restrictions, progression requirements, satisfactory progress, cross-institutional study, examination and assessment criteria as shown in the Faculty Handbook.
- 1.2 After that, they will be under the general supervision of the Faculty of Law.
- 1.3 The Deans of the Faculty of Engineering and Information Technologies and the Faculty of Law shall jointly exercise authority in any matter concerning the combined award course not otherwise dealt with in these Resolutions.
2. **Units of study**
- 2.1.1 The units of study which may be taken for each of the specialisations and the flexible first year program in the Bachelor of Engineering (BE) are set out in the Bachelor of Engineering Specialisation Requirements in the Faculty of Engineering and Information Technologies Handbook.
- 2.1.2 The specialisation requirements indicate:
- 2.1.2.1 the core units of study prescribed, and the recommended units available, for each specialisation;
- 2.1.2.2 the credit point values of the units;
- 2.1.2.3 any assumed knowledge, prerequisite or corequisite requirements; and
- 2.1.2.4 any prohibitions placed on units of study.
- 2.1.3 A unit of study shall comprise such lectures, tutorial instruction, assignments and practical work as the Faculty may prescribe.
- 2.1.4 In order to complete a unit of study a student shall, except as provided in the section entitled Progression in the Resolutions of the Faculty of Engineering and Information Technologies, in the Faculty Handbook:
- 2.1.4.1 attend the lectures and laboratory/tutorial classes;
- 2.1.4.2 complete satisfactorily any assignments and practical work; and
- 2.1.4.3 pass any examinations prescribed for that unit.
- 2.1.5 A student may enrol in units of study only in accordance with these Resolutions and subject to the constraints of the timetable, unless approval is given by the head of the relevant school.
- 2.2 The units of study which may be taken for the Bachelor of Laws (LLB) are set out in the *Undergraduate units of study table* in the Faculty of Law Handbook, together with:
- 2.2.1 designation as compulsory or elective;
- 2.2.2 credit point value;
- 2.2.3 the units of study with which they are mutually exclusive;
- 2.2.4 assumed knowledge/prerequisites/corequisites/ prohibition; and
- 2.2.5 any special conditions.
3. **Requirements for the Bachelor of Engineering (BE) and the Bachelor of Laws (LLB)**
- 3.1 To qualify for the award of the pass degrees a student shall complete a minimum of 288 credit points.

- 3.2 To qualify for the award of the Bachelor of Engineering (BE) in the Bachelor of Engineering and Bachelor of Laws (BE/LLB) combined degree program a student must complete:
- 3.2.1 48 credit points of LAWS units of study as listed below in 3.5.1, and
- 3.2.2 units of study as prescribed in the BE Specialisation Requirements for the specialisation that the student is pursuing.
- 3.3 To qualify for the degree of Bachelor of Laws (LLB), in the Bachelor of Engineering and Bachelor of Laws (BE/LLB) combined degree program a student must complete units of study to the value of 144 credit points, made up of the following:
- 3.3.1 96 credit points of the compulsory units of study, which includes the 48 credit points of LAWS units of study listed below in 3.5.1 and counted towards the Bachelor of Engineering (BE);
- 3.3.2 48 credit points of the elective units of study in the Faculty of Law Handbook that must include:
- 3.3.2.1 a maximum of 42 credit points from the units of study listed in Part 1 of the *Undergraduate units of study table*, and
- 3.3.2.2 a minimum of six credit points from the units of study listed in Part 2 of the *Undergraduate units of study table*.
- 3.4 Candidates may credit the following units of study to both the Bachelor of Engineering (BE) and the Bachelor of Laws (LLB):
- 3.4.1 Contracts
- 3.4.2 Criminal Law
- 3.4.3 Foundations of Law
- 3.4.4 International Law
- 3.4.5 Legal Research I
- 3.4.6 Legal Research II
- 3.4.7 Civil and Criminal Procedure
- 3.4.8 Public Law
- 3.4.9 Torts
- 3.4.10 Torts and Contracts II
- 3.5.1 Candidates in combined Law must complete the law units of study in the following sequence:

Year	Unit of study	Credit points
Combined Law 1	Foundations of Law	6
	Legal Research I	0
	Torts	6
Combined Law 2	Contracts	6
	Civil and Criminal Procedure	6
	Criminal Law	6
Combined Law 3	International Law	6
	Legal Research II	0
	Public Law	6
Combined Law 4	Torts and Contracts II	6
	The 4th year of enrolment is entirely in Engineering units of study	

- 3.5.2 On completion of the requirements for the degree of Bachelor of Engineering (BE) a student must then complete the following compulsory units of study towards the degree.

Year	Unit of study	Credit points
Combined Law 5	Administrative Law	6
	Corporations Law	6
	Equity	6
	Evidence	6
	Federal Constitutional Law	6
	Introduction to Property and Commercial Law	6
	Real Property	6
	The Legal Profession	6
Combined Law 6	Elective units of study selected from Part 1 and Part 2	48

- 3.6 Except with the permission of the Dean or Associate Dean (Undergraduate), candidates in a combined Law program must successfully complete *Foundations of Law* before enrolling in any other Bachelor of Laws (LLB) units of study.
- 3.7 Students must complete the requirements for the Bachelor of Engineering (BE) before proceeding to the Bachelor of Laws (LLB) (unless they have permission from the Faculty of Law stating otherwise).
- 4. Requirements for award of Honours**
- 4.1 Both the Bachelor of Engineering (BE) and the Bachelor of Laws (LLB) may be awarded with Honours.
- 4.2 To qualify for the award of the Bachelor of Engineering (BE) (Honours) degree, a student in the combined Bachelor of Engineering (BE) and Bachelor of Laws (LLB) degree program must:
- 4.2.1 complete the requirements for the Pass degree in the Bachelor of Engineering (BE) and achieve a level of performance as defined by the HWAM (Honours Weighted Average Mark).
- 4.2.2.1 The HWAM used for honours assessment includes all attempts at all level 2000, 3000 and 4000 units of study completed while a student is enrolled at the University in the Engineering degree.
- 4.2.2.2 Units at a level higher than 4000 are treated as level 4000 units.
- 4.2.1.3 Junior or level 1000 units are not included in the Honours calculation.
- 4.2.1.4 Research thesis units are weighted double in the assessment.
- 4.2.1.5 Details of the HWAM calculation are given in the Glossary of the Faculty of Engineering and Information Technologies Handbook.
- 4.2.1.6 The various classes of Honours are awarded on the basis of a student's HWAM, as follows:
- 4.2.1.6.1 First Class: HWAM  $\geq 75$
- 4.2.1.6.2 Second Class/Division 1:  $70 \leq \text{HWAM} < 75$
- 4.2.1.6.3 Second Class/Division 2:  $65 \leq \text{HWAM} < 70$
- 4.2.1.7 Any student with a HWAM greater than or equal to 85 will be considered eligible for the award of a University Medal.
- 4.2.1.8 In exceptional circumstances the head of the relevant department may recommend to the Dean of Engineering and Information Technologies that the above conditions for the award of Honours be varied.
- 4.3.1 To qualify to enrol in the honours program candidates shall:
- 4.3.1.1 Be selected in the penultimate year of the Bachelor of Law degree;
- 4.3.1.2 Have a weighted average mark (WAM) of at least 75, averaged out across all law compulsories with the exception of Foundations of Law.
- 4.3.1.2.1 Results in elective subjects will not be included in the calculation.
- 4.3.1.2.2 Entry to the Honours program is competitive and the number of places in the Honours program each year is limited and dependant on available resources. The exact WAM will be determined by the Honours Committee on an annual basis.
- 4.3.2 The honours program will be assessed by an honours dissertation, completed under the supervision of an academic member of staff or adjunct staff.
- 4.3.2.1 Candidates will enrol in two specified 6 credit point Honours research units as listed in the "Table of undergraduate units of study" in Part 2 of the Bachelor of Laws resolutions.
- 4.3.2.2 These units will be included in the 48 credit points of elective subjects that are part of the pass requirements for the Bachelor of Laws.
- 4.3.3 The Faculty Honours Committee will determine the class of honours, based on a student's final Honours WAM (HWAM).
- 4.3.3.1 The HWAM will be drawn from a minimum of 90 credit points, and will include all compulsories and elective units undertaken at the University of Sydney, with the exception of Foundations of Law.
- 4.3.3.2 The weighting of the Honours research units will be double that of the non-Honours units.
- 4.3.4 Honours in the Bachelor of Laws may be awarded in two classes: Class I and Class II.
- 4.3.4.1 The honours degree of the Bachelor of Laws may be awarded on the following basis:

- 4.3.4.1.1 Honours class 1: those students with an HWAM of at least 80;
- 4.3.4.1.2 Honours class 2/ Division 1: those students with an HWAM of at least 75;
- 4.3.4.1.3 The Faculty Honours Committee will have the discretion to vary the required HWAM in exceptional circumstances.
- 4.3.4.2 To be awarded honours, a student must pass the honours dissertation.
- 4.3.4.3 A candidate for the Honours program who does not meet the requirements for the award of honours may be awarded the Bachelor of Laws pass degree.
- 4.3.4.4 All pass and honours students will be ranked together for graduation purposes to achieve a final graduation ranking.
- 4.3.4.5 Students who qualify for the award of first class honours, and whose work is of outstanding merit in the opinion of the faculty, may be considered for the award of a University medal.
- 4.3.5 These resolutions will apply to all students who complete their degree in the July semester 2013 or later.
- 4.3.5.1 Students who complete the requirements of their degree by 31 July 2013 will have honours awarded in accordance with the Faculty resolutions in force at the time of commencement.

### Bachelor of International and Global Studies and Bachelor of Laws (BIGS/LLB)

The Resolutions for all coursework degrees, diplomas and certificates must be read in conjunction with the *University of Sydney (Coursework) Rules 2000 (as amended)*, which sets out the requirements for all coursework courses, and with the relevant Faculty resolutions.

#### Course rules

#### 1. Cross-faculty management of the combined award course

- 1.1 Students will be under the general supervision of the Faculty of Arts until the end of the semester in which they complete the requirements for the Bachelor of International and Global Studies (BIGS).
- 1.2 They will then be under the general Supervision of the Faculty of Law.
- 1.3 The Deans of the Faculty of Arts and the Faculty of Law shall jointly exercise authority in any matter concerning the combined award course not otherwise dealt with in these resolutions.

#### 2. Units of study

- 2.1 The units of study which may be taken for the Bachelor of International and Global Studies (BIGS) are set out under the *Tables of undergraduate units of study* in the Faculty of Arts Handbook, together with:
  - 2.1.1 designation as junior, senior or honours level;
  - 2.1.2 credit point value;
  - 2.1.3 the units of study with which they are mutually exclusive;
  - 2.1.4 corequisites/prerequisites/assumed learning/assumed knowledge; and
  - 2.1.5 any special conditions.
- 2.2 The units of study which may be taken by the Bachelor of Laws (LLB) are set out under the *Tables of undergraduate units of study* in the Faculty of Law Handbook together with:
  - 2.2.1 designation as compulsory or optional;
  - 2.2.2 credit point value;
  - 2.2.3 the units of study with which they are mutually exclusive;
  - 2.2.4 corequisites/prerequisites/assumed learning/assumed knowledge; and
  - 2.2.5 any special conditions.

#### 3. Requirements for the Bachelor of International and Global Studies and Bachelor of Laws (BIGS/LLB)

- 3.1 To qualify for the award of the pass degree a student must complete successfully units of study amounting to a total of 240 credit points, including:
- 3.2 To qualify for the award of the Bachelor of International and Global Studies (BIGS) degree a student must complete successfully units of study amounting to a total of 144 credit points, including:

- 3.2.1 Ten compulsory LAWS units of study (48 credit points) as specified in the Faculty of Arts Handbook;
- 3.2.2 no more than 48 junior credit points in total;
- 3.2.3 a minimum of 96 senior credit points;
- 3.2.4 units of study in International and Global Studies (units coded INGS) to the value of 24 credit points as may be prescribed annually by the Degree Director;
- 3.2.5 at least one major from the following subject areas:
  - 3.2.5.1 Anthropology
  - 3.2.5.2 American Studies
  - 3.2.5.3 Arab World, Islam and The Middle East
  - 3.2.5.4 Asian Studies
  - 3.2.5.5 Australian Studies
  - 3.2.5.6 European Studies
  - 3.2.5.7 Government and International Relations
  - 3.2.5.8 Political Economy
  - 3.2.5.9 Sociology
- 3.2.6 elective units from Table A or Table B of the Faculty of Arts units of study.
- 3.2.7 A Faculty of Arts major consists of 36 senior credit points in a single subject area, or from pre-approved cross-listing between subject areas, as outlined in Section 3 *The major and cross-listing* in the Arts Undergraduate Resolutions; a major from another faculty is as defined by that faculty. The testamur for the degree shall specify the major/s.
- 3.3 To qualify for the degree of Bachelor of Laws (LLB), in the Bachelor of International and Global Studies and Bachelor of Laws (BIGS/LLB) combined degree program a student must complete units of study to the value of 144 credit points, made up of the following:
  - 3.3.1 96 credit points of compulsory units of study, which includes 48 credit points of LAWS units of study listed below in 3.5.1 and counted towards the Bachelor of International and Global Studies (BIGS).
  - 3.3.2 48 credit points of elective units of study in the Faculty of Law Undergraduate Resolutions that must include:
    - 3.3.2.1 a maximum of 42 credit points from the units of study listed in Part 1 of the *Undergraduate units of study table*, and
    - 3.3.2.2 a minimum of six credit points from the units of study listed in Part 2 of the *Undergraduate units of study table*.
- 3.4 Candidates may credit the following units of study to both the Bachelor of International and Global Studies (BIGS) and the Bachelor of Laws (LLB):
  - 3.4.1 Contracts
  - 3.4.2 Criminal Law
  - 3.4.3 Foundations of Law
  - 3.4.4 International Law
  - 3.4.5 Legal Research I
  - 3.4.6 Legal Research II
  - 3.4.7 Civil and Criminal Procedure
  - 3.4.8 Public Law
  - 3.4.9 Torts
  - 3.4.10 Torts and Contracts II
- 3.5.1 Candidates in Combined Law must complete the law units of study in the following sequence:

Year	Unit of study	Credit points
Combined Law 1	Foundations of Law	6
	Legal Research I	0
	Torts	6
Combined Law 2	Contracts	6
	Civil and Criminal Procedure	6
	Criminal Law	6
Combined Law 3	International Law	6
	Legal Research II	0
	Public Law	6
	Torts and Contracts II	6

- 3.5.2 On completion of the requirements for the degree of Bachelor of International and Global studies (BIGS) a student must then complete the following compulsory units of study towards the degree:

Year	Unit of study	Credit points
Combined Law 4	Administrative Law	6
	Corporations Law	6
	Equity	6
	Evidence	6
	Federal Constitutional Law	6
	Introduction to Property and Commercial Law	6
	Real Property	6
Combined Law 5	The Legal Profession	6
	Elective units of study selected from Part 1 and Part 2	48

- 3.6 Except with the permission of the Dean or Associate Dean (Undergraduate), candidates in the Combined Law program must successfully complete Foundations of Law before enrolling in any other Bachelor of Laws (LLB) units of study.
- 3.7 Students must complete the requirements for the Bachelor of International and Global Studies (BIGS) before proceeding to the Bachelor of Laws (LLB) (unless they have permission from the Faculty of Law stating otherwise).
- 3.8 On written application to the Faculty of Arts, a student may abandon their candidature in the combined degree program and elect to transfer to the Bachelor of International and Global Studies (BIGS) degree in accordance with the Resolutions governing that degree at the time of transfer.

#### 4. Requirements for honours degrees

- 4.1 Both the Bachelor of International and Global Studies (BIGS) and the Bachelor of Laws (LLB) may be awarded with honours.
- 4.2 To qualify for the award of the Bachelor of International and Global Studies (BIGS) (Honours) degree, a student in the combined Bachelor of International and Global Studies and Bachelor of Laws (BIGS/LLB) must:
- 4.2.1 with the permission of the Faculty of Law, either suspend their candidature for the Bachelor of Laws (LLB) degree while undertaking the honours course, or undertake the honours course after completion of both degrees in the combined degree program; and
- 4.2.2 complete the requirements outlined in Section 4 *Requirements for honours degrees* in the Faculty of Arts Resolutions relating to undergraduate degrees and combined degrees, in the Faculty of Arts Handbook.
- 4.3.1 To qualify to enrol in the honours program candidates shall:
- 4.3.1.1 Be selected in the penultimate year of the Bachelor of Law degree;
- 4.3.1.2 Have a weighted average mark (WAM) of at least 75, averaged out across all law compulories with the exception of Foundations of Law.
- 4.3.1.2.1 Results in elective subjects will not be included in the calculation.
- 4.3.1.2.2 Entry to the Honours program is competitive and the number of places in the Honours program each year is limited and dependant on available resources. The exact WAM will be determined by the Honours Committee on an annual basis.
- 4.3.2 The honours program will be assessed by an honours dissertation, completed under the supervision of an academic member of staff or adjunct staff.
- 4.3.2.1 Candidates will enrol in two specified 6 credit point Honours research units as listed in the "Table of undergraduate units of study" in Part 2 of the Bachelor of laws resolutions.
- 4.3.2.2 These units will be included in the 48 credit points of elective subjects that are part of the pass requirements for the Bachelor of Laws.
- 4.3.3 The Faculty Honours Committee will determine the class of honours, based on a student's final Honours WAM (HWAM).
- 4.3.3.1 The HWAM will be drawn from a minimum of 90 credit points, and will include all compulories and elective units undertaken at the University of Sydney, with the exception of Foundations of Law.

- 4.3.3.2 The weighting of the Honours research units will be double that of the non-Honours units.
- 4.3.4 Honours in the Bachelor of Laws may be awarded in two classes: Class I and Class II.
- 4.3.4.1 The honours degree of the Bachelor of Laws will be awarded on the following basis:
- 4.3.4.1.1 Honours class 1: those students with an HWAM of at least 80;
- 4.3.4.1.2 Honours class 2/Division 1: those students with an HWAM of at least 75;
- 4.3.4.1.3 The Faculty Honours Committee will have the discretion to vary the required HWAM in exceptional circumstances.
- 4.3.4.2 To be awarded honours, a student must pass the honours dissertation.
- 4.3.4.3 A candidate for the Honours program who does not meet the requirements for the award of honours may be awarded the Bachelor of Laws pass degree.
- 4.3.4.4 All pass and honours students will be ranked together for graduation purposes to achieve a final graduation ranking.
- 4.3.4.5 Students who qualify for the award of first class honours, and whose work is of outstanding merit in the opinion of the faculty, may be considered for the award of a University medal.
- 4.3.5 These resolutions will apply to all students who will complete their degree in the July semester 2013 or later.
- 4.3.5.1 Students who complete the requirements of their degree by 31 July 2013 will have honours awarded in accordance with the Faculty resolutions in force at the time of commencement.

#### 5. Award of the Bachelor of International and Global Studies and Bachelor of Laws (BIGS/LLB)

- 5.1 A student who completes the requirements for the Bachelor of International and Global Studies (BIGS) and the Bachelor of Laws (LLB) shall receive at graduation a separate testamur for each of the degrees.
- 5.2 The Bachelor of International and Global Studies and Bachelor of Laws (BIGS/LLB) may be awarded in two grades, namely pass and honours.
- 5.2.1 The testamur for the pass degree of Bachelor of International and Global Studies (BIGS) shall specify the major completed.
- 5.2.2 The testamur for the Bachelor of International and Global Studies (BIGS) with honours shall specify the subject area and class of honours. It shall not include majors.
- 5.2.3 The testamur for the Bachelor of Laws (LLB) with honours shall specify the class of honours.

#### 6. Details of units of study

Students are to refer to the Table of units of Study provided in the *Arts Undergraduate Handbook*. For LAWS units of study refer to the *Law Handbook*.

#### 7. Satisfactory progress pursuant to the University of Sydney (Coursework) Rule 2000

- 7.1 The Faculty requires the students to demonstrate satisfactory progress with their studies.
- 7.2 A student may be deemed not to have made satisfactory progress in any semester if the student:
- 7.2.1 fails to complete at least half the credit points in which he/she is enrolled; or
- 7.2.2 obtains a Weighted Average Mark (WAM) of less than 50 based on units of study for a given semester; or
- 7.2.3 fails a unit of study for the second time; or
- 7.2.4 has an unsatisfactory attendance record; or
- 7.2.5 is unable to complete the degree in the maximum time permitted.
- 7.3 A student who fails to demonstrate satisfactory progress in any semester of enrolment may be considered to fall into the "Students at Risk" category and will be subject to the procedures of University policy on Identifying and Supporting Students at Risk.
- 7.4 A student who has been identified as being at risk on three consecutive instances will normally be called upon to show good cause why he or she should be allowed to re-enrol in the degree course.

7.5 Where a student fails to show good cause why he or she should be allowed to re-enrol, the Dean may exclude the student from re-enrolment in the degree.

**8. Assessment policy**

8.1 The assessment requirement for each unit of study are outlined in the Faculty of Arts Handbook, and detailed in the departmental information distributed to students enrolled in that unit. For the LAWS units refer to the Law Handbook.

**Bachelor of Science and Bachelor of Laws (BSc/LLB)**

**1. Cross-Faculty management of combined degree course**

- 1.1 Students will be under the general supervision of the Faculty of Science until the end of the semester in which they complete the requirements for the Bachelor of Science (BSc).
- 1.2 They will then be under the general supervision of the Faculty of Law.
- 1.3 The Deans of the Faculty of Science and the Faculty of Law shall jointly exercise authority in any matter concerning the combined award course not otherwise dealt with in these Resolutions.

**2. Units of study**

- 2.1 The units of study which may be taken for the Bachelor of Science (BSc) are set out under *Tables of units of study* in the Faculty of Science Handbook, together with:
  - 2.1.1 credit point value;
  - 2.1.2 the units of study with which they are mutually exclusive;
  - 2.1.3 assumed knowledge/prerequisites/corequisites/ prohibition; and
  - 2.1.4 any special conditions.
- 2.2 The units of study which may be taken for the Bachelor of Laws (LLB) are set out in the *Undergraduate units of study table* in the Faculty of Law Handbook, together with:
  - 2.2.1 designation as compulsory or optional;
  - 2.2.2 credit point value;
  - 2.2.3 the units of study with which they are mutually exclusive;
  - 2.2.4 assumed knowledge/prerequisites/corequisites/ prohibition; and
  - 2.2.5 any special conditions.

**3. Requirements for the Bachelor of Science (BSc) and the Bachelor of Laws (LLB)**

- 3.1 To qualify for the award of the pass degrees a student must complete successfully units of study amounting to a total of 240 credit points.
- 3.2 To qualify for the award of the pass degree of Bachelor of Science (BSc) in the Bachelor of Science and Bachelor of Laws (BSc/LLB) combined degree program a student must complete 144 credit points in total, comprising 48 credit points of LAWS units of study as listed below in 3.6.1 and 96 credit points from Science units of study set out under Table I, in chapter 3 of the Faculty of Science Handbook, including:
  - 3.2.1 at least 12 credit points from the Science subject areas of Mathematics and Statistics;
  - 3.2.2 24 credit points of Junior units of study from at least two Science subject areas other than Mathematics or Statistics;
  - 3.2.3 60 credit points of Intermediate/Senior units of study in Science subject areas; and
  - 3.2.4 a major in a Science area.
- 3.3 To qualify for the award of the pass degree in an advanced stream of the Bachelor of Science (BSc) degree, a student must complete the requirements for the BSc degree in Section 3.2 above and in addition, except with the permission of the Dean of Science:
  - 3.3.1 at least 12 credit points of Intermediate units of study at either the Advanced level or as TSP units in Science subject areas;
  - 3.3.2 include at least 24 credit points of Senior units of study at the Advanced level or as TSP units in a single Science subject area;
  - 3.3.3 maintain in Intermediate and Senior units of study in Science subject areas an average mark of 65 or greater in each year of enrolment.
- 3.4 Candidates in the Advanced stream of the BSc degree who fail to maintain the required Credit average will be transferred to candidature for the Bachelor of Science (BSc) degree in their

next year of enrolment with full credit for the units of study completed in the Advanced stream.

- 3.5 Candidates in the Advanced stream of the BSc degree who fail to achieve a Credit average across all Science units of study attempted in the year in which they would have otherwise completed the requirements for the degree will be awarded the Bachelor of Science (BSc).
- 3.6 To qualify for the degree of Bachelor of Laws (LLB), in the Bachelor of Science and Bachelor of Laws (BSc/LLB) combined degree program, a student must complete units of study to the value of 144 credit points, made up of the following:
  - 3.6.1 96 credit points of compulsory units of study, which includes the 48 credit points of LAWS units of study listed below in table 3.8.1 and counted towards the Bachelor of Science;
  - 3.6.2 48 credit points of elective units of study in the Faculty of Law Handbook that must include:
    - 3.6.2.1 a maximum of 42 credit points from the units of study listed in Part 1 of the *Undergraduate units of study table*, and
    - 3.6.2.2 a minimum of six credit points from the units of study listed in Part 2 of the *Undergraduate units of study table*.
- 3.7 Candidates may credit the following units of study to both the Bachelor of Science (BSc) and the Bachelor of Laws (LLB):
  - 3.7.1 Contracts
  - 3.7.2 Criminal Law
  - 3.7.3 Foundations of Law
  - 3.7.4 International Law
  - 3.7.5 Legal Research I
  - 3.7.6 Legal Research II
  - 3.7.7 Civil and Criminal Procedure
  - 3.7.8 Public Law
  - 3.7.9 Torts
  - 3.7.10 Torts and Contracts II
- 3.8.1 Candidates in Combined Law must complete the law units of study in the following sequence:

Year	Unit of study	Credit points
Combined Law 1	Foundations of Law	6
	Legal Research I	0
	Torts	6
Combined Law 2	Contracts	6
	Civil and Criminal Procedure	6
	Criminal Law	6
Combined Law 3	International Law	6
	Legal Research II	0
	Public Law	6
Combined Law 4	Torts and Contracts II	6

3.8.2 On completion of the requirements for the degree of Bachelor of Science (BSc) a student must then complete the following compulsory units of study towards the Bachelor of Laws (LLB) degree.

Year	Unit of study	Credit points
Combined Law 4	Administrative Law	6
	Corporations Law	6
	Equity	6
	Evidence	6
	Federal Constitutional Law	6
	Introduction to Property and Commercial Law	6
	Real Property	6
	The Legal Profession	6
Combined Law 5	Elective units of study selected from Part 1 and Part 2	48

3.9 Except with the permission of the Dean or Associate Dean (Undergraduate), candidates in a Combined Law program must successfully complete *Foundations of Law* before enrolling in any other Bachelor of Laws (LLB) units of study.

3.10 Students must complete the requirements for the Bachelor of Science (BSc) before proceeding to the Bachelor of Laws (LLB) (unless they have permission from the Faculty of Law stating otherwise).

#### 4. Requirements for award of honours

4.1 Both the Bachelor of Science (BSc) and the Bachelor of Laws (LLB) may be awarded with honours.

4.2 Students who qualify to undertake Honours in the Bachelor of Science (BSc) degree by completion of an Honours year in accordance with the resolutions of the Bachelor of Science (BSc) may elect to do so:

4.2.1 by suspending candidature from the Bachelor of Laws (LLB) degree for one year, with the permission of the Faculty of Law; or

4.2.2 undertake the honours course after completion of both degrees in the combined program.

4.2.3 Honours in the Bachelor of Science (BSc) may be awarded in four classes: Class I, Class II(1), Class II(2) and Class III in accord with the resolutions of the Bachelor of Science.

4.3 Requirement for award of honours.

4.3.1 To qualify to enrol in the honours program candidates shall:

4.3.1.1 Be selected in the penultimate year of the Bachelor of Law degree;

4.3.1.2 Have a weighted average mark (WAM) of at least 75, averaged out across all law compulsories with the exception of Foundations of Law.

4.3.1.2.1 Results in elective subjects will not be included in the calculation.

4.3.1.2.2 Entry to the Honours program is competitive and the number of places in the Honours program each year is limited and dependant on available resources. The exact WAM will be determined by the Honours Committee on an annual basis.

4.3.2 The honours program will be assessed by an honours dissertation, completed under the supervision of an academic number of staff or adjunct staff.

4.3.2.1 Candidates will enrol in two specified 6 credit point Honours research units as listed in the "Table of undergraduate units of study" in Part 2 of the Bachelor of Laws resolutions.

4.3.2.2 These units will be included in the 48 credit points of elective subjects that are part of the pass requirements for the Bachelor of Laws.

4.3.3 The Faculty Honours Committee will determine the class of honours, based on a student's final Honours WAM (HWAM).

4.3.3.1 The HWAM will be drawn from a minimum of 90 credit points, and will include all compulsories and elective units undertaken at the University of Sydney, with the exception of Foundations of Law.

4.3.3.2 The weighting of the Honours research units will be double that of the non-Honours units.

4.3.4 Honours in the Bachelor of Laws may be awarded in two classes: Class I and Class II.

4.3.4.1 The honours degree of the Bachelor of Laws will be awarded on the following basis:

4.3.4.1.1 Honours class 1: those students with an HWAM of at least 80;

4.3.4.1.2 Honours class 2/Division 1: those students with an HWAM of at least 75;

4.3.4.1.3 The Faculty Honours Committee will have the discretion to vary the required HWAM in exceptional circumstances.

4.3.4.2 To be awarded honours, a student must pass the honours dissertation.

4.3.4.3 A candidate for the Honours program who does not meet the requirements for the award of honours may be awarded the Bachelor of Laws pass degree.

4.3.4.4 All pass and honours students will be ranked together for graduation purposes to achieve a final graduation ranking.

4.3.4.5 Students who qualify for the award of first class honours, and whose work is of outstanding merit in the opinion of the faculty, may be considered for the award of a University medal.

4.3.5 These resolutions will apply to all students who will complete their degree in the July semester 2013 or later.

4.3.5.1 Students who complete the requirements of their degree by 31 July 2013 will have honours awarded in accordance

with the Faculty resolutions in force at the time of commencement.

## Bachelor of Laws (LLB)

[Section 1]

### 1. Units of study

1.1 A unit of study consists of such lectures, seminars, tutorials, written assignments, moots, experiential learning, and any other method of instruction or assessment as may be prescribed by the Faculty.

1.2 A prerequisite unit of study means a unit of study which must have been completed with a result of Pass or better prior to a candidate enrolling in another unit of study for which it is a prerequisite.

1.3 A corequisite unit of study means a unit of study which must be taken concurrently with the unit of study for which it is a corequisite.

1.4 The Dean or Associate Dean (Undergraduate) may vary the entry requirements for units of study for particular candidates in special circumstances.

1.5 All units of study for the degree will be of semester length.

1.6 No unit of study may be credited more than once for the degree.

1.7 All elective units of study are worth 6 credit points. The compulsory units of study total 96 credit points. The credit points for each compulsory unit of study are as indicated in the *Requirements for the pass degree*.

1.8 The elective units of study which may be taken for the degree are as set out in the *Table of undergraduate units of study* including:

1.8.1 Corequisites and prerequisites;

1.8.2 Designation as Part 1 or Part 2 units of study.

1.9 A unit of study includes a unit of study set out in the *Table of undergraduate units of study* completed in a summer school or like program at the University of Sydney.

### 1.10 Compulsory units of study

1.10.1 The following units of study are compulsory for the degree (total 96 credit points):

1.10.1.1 Administrative Law

1.10.1.2 Contracts

1.10.1.3 Corporations Law

1.10.1.4 Criminal Law

1.10.1.5 Equity

1.10.1.6 Evidence

1.10.1.7 Federal Constitutional Law

1.10.1.8 Foundations of Law

1.10.1.9 International Law

1.10.1.10 Introduction to Property and Commercial Law

1.10.1.11 Legal Research I

1.10.1.12 Legal Research II

1.10.1.13 Civil and Criminal Procedure

1.10.1.14 Public Law

1.10.1.15 Real Property

1.10.1.16 The Legal Profession

1.10.1.17 Torts

1.10.1.18 Torts and Contracts II

### 1.11 Elective units of study

1.11.1 The elective units of study are listed in Section 2.

### 2. Requirements for the pass degree

2.1 To qualify for the degree of Bachelor of Laws (LLB), candidates must complete units of study to the value of 144 credit points, made up of the following:

2.1.1 96 credit points of the compulsory units of study,

2.1.2 48 credit points of the elective units of study that must include:

2.1.2.1 a maximum of 42 credit points from the units of study listed in Part 1 of the *Table of undergraduate units of study*, and

2.1.2.2 a minimum of 6 credit points from the units of study listed in Part 2 of the *Table of undergraduate units of study*.

2.2.1 A candidate may proceed concurrently to the degree of Bachelor of Laws (LLB) with the following:

2.2.1.1 Bachelor of Arts (BA)

2.2.1.2 Bachelor of Arts (Media and Communications)

2.2.1.3 Bachelor of Commerce (BCom)

2.2.1.4 Bachelor of Economic and Social Sciences (BEcSocSci)

2.2.1.5 Bachelor of Economics (BEc)

2.2.1.6 Bachelor of Engineering (BE)

## 9. Undergraduate policies and degree regulations

- 2.2.1.7 Bachelor of International and Global Studies (BIGS), or  
 2.2.1.8 Bachelor of Science (BSc)  
 2.2.2 This is the Combined Law program.  
 2.3.1 Candidates in a Combined Law program may credit the following units of study to both the Bachelor of Laws (LLB) and the non-law component of the Combined Law program:
- 2.3.1.1 Contracts
  - 2.3.1.2 Criminal Law
  - 2.3.1.3 Foundations of Law
  - 2.3.1.4 International Law
  - 2.3.1.5 Legal Research I
  - 2.3.1.6 Legal Research II
  - 2.3.1.7 Civil and Criminal Procedure
  - 2.3.1.8 Public Law
  - 2.3.1.9 Torts
  - 2.3.1.10 Torts and Contracts II

- 2.3.2 Candidates in Combined Law must complete the law units of study in the following sequence:

Year	Unit of study	Credit points
Combined Law 1	Foundations of Law	6
	Legal Research I	0
	Torts	6
Combined Law 2	Contracts	6
	Civil and Criminal Procedure	6
	Criminal Law	6
Combined Law 3	International Law	6
	Legal Research II	0
	Torts and Contracts II	6
	Public Law	6

- 2.4 On completion of the requirements for the degree of Bachelor of Laws (LLB) and Bachelor of Arts (BA), Bachelor of Arts (Media & Communications), Bachelor of Commerce (BCom), Bachelor of Economics (BEc), Bachelor of Economic and Social Sciences (BEcSocSci), Bachelor of Engineering (BE), Bachelor of International and Global Studies (BIGS) or Bachelor of Science (BSc), candidates must then complete the following units of study (except as provided in Clause 2.10):

Year	Unit of study	Credit points
Combined Law 4	Administrative Law	6
	Corporations Law	6
	Equity	6
	Evidence	6
	Federal Constitutional Law	6
	Introduction to Property and Commercial Law	6
Combined Law 5	Real Property	6
	The Legal Profession	6
	Elective units of study selected from Part 1 and Part 2	48

- 2.5 Except with the permission of the Dean or Associate Dean (Undergraduate), candidates in a Combined Law program must successfully complete *Foundations of Law* before enrolling in any other Bachelor of Laws (LLB) units of study.  
 2.6 Candidates enrolled in the Bachelor of Engineering/Bachelor of Laws (BE/LLB) or the Bachelor of Arts (Media and Communications)/Bachelor of Laws (LLB) must take the Combined Law 4 program in the fifth year of the combined degree and the Combined Law 5 program in the sixth year of the combined degree.  
 2.7 Candidates in a Combined Law program are under the general supervision of the other Faculty in which they are enrolled until the end of the semester in which they complete the

requirements of the other degree. After that, they will be under the general supervision of the Faculty of Law.

- 2.8.1 Candidates may be admitted to the Bachelor of Laws (LLB) on the basis of having completed the requirements of a degree of The University of Sydney, or other such institution as approved by the Faculty.  
 2.8.2 This is the Graduate Law program.  
 2.9 Candidates in the Graduate Law Program must complete the Bachelor of Laws (LLB) degree in the following sequence:

Year	Unit of study	Credit points
Graduate Law 1	Contracts	6
	Criminal Law	6
	Foundations of Law	6
	International Law	6
	Legal Research I	0
	Legal Research II	0
	Civil and Criminal Procedure	6
	Public Law	6
	Torts	6
	Torts and Contracts II	6
Graduate Law 2	Administrative Law	6
	Corporations Law	6
	Equity	6
	Evidence	6
	Federal Constitutional Law	6
	Introduction to Property and Commercial Law	6
	Real Property	6
Graduate Law 3	The Legal Profession	6
	Elective units of study selected from Part 1 and Part 2	48

- 2.10 Candidates are normally enrolled in four compulsory units of study in Semester 1 of Combined Law 4/Graduate Law 2, and in four compulsory units of study in Semester 2 of that same year.

- 2.10.1 If candidates so elect, they may replace one compulsory unit with one elective unit in each semester.  
 2.10.2 Where such a replacement has occurred, candidates must enrol in the postponed compulsory unit(s) in the final year of their candidature.

### 3. Requirements for the honours degree

- 3.1 To qualify to enrol in the honours program candidates shall:  
 3.1.1 Be selected in the penultimate year of the Bachelor of Law degree;  
 3.1.2 Have a weighted average mark (WAM) of at least 75, averaged out across all law compulsories with the exception of Foundations of Law.  
 3.1.2.1 Results in elective subjects will not be included in the calculation.  
 3.1.2.2 Entry to the Honours program is competitive and the number of places in the Honours program each year is limited and dependent on available resources. The exact WAM will be determined by the Honours Committee on an annual basis.  
 3.2 The honours program will be assessed by an honours dissertation, completed under the supervision of an academic member of staff or adjunct staff:  
 3.2.1 Candidates will enrol in two specified 6 credit point Honours research units as listed in the "Table of undergraduate units of study" in Part 2 of the Bachelor of Laws resolutions.  
 3.2.2 These units will be included in the 48 credit points of elective subjects that are part of the pass requirements of the Bachelor of Laws.  
 3.3 The Faculty Honours Committee will determine the class of honours, based on a student's final Honours WAM (HWAM).  
 3.3.1 The HWAM will be drawn from a minimum of 90 credit points, and will include all compulsories and elective units

undertaken at the University of Sydney, with the exception of Foundations of Laws.

- 3.3.2 The weighting of the honours research units will be double that of the non-Honours units.
- 3.4 Honours in the Bachelor of Laws may be awarded in two classes: Class I and Class II.
- 3.4.1 The honours degree of the Bachelor of Laws will be awarded on the following basis:
- 3.4.1.1 Honours class 1: those student with an HWAM of at least 80;
- 3.4.1.2 Honours class 2/Division 1: those students with an HWAM of at least 75;
- 3.4.1.3 The Faculty Honours Committee will have the discretion to vary the required HWAM in exceptional circumstances.
- 3.4.2 To be awarded honours, a student must pass the honours dissertation.
- 3.4.3 A candidate for the Honours program who does not meet the requirements for the award of honours may be awarded the Bachelor of Laws pass degree.
- 3.4.4 All pass and honours students will be ranked together for graduation purposes to achieve a final graduation ranking.
- 3.4.5 Students who qualify for the award of first class honours, and whose work is of outstanding merit in the opinion of the faculty, may be considered for the award of a University medal.
- 3.5 These resolutions will apply to all students who will complete their degree in the July semester 2013 or later.
- 3.5.1 Student who complete the requirements of their degree by 31 July 2013 will have honours awarded in accordance with the Faculty resolutions in force at the time of commencement.

[Section 2]

#### 4. Details of units of study

- 4.1 The compulsory units of study which are to be counted towards the Bachelor of Laws (LLB) degree are listed in Section 1 of the resolutions.
- 4.2 The elective units of study are as follows:

Unit of study	Pre/corequisite
<b>Part 1</b>	
Advanced Administrative Law	P: Administrative Law
Advanced Constitutional Law	P: Federal Constitutional Law
Advanced Contracts	P: Contracts
Advanced Corporate Law	P: Corporations Law
Advanced Public International Law	P: International Law
Advanced Torts	P: Torts
Advocacy, Interviewing and Negotiation	C: Evidence
Amicus Litigation Clinic	
Anti-Discrimination Law	
Aspects of Legal History	
Banking and Financial Instruments	
Business Taxation	P: Personal Taxation
Chinese Laws and Chinese Legal Systems	
Clinical Environmental Law	P: Environmental Law
Commercial Land Law	P: Real Property
Comparative Commercial Contracts	P: Contracts
Comparative Law	
Competition Law	
Contemporary Issues in Health Law	
Conveyancing	P: Real Property
Corporate and Securities Regulation	P: Corporations Law
Death and Inheritance Law	
Dispute Resolution	
Employment and Industrial Law	P: Federal Constitutional Law; Contracts
Environmental Law	
External Placement Program	
Family Law	
Forced Migration: Law and Ethics	P: International Law

Unit of study	Pre/corequisite
Gender and Constitution Making: History and Practice	P: Federal Constitutional Law
High Court of Australia	P: Federal Constitutional Law
Independent Research Project	
Indigenous People and the Law	
Intellectual Property	
International Commercial Transactions	P: Contracts; International Law
International Human Rights Law	P: International Law
Internet Law	
Introduction to Vietnamese Law	
Japanese Law	
Jessup International Law Moot	P: International Law
Law and Commercial Transactions	P: Contracts; Equity; Real Property
Law at Work	P: Employment and Industrial Law
Media Law	
Medical Law	
Migration Law	P: Administrative Law
Personal Taxation	
Policing Crime and Society	
Practising in the Public Interest	
Private International Law	
Product Liability Law	P: Contracts; Torts
Regulation of Financial Markets	P: Corporations Law; Equity; Administrative Law
Roman Law	
Seminar*	
Social Security Law	
Sydney Law Review	
War Law: Use of Force and Humanitarian Law	P: International Law
<b>Part 2</b>	
Comparative Constitutionalism	
Criminology	
Fundamental Principles of the Philosophy and Sociology of Law	P: Federal Constitutional Law
Health Law Jurisprudence	
International and Comparative Jurisprudence	
Law and Economics	
Law and Gender	
Law and Sexuality	
Law and Social Theory	
Law, Communications, Culture and Global Economies	
Law, Ethics and Personhood	
Law, Norms and Legitimacy	
Legal Geographies	P: Administrative Law; Federal Constitutional Law; Real Property
Philosophy of Law	
Post Communist Law and Legal Theory	
Sociological Jurisprudence	
The Holocaust: Moral Responsibility and the Rule of Law	
Theories of Justice	
Theories of Legal Reasoning	
* Seminar (Seminar units of study may be offered with the approval of the Pro-Dean (Teaching Programs) to bring together research interests of staff and students, or to permit a visiting staff member to teach in their area of expertise.)	

- 4.3.1 Candidates satisfy the compulsory jurisprudence requirement of the Bachelor of Laws (LLB) degree by completing at least one 6 credit point unit from Part 2.

- 4.3.2 A unit will be included in Part 2 if theoretical reflection on law as such is its primary goal.
- 4.3.3 The Julius Stone Institute of Jurisprudence will advise the Teaching and Curriculum Committee and the Faculty as to which units satisfy the criterion in 4.3.2.
- 5. Enrolment in more/less than minimum load**
- 5.1 Except with the permission of the Dean or Associate Dean (Undergraduate), candidates may not enrol in more than 24 credit points in a semester.
- 5.2 Except with the permission of the Dean or Associate Dean (Undergraduate) candidates may not enrol in less than 18 credit points in a semester.
- 5.3 A student may not enrol in more than two units of study in any one summer or winter session.
- 5.4 Except with the permission of the Dean or Associate Dean (Undergraduate), candidates may not enrol in a unit of study after the degree requirements of 144 credit points have been completed.
- 6. Cross-institutional study**
- 6.1 The Dean or Associate Dean (Undergraduate) may permit candidates to enrol in a unit of study at another tertiary institution and have that unit of study credited to the requirements of the Bachelor of Laws (LLB) degree at the University of Sydney.
- 6.2 Applications to enrol cross-institutionally as per 6.1 will only be considered if:
- 6.2.1 the student has already completed 48 credit points towards the Bachelor of Laws (LLB) degree;
- 6.2.2 the student is seeking credit towards elective units in Part 1 only. Students are not permitted to undertake compulsory units of study or elective units that satisfy the Part 2 requirement on a cross-institutional basis;
- 6.2.3 the content of the unit of study is not taught in any corresponding unit available at the University of Sydney or the student is unable for good reason to attend a corresponding unit at the University of Sydney;
- 6.2.4 the student satisfies the usual progression rules, and the maximum enrolment requirements;
- 6.2.5 the student has not exceeded, or will not exceed in any particular application, the maximum limit of 24 credit points of unspecified credit for all cross-institutional study.
- 7. Restriction on enrolment**
- 7.1 Restriction on enrolment
- 7.2 A student may not enrol in any unit of study which overlaps substantially in content with a unit of study already completed, or, for which credit or exemption has been granted towards the degree requirements.
- 7.3 A student may not enrol concurrently in another award course except where a combined law student is completing the requirements of their Arts, Arts (Media & Communications), Commerce, Economics, Economic and Social Sciences, International Studies, Engineering or Science degree.
- 8. Discontinuation of Enrolment**
- 8.1 A student seeking a total discontinuation of enrolment in a degree must lodge a change of candidature form with the Faculty of Law by the relevant census date.
- 8.2 Students seeking to re-enrol must apply to Universities Admissions Centre (UAC) and be reselected for admission in competition with other applicants, and will be subject to the admission criteria of the Faculty at the time.
- 8.3 Except with the permission of the Dean or Associate Dean (Undergraduate) candidates may not enrol in a unit of study after the degree requirements of 144 credit points have been completed. Students wishing to undertake units of study additional to award course requirements must enrol as a non-award student.
- 9. Suspension of candidature (Faculty procedures for readmission)**
- 9.1 Candidates must re-enrol each calendar year unless the Dean or Associate Dean (Undergraduate) has permitted a suspension of candidature.
- 9.2 A student's candidature lapses if they do not re-enrol after an approved suspension of candidature, or they do not seek appropriate approval for a leave of absence.
- 9.3 Students seeking to suspend their candidature must do so by submitting a change of candidature form to the Faculty by the relevant census date.
- 9.4 A student whose candidature lapses must re-apply to the Universities Admissions Centre (UAC) and be reselected for admission in competition with other applicants, and will be subject to the admission criteria of the Faculty at the time.
- 9.5.1 Students are entitled to suspend their law candidature for one year.
- 9.5.2 The Associate Dean (Undergraduate) may permit a further suspension of one year.
- 9.5.3 However, suspensions exceeding two years in total will not be approved except in cases of serious illness or misadventure.
- 9.6 Students will not be permitted to suspend in order to undertake another award course, unless the student can provide evidence that the award course can be completed within two years and the student has not previously suspended.
- 10. Re-enrolment after an absence**
- 10.1 A student wishing to re-enrol after an approved suspension must notify the Faculty in writing in October of the year preceding enrolment.
- 11. Satisfactory progress**
- 11.1 The Faculty will require candidates to show good cause why they should be permitted to re-enrol in the Faculty of Law if they have not made satisfactory progress towards fulfilling the requirements of the degree.
- 11.2 Candidates who do not pass at least 24 credit points in any year of enrolment shall not have made satisfactory progress except when fewer than 24 credit points are required to complete the degree.
- 11.3 Candidates who fail a unit of study more than once shall not have made satisfactory progress.
- 11.4 Where the Faculty permits the re-enrolment of candidates whose progress has been unsatisfactory, the Faculty may require the completion of specified units of study or a specified number of credit points in a specified time.
- 11.5 Candidates who fail to comply with these conditions shall not have made satisfactory progress.
- 11.6 Candidates must complete the requirements for the degree within ten calendar years of admission to candidature.
- 12. Time limit**
- 12.1 A time limit of 10 years for completion of the Bachelor of Laws (LLB) degree applies to both Graduate and Combined Law students. This time limit is, however, subject to the Faculty's rules on minimum progression and suspension of candidature.
- 12.2 Combined Law students should note that the time limit of 10 years also applies to the completion of all the requirements of their Arts, Arts (Media & Communications), Commerce, Economics, Economic and Social Sciences, International Studies, Engineering and Science degrees.
- 13. Assessment policy**
- 13.1 Candidates are required to attend at least 70 per cent of the scheduled classes in each unit of study for which they are enrolled.
- 13.2 Candidates whose attendance record falls below this level without reasonable excuse may be precluded by the Dean or Pro-Dean (Teaching Programs) from taking the final assessment in that unit of study.
- 13.3 Candidates may be assessed by written and oral examinations, exercises, essays, class participation, mooting, a supervised research project, or practical work, or any combination of these as the Faculty may determine.
- 13.4.1 The Dean or Associate Dean (Undergraduate) may permit further assessment in a unit of study in cases of special consideration, in accordance with Academic Board policy governing illness and misadventure, provided that such assessment can be completed within 7 days following the end of the examination period, and no later than that.
- 13.4.2 Further assessment refers to any piece of outstanding assessment as defined in clause 13.3. It does not refer to supplementary assessment following a failed attempt.
- 13.4.3 Only in exceptional circumstances, and only with the permission of the Dean, will further assessment be allowed to be undertaken after this 7 day period.
- 14. Credit transfer policy**
- 14.1 A minimum of 96 credit points must have been studied at the University of Sydney in order to qualify for the degree.
- 14.2 Candidates may be granted credit for up to 48 credit points for units of study completed during a previous candidature in an

- award course of the University of Sydney or at an equivalent institution approved by the Faculty.
- 14.3 Non-specific credit may be granted for up to 24 of these 48 credit points for units of study not sufficiently related to units of study in Part 1 or Part 2 of the *Table of undergraduate units of study* which form part of a Bachelor of Laws (LLB) degree, or its equivalent in another jurisdiction, or which otherwise relate to the study of Law.
- 14.4 A candidate will not be granted credit toward the degree for any units of study;
- 14.4.1 for which the result is a Terminating Pass, Conceded Pass or the equivalent;
- 14.4.2 which were completed more than nine years before admission to candidature for the degree;
- 14.4.3 undertaken in the Bachelor of Arts and Sciences (BAS) degree at the University of Sydney.
- 14.5 Candidates will not be granted credit toward the degree for any units of study which have been relied upon to qualify for another degree or academic qualification except for units of study which were taken as part of a Combined Law degree program and credited to the non-law degree component of that program.
- 14.6 Candidates who have completed a law degree or an equivalent professional legal qualification from a recognised institution outside Australia may be granted up to 48 credit points of non-specific credit.
- 15. Transitional provisions**
- 15.1 All candidates who enrolled first in a Combined Law degree prior to 1 January 2007 will proceed under the resolutions in place when they commenced the degree, except as provided below.
- 15.2 All candidates who first enrolled in a Graduate Law degree prior to 1 January 2008 will proceed under the resolutions in place when they commenced the degree, except as provided below.
- 15.3 All candidates who first enrolled in Combined Law prior to January 1 2007, and who had completed no more than *Foundations of Law, Torts and Legal Research* prior to 1 January 2007 (or are given credit for these units of study), will be transferred to these degree resolutions.
- 15.4 If they have completed *Legal Research*, then they will be given credit for *Legal Research II*. In the event of any inconsistency between the 2004 resolutions for the Bachelor of Laws (LLB) degree and these resolutions, these resolutions shall apply.
- 15.5 All candidates who first enrolled in Graduate Law prior to January 1 2008, and who had completed no more than *Foundations of Law, Torts and Legal Research* prior to 1 January 2007 (or are given credit for these units of study), will be transferred to these degree resolutions.
- 15.6 If they have completed *Legal Research*, then they will be given credit for *Legal Research II*. In the event of any inconsistency between the 2004 resolutions for the Bachelor of Laws (LLB) degree and these resolutions, these resolutions shall apply.
- 15.7 All students who commenced this degree in 2006 (Combined Law) and 2008 (Graduate Law) shall complete under these resolutions.
- 15.8 Notwithstanding the preceding transitional provisions, any candidate who commenced the degree prior to 1 January 2009 and who has completed less than 24 credit points under the former 2005 revised degree resolutions, will be automatically transferred to these degree resolutions and given credit for those units of study.
- 16. Variation of requirements for the degree**
- 16.1 The Dean may vary these resolutions for a particular candidate in exceptional circumstances.



# 10. Table of undergraduate units of study

<b>Unit of study</b>	<b>Credit points</b>	<b>A: Assumed knowledge P: Prerequisites C: Corequisites N: Prohibition</b>	<b>Session</b>
<b>Sydney Law School undergraduate table of units of study</b>			
<b>Combined Law Year 1 (Camperdown Campus)</b>			
<b>LAWS1006</b> Foundations of Law	6	<b>N</b> LAWS1000	Semester 1
<b>LAWS1012</b> Torts	6	<b>P</b> LAWS1006 <b>N</b> LAWS1005, LAWS1010, LAWS3001 <i>Available to candidates proceeding under the new LLB resolutions.</i>	Semester 1 Semester 2
<b>LAWS1013</b> Legal Research I		<b>C</b> LAWS1006 <b>N</b> LAWS1008 <i>Available to candidates proceeding under the new LLB resolutions. Semester 1 classes are for Combined Law candidates in the faculties of Arts, Engineering and Science. Semester 2 classes are for Combined Law candidates in the Faculty of Economics &amp; Business.</i>	Semester 1 Semester 2
<b>Combined Law Year 2 (Camperdown Campus)</b>			
<b>LAWS1015</b> Contracts	6	<b>P</b> LAWS1006 <b>N</b> LAWS1002, LAWS2008 <i>Available to candidates proceeding under the new LLB resolutions.</i>	Semester 1 Semester 1b Summer Late
<b>LAWS1014</b> Civil and Criminal Procedure	6	<b>P</b> LAWS1006 <b>N</b> LAWS1001, LAWS1007, LAWS3002, LAWS3004 <i>Available to candidates proceeding under the new LLB resolutions.</i>	Semester 1 Semester 1b
<b>LAWS1016</b> Criminal Law	6	<b>P</b> LAWS1006, LAWS1014 <b>N</b> LAWS1003, LAWS3001, LAWS2009 <i>Available to candidates proceeding under the new LLB resolutions.</i>	Semester 2
<b>Combined Law Year 3 (Camperdown Campus)</b>			
<b>LAWS1018</b> International Law	6	<b>P</b> LAWS1006 <b>N</b> LAWS2005 <i>Available to candidates proceeding under the new LLB resolutions.</i>	Semester 1 Semester 2
<b>LAWS1021</b> Public Law	6	<b>P</b> LAWS1006 <i>Available to candidates proceeding under the new LLB resolutions.</i>	S2 Late IntB Semester 2 Summer Late
<b>LAWS1017</b> Torts and Contracts II	6	<b>P</b> (LAWS1010 or LAWS1012) and LAWS1015 <i>Available to candidates proceeding under the new LLB resolutions.</i>	Semester 2 Semester 2b
<b>LAWS1019</b> Legal Research II		<b>P</b> LAWS1013 <b>N</b> LAWS1008, LAWS1022 <i>Available to candidates proceeding under the new LLB resolutions. Semester 1 classes are for Combined Law candidates in the faculties of Arts, Engineering and Science. Semester 2 classes are for Combined Law candidates in the Faculty of Economics &amp; Business.</i>	Semester 1 Semester 2
<b>Old resolutions (candidates who commenced prior to 2006 or transferred in 2006)</b>			
<b>LAWS2008</b> Contracts	6	<b>P</b> LAWS1006 <b>N</b> LAWS1002, LAWS1015 <i>Note: Department permission required for enrolment Available to Combined Law candidates proceeding under the old LLB resolutions.</i>	Semester 1
<b>LAWS1002</b> Contracts	8	<b>P</b> LAWS1000 or LAWS1006 <b>N</b> LAWS1015, LAWS2008 <i>Note: Department permission required for enrolment Available to graduate law candidates proceeding under the old LLB resolutions.</i>	Semester 1
<b>LAWS2009</b> Criminal Law	6	<b>P</b> LAWS1006 <b>N</b> LAWS1003, LAWS1016 <i>Note: Department permission required for enrolment Available to Combined Law candidates proceeding under the old LLB resolutions.</i>	Semester 2
<b>LAWS3000</b> Federal Constitutional Law	10	<b>P</b> LAWS1006 <b>N</b> LAWS1004, LAWS2011, LAWS3003 <i>Note: Department permission required for enrolment Available to Combined Law candidates proceeding under the old LLB resolutions. Student attend classes for LAWS2011.</i>	Semester 1
<b>LAWS3003</b> Federal Constitutional Law	12	<b>P</b> LAWS1006 <b>N</b> LAWS1004, LAWS2011, LAWS3000 <i>Note: Department permission required for enrolment Available to Combined Law candidates proceeding under the old LLB resolutions. Students will attend classes for LAWS2011.</i>	Semester 1



## 10. Table of undergraduate units of study

<b>Unit of study</b>	<b>Credit points</b>	<b>A: Assumed knowledge P: Prerequisites C: Corequisites N: Prohibition</b>	<b>Session</b>
<b>LAWS3002</b> Law, Lawyers and Justice	10	<b>P</b> LAWS1006 <b>N</b> LAWS1001, LAWS1007, LAWS2013, LAWS3004 <i>Note: Department permission required for enrolment Available to Combined Law candidates proceeding under the old LLB resolutions. Student attend classes for LAWS2013 The Legal Profession.</i>	Semester 1
<b>LAWS3004</b> Law, Lawyers and Justice	12	<b>P</b> LAWS1006 <b>N</b> LAWS1001, LAWS1007, LAWS2013, LAWS3002 <i>Note: Department permission required for enrolment Available to Combined Law candidates proceeding under the old LLB resolutions. Students attend classes for LAWS2013 The Legal Profession.</i>	Semester 1
<b>Graduate Law Year 1</b>			
<b>LAWS1006</b> Foundations of Law	6	<b>N</b> LAWS1000	Semester 1
<b>LAWS1012</b> Torts	6	<b>P</b> LAWS1006 <b>N</b> LAWS1005, LAWS1010, LAWS3001 <i>Available to candidates proceeding under the new LLB resolutions.</i>	Semester 1 Semester 2
<b>LAWS1022</b> Legal Research I & II		<b>C</b> LAWS1006 <b>N</b> LAWS1008, LAWS1013, LAWS1019 <i>Available to graduate law candidates proceeding under the new LLB resolutions</i>	Semester 1
<b>LAWS1014</b> Civil and Criminal Procedure	6	<b>P</b> LAWS1006 <b>N</b> LAWS1001, LAWS1007, LAWS3002, LAWS3004 <i>Available to candidates proceeding under the new LLB resolutions.</i>	Semester 1 Semester 1b
<b>LAWS1015</b> Contracts	6	<b>P</b> LAWS1006 <b>N</b> LAWS1002, LAWS2008 <i>Available to candidates proceeding under the new LLB resolutions.</i>	Semester 1 Semester 1b Summer Late
<b>LAWS1017</b> Torts and Contracts II	6	<b>P</b> (LAWS1010 or LAWS1012) and LAWS1015 <i>Available to candidates proceeding under the new LLB resolutions.</i>	Semester 2 Semester 2b
<b>LAWS1018</b> International Law	6	<b>P</b> LAWS1006 <b>N</b> LAWS2005 <i>Available to candidates proceeding under the new LLB resolutions.</i>	Semester 1 Semester 2
<b>LAWS1021</b> Public Law	6	<b>P</b> LAWS1006 <i>Available to candidates proceeding under the new LLB resolutions.</i>	S2 Late IntB Semester 2 Summer Late
<b>LAWS1016</b> Criminal Law	6	<b>P</b> LAWS1006, LAWS1014 <b>N</b> LAWS1003, LAWS3001, LAWS2009 <i>Available to candidates proceeding under the new LLB resolutions.</i>	Semester 2
<b>Combined Law 4 and Graduate Law 2</b>			
<b>LAWS2010</b> Administrative Law	6	<b>P</b> LAWS1021 <b>C</b> LAWS2011 <b>N</b> LAWS2002 <i>Available to candidates proceeding under the new LLB resolutions.</i>	Semester 1
<b>LAWS2011</b> Federal Constitutional Law	6	<b>P</b> LAWS1021 <b>N</b> LAWS1004, LAWS3000, LAWS3003 <i>Available to candidates proceeding under the new LLB resolutions.</i>	Semester 1
<b>LAWS2012</b> Intro to Property and Commercial Law	6	<b>N</b> LAWS2004, LAWS2007 <i>Available to candidates proceeding under the new LLB resolutions.</i>	Semester 1
<b>LAWS2013</b> The Legal Profession	6	<b>N</b> LAWS1001, LAWS3002, LAWS3004 <i>Available to candidates proceeding under the new LLB resolutions.</i>	Semester 1
<b>LAWS2014</b> Corporations Law	6	<b>N</b> LAWS2003 <i>Available to candidates proceeding under the new LLB resolutions.</i>	Semester 2
<b>LAWS2015</b> Equity	6	<b>P</b> LAWS2012 <b>N</b> LAWS2004 <i>Available to candidates proceeding under the new LLB resolutions.</i>	Semester 2
<b>LAWS2016</b> Evidence	6	<b>P</b> LAWS1006 Foundations of Law and LAWS1014 Civil and Criminal Procedure <b>N</b> LAWS2006 <i>Available to candidates proceeding under the new LLB resolutions.</i>	Semester 2
<b>LAWS2017</b> Real Property	6	<b>P</b> LAWS2012 <b>N</b> LAWS2007 <i>Available to candidates proceeding under the new LLB resolutions.</i>	Semester 2
<b>Old resolutions (candidates who commenced prior to 2006 or transferred in 2006)</b>			
<b>LAWS2002</b> Administrative Law	8	<i>Note: Department permission required for enrolment Available to candidates proceeding under the old LLB resolutions.</i>	Semester 1
<b>LAWS2007</b> Real Property	8	<b>N</b> LAWS2017 <i>Note: Department permission required for enrolment Available to candidates proceeding under the old LLB resolutions.</i>	Semester 1
<b>LAWS2005</b> International Law	8	<b>N</b> LAWS1018 <i>Note: Department permission required for enrolment Available to candidates proceeding under the old LLB resolutions.</i>	Semester 1
<b>LAWS2003</b> Corporate Law	8	<b>N</b> LAWS2014 <i>Note: Department permission required for enrolment Available to candidates proceeding under the old LLB resolutions.</i>	Semester 2
<b>LAWS2004</b> Equity	8	<b>N</b> LAWS2015 <i>Note: Department permission required for enrolment Available to candidates proceeding under the old LLB resolutions.</i>	Semester 2
<b>LAWS2006</b> Litigation	8	<b>N</b> LAWS2016 <i>Note: Department permission required for enrolment Available to candidates proceeding under the old LLB resolutions. Student are required to attend classes for LAWS2016 and addition classes will be scheduled.</i>	Semester 2

<b>Unit of study</b>	<b>Credit points</b>	<b>A: Assumed knowledge P: Prerequisites C: Corequisites N: Prohibition</b>	<b>Session</b>
<b>Elective units of study</b>			
<b>LAWS3007 Advanced Contracts</b>	8	<b>P</b> LAWS1002 or LAWS2008 or LAWS1015 <i>Note: Department permission required for enrolment</i>	Semester 2
<b>LAWS3008 Advanced Corporate Law</b>	8	<b>P</b> LAWS2003 <i>Note: Department permission required for enrolment in the following sessions: Semester 1</i>	Semester 1 Summer Early
<b>LAWS3009 Advanced Public International Law</b>	8	<b>P</b> LAWS2005 or LAWS1018	Semester 1
<b>LAWS3010 Advanced Real Property</b>	8	<b>P</b> LAWS2007 or (LAWS2017 and LAWS2012) <b>N</b> LAWS3100, LAWS3203	Semester 2 Summer Late
<b>LAWS3088 Animal Law (seminar)</b>	8		Semester 2
<b>LAWS3101 Banking and Financial Instruments</b>	8		Semester 1 Summer Early
<b>LAWS3013 Business Taxation</b>	8	<b>P</b> LAWS3047	Semester 2
<b>LAWS3014 Chinese Laws and Chinese Legal Systems</b>	8	<b>N</b> LAWS3068 <i>Note: Department permission required for enrolment in the following sessions: Summer L1 Available to Sydney LLB students proceeding under the old resolutions.</i>	Semester 2 Summer L1
<b>LAWS3068 Chinese Laws and Chinese Legal Systems</b>	6	<b>N</b> LAWS3014 <i>Note: Department permission required for enrolment Available to cross-institutional and non-degree candidates, and University of Sydney LLB candidates proceeding under the new resolutions.</i>	Summer L1
<b>LAWS3006 Commercial Dispute Resolution (Seminar)</b>	8	<b>N</b> LAWS3022 <i>Note: Department permission required for enrolment</i>	Semester 2
<b>JURS3003 Comparative Constitutionalism</b>	8	<i>Completion of this unit satisfies the Jurisprudence/Part 2 requirement of the LLB.</i>	Semester 2
<b>LAWS3016 Competition Law</b>	8		Semester 2
<b>LAWS3108 Corporate and Securities Regulation(Sem)</b>	8	<b>P</b> LAWS2003	Semester 2
<b>LAWS3020 Criminology</b>	8	<i>Note: Department permission required for enrolment in the following sessions: Semester 1 Completion of this unit satisfies the Jurisprudence/Part 2 requirement of the LLB.</i>	Semester 1 Semester 2
<b>LAWS3022 Dispute Resolution</b>	8	<b>N</b> LAWS3006 <i>Note: Department permission required for enrolment</i>	Semester 1
<b>LAWS3023 Employment and Industrial Law</b>	8	<b>P</b> (LAWS1002 or LAWS2008) and (LAWS1004 or LAWS3000 or LAWS3003)	Semester 1
<b>LAWS3024 Environmental Law</b>	8		Semester 1
<b>LAWS3025 External Placement Program (EPP)</b>	8	<i>Note: Department permission required for enrolment Enrolment in this unit of study is by special application. Enrolment is restricted to students in their final year of study.</i>	Semester 1
<b>LAWS3026 Family Law</b>	8		Semester 1 Semester 2
<b>LAWS3081 Health Law Jurisprudence</b>	8	<i>Completion of this unit satisfies the Jurisprudence/Part 2 requirement for the LLB in the Faculty of Law.</i>	Semester 2
<b>LAWS3031 Independent Research Project</b>	8	<b>N</b> LAWS3030 <i>Note: Department permission required for enrolment Enrolment in this unit of study is by special application and is restricted to students in their final year of study.</i>	Semester 1 Semester 2
<b>LAWS3033 Intellectual Property</b>	8	<i>Note: Department permission required for enrolment in the following sessions: Semester 1</i>	Semester 1 Semester 2
<b>LAWS3092 International Commercial Arbitration sem</b>	8		Semester 2
<b>LAWS3072 International Commercial Transactions</b>	8	<b>P</b> (LAWS1002 or LAWS2008) and (LAWS2005 or LAWS1018)	Semester 2
<b>LAWS3034 International Human Rights Law</b>	8	<b>P</b> LAWS2005	Semester 2
<b>LAWS3076 Japanese Law</b>	8	<i>Note: Department permission required for enrolment</i>	S1 Late IntA
<b>LAWS3035 Jessup International Law Moot</b>	8	<b>P</b> LAWS2005 or LAWS1018 <b>N</b> LAWS3093 <i>Note: Department permission required for enrolment Enrolment in this unit of study is by special application.</i>	S2 Late Int
<b>LAWS3064 Law and Commercial Transactions</b>	8	<b>P</b> LAWS1002 or LAWS2008, LAWS2004, LAWS2007	Semester 2
<b>LAWS3036 Law and Economics</b>	8	<i>Completion of this unit satisfies the Jurisprudence/Part 2 requirement of the LLB.</i>	Semester 2
<b>LAWS3044 Law International Exchange Electives</b>	24	<i>Note: Department permission required for enrolment Available to outbound exchange students only.</i>	Semester 1 Semester 2
<b>LAWS3327 Legal Geographies</b>	8	<b>P</b> (LAWS1004 or LAWS3000 or LAWS3003), LAWS2002 and LAWS2007 <i>Completion of this unit satisfies the Jurisprudence/Part 2 requirement of the LLB.</i>	Semester 2
<b>LAWS3059 Media Law</b>	8	<i>Note: Department permission required for enrolment in the following sessions: Semester 2</i>	Semester 2 Summer Early

## 10. Table of undergraduate units of study

<b>Unit of study</b>	<b>Credit points</b>	<b>A: Assumed knowledge P: Prerequisites C: Corequisites N: Prohibition</b>	<b>Session</b>
<b>LAWS3046</b> Medical Law	8		Semester 1 Semester 2
<b>LAWS3045</b> Migration Law	8	P LAWS2002	Semester 2
<b>LAWS3047</b> Personal Taxation	8		Semester 1
<b>LAWS3111</b> Philosophy of Law (Seminar)	8	Completion of this unit satisfies the Jurisprudence/Part 2 requirement of the LLB.	Semester 2
<b>LAWS3048</b> Policing Crime and Society	8		Semester 1
<b>LAWS3015</b> Private International Law	8	Note: Department permission required for enrolment in the following sessions: Semester 1	Semester 1 Summer Late
<b>LAWS3090</b> Public International Economic Law (sem)	8	(For students going on to do a University of Sydney LLM, students who have done this course in 2009 may enrol in LAWS6249 World Trade Organization II without having to complete the normal pre-requisite unit, LAWS6063 World trade Organization Law II)	Semester 1
<b>LAWS3052</b> Roman Law	8		Semester 1
<b>JURS3001</b> Sociological Jurisprudence	8	Completion of this unit satisfies the Jurisprudence/Part 2 requirement of the LLB.	Semester 1
<b>LAWS3087</b> Sports Law (seminar)	8		Semester 2
<b>LAWS3057</b> Sydney Law Review	8	Note: Department permission required for enrolment Enrolment in this unit of study is by special application. For further information, please visit <a href="http://www.law.usyd.edu.au/slr">www.law.usyd.edu.au/slr</a>	Semester 1 Semester 2
<b>LAWS3089</b> Theories of Law (seminar)	8	Completion of this unit satisfies the Jurisprudence/Part 2 requirement of the LLB.	Semester 1
<b>LAWS3083</b> Theories of Legal Reasoning	8	Completion of this unit satisfies the Jurisprudence/Part 2 requirement of the LLB.	Semester 1
<b>LAWS3086</b> War Law: Use of Force & Humanitarian Law	8	P LAWS2005 Note: Department permission required for enrolment	Semester 1

# 11. Descriptions of undergraduate units of study

## Sydney Law School undergraduate units of study

### Compulsory units of study (Combined Law 1–3)

#### Combined Law Year 1

##### LAWS1006

##### Foundations of Law

**Credit points:** 6 **Teacher/Coordinator:** Professor David Kinley (Combined), Mr Fady Aoun (Graduate) **Session:** Semester 1 **Classes:** Combined: 1x1hr lec and 1x2hr seminar/wk; Graduate: The unit is taught to Graduate Law 1 students on an intensive basis over three weeks. The aim of this is to give students a good grounding in the basic legal skills needed for law studies before underta **Prohibitions:** LAWS1000 **Assessment:** Combined: class participation (20%), case analysis (30%), essay (50%); Graduate: class participation (20%), 1x1000wd essay (10%), 1x1800wd case assignment (20%) and 1x3000wd essay (50%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit of study provides a foundation core for the study of law. We aim to provide a practical overview of the Australian legal system, an introduction to the skills of legal reasoning and analysis which are necessary to complete your law degree, and an opportunity for critical engagement in debate about the role of law in our lives. The course will introduce students to issues such as: (i) the development of judge made and statute law; (ii) the relationship between courts and parliament; (iii) the role and function of courts, tribunals and other forms of dispute resolution; (iv) understanding and interrogating principles of judicial reasoning and statutory interpretation; (v) the relationship between law, government and politics; (vi) what are rights in Australian law, where do they come from and where are they going; (vii) the development and relevance of international law.

##### LAWS1013

##### Legal Research I

**Teacher/Coordinator:** Mr Graeme Coss **Session:** Semester 1, Semester 2 **Classes:** Combined Law: 6x1hr seminars **Corequisites:** LAWS1006 **Prohibitions:** LAWS1008 **Assessment:** Satisfactory attendance, WebCT-based quizzes and 1x in-class test **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Available to candidates proceeding under the new LLB resolutions. Semester 1 classes are for Combined Law candidates in the faculties of Arts, Engineering and Science. Semester 2 classes are for Combined Law candidates in the Faculty of Economics & Business.*

This is a compulsory unit taught on a pass/fail basis. The aim of the unit is to introduce you to finding and citing primary and secondary legal materials and introduce you to legal research techniques. These are skills which are essential for a law student and which you will be required to apply in other units.

##### LAWS1012

##### Torts

**Credit points:** 6 **Teacher/Coordinator:** Mr Ross Anderson (Graduate), Assoc Prof Barbara McDonald (Combined) **Session:** Semester 1, Semester 2 **Classes:** Combined: 1x2hr lectures and 1x1hr seminars/wk; Graduate: 3x4hr seminar/wk for 3 weeks and 1x3hr seminar in week 13. **Prerequisites:** LAWS1006 **Prohibitions:** LAWS1005, LAWS1010, LAWS3001 **Assessment:** Graduate: 1x1hr class test (30%) and 1x2hr exam (70%); Combined: 2500w assignment (30%), tutorial participation (10%) and 1x2hr exam (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Available to candidates proceeding under the new LLB resolutions.*

This is a general introductory unit of study concerned with liability for civil wrongs. The unit seeks to examine and evaluate, through a critical and analytical study of primary and secondary materials, the function

and scope of modern tort law and the rationale and utility of its governing principles. Particular topics on which the unit will focus include:

- (a) The relationship between torts and other branches of the common law including contract and criminal law;
- (b) The role of fault as the principal basis of liability in the modern law;
- (c) Historical development of trespass and the action on the case and the contemporary relevance of this development;
- (d) Trespass to the person (battery, assault, and false imprisonment);
- (e) Trespass to land and private nuisance;
- (f) The action on the case for intentional injury;
- (g) Defences to trespass, including consent, intellectual disability, childhood, necessity and contributory negligence;
- (h) Development and scope of the modern tort of negligence, including detailed consideration of duty of care and breach of duty and causation and remoteness of damage with particular reference to personal and psychiatric injury;
- (i) Compensation for personal injuries, including special and alternative compensation schemes;
- (j) Injuries to relational interests, including compensation to relatives of victims of fatal accidents;
- (k) Defences to negligence.

#### Combined Law Year 2

##### LAWS1015

##### Contracts

**Credit points:** 6 **Teacher/Coordinator:** Dr Greg Tolhurst **Session:** Semester 1, Semester 1b, Summer Late **Classes:** Combined: 2x2hr lectures or seminars/wk; Graduate: 3x4hr seminar/wk for 3 weeks and 1x3hr seminar in week 13. **Prerequisites:** LAWS1006 **Prohibitions:** LAWS1002, LAWS2008 **Assessment:** class participation (10%) and 1x2hr exam (90%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Available to candidates proceeding under the new LLB resolutions.*

Contract law provides the legal background for transactions involving the supply of goods and services and is, arguably the most significant means by which the ownership of property is transferred from one person to another. It vitally affects all members of the community and a thorough knowledge of contract law is essential to all practising lawyers. In the context of the law curriculum as a whole, Contracts provides background which is assumed knowledge in many other units. The aims of the course are composite in nature. The course examines the rules that regulate the creation, terms, performance, breach and discharge of a contract. Remedies and factors that may vitiate a contract such as misrepresentation are dealt with in Torts and Contracts II. The central aim of the course is to provide an understanding of the basic principles of contract law and how those principles are applied in practice to solve problems. Students will develop the skills of rules based reasoning and case law analysis. A second aim is to provide students an opportunity to critically evaluate and make normative judgments about the operation of the law. Successful completion of this unit of study is a prerequisite to the elective unit Advanced Contracts.

##### LAWS1014

##### Civil and Criminal Procedure

**Credit points:** 6 **Teacher/Coordinator:** Professor Mark Findlay **Session:** Semester 1, Semester 1b **Classes:** 2x2hr seminars/wk (combined), 3x4hr seminars a week for 3 weeks followed by 1x3hr seminar in week 13 (graduate) **Prerequisites:** LAWS1006 **Prohibitions:** LAWS1001, LAWS1007, LAWS3002, LAWS3004 **Assessment:** 1x tutorial assessment (25%) and 1x 2hr final exam



(75%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Available to candidates proceeding under the new LLB resolutions.*

This unit of study aims to introduce students to civil and criminal procedure. It is concerned with the procedures relating to civil dispute resolution and criminal justice which are separate to the substantive hearing. The unit will consider the features of an adversarial system of justice and its impact on process. Recent reforms to the adversarial system of litigation will be explored. The civil dispute resolution part of the unit will cover alternative dispute resolution, the procedures for commencing a civil action, case management, gathering evidence and the rules of privilege. Criminal process will be explored by reference to crime and society, police powers, bail and sentencing. International dispute resolution will also be introduced. The course focuses on practical examples with consideration of ethics, and contextual and theoretical perspectives.

### LAWS1016 Criminal Law

**Credit points:** 6 **Teacher/Coordinator:** Prof Mark Findlay **Session:** Semester 2 **Classes:** Combined: 2x2hr seminar/wk; Graduate: 3x4hr seminar/wk for 3 weeks and 1x3hr seminar/wk in week 13. **Prerequisites:** LAWS1006, LAWS1014 **Prohibitions:** LAWS1003, LAWS3001, LAWS2009 **Assessment:** class participation (10%), 1x 2000wd problem (40%) and 1x 2hr exam (50%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day  
*Note: Available to candidates proceeding under the new LLB resolutions.*

This unit of study is designed to introduce the general principles of criminal law in context as they operate in NSW, and to critically analyse these in their contemporary social and political relevance. In order to achieve these goals, the unit will consider a range of theoretical literature as well as critical commentary, and will focus on particular substantive legal topics in problem-centred contexts. Although the topic structure is necessarily selective, it is intended that students will gain a broad understanding of crime and justice issues, as well as of the applications of the criminal law. Students will encounter problem-based learning and will be encouraged to challenge a range of conventional wisdom concerning the operation of criminal justice. This unit of study is designed to assist students in developing the following understandings: (1) A critical appreciation of certain key concepts which recur throughout the substantive criminal law. (2) A knowledge of the legal rules in certain specified areas of criminal law and their application. (3) A preliminary knowledge of how the criminal law operates in its broader societal context. (4) Through following the process of proof in a criminal prosecution and its defense, to understand the determination of criminal liability. The understandings referred to in the foregoing paragraphs will have a critical focus and will draw on procedural, substantive, theoretical and empirical sources. The contradictions presented by the application of legal principle to complex social problems will be investigated.

### Combined Law Year 3

#### LAWS1018 International Law

**Credit points:** 6 **Teacher/Coordinator:** Dr Timothy Stephens (Combined), Mr Ross Anderson (Graduate) **Session:** Semester 1, Semester 2 **Classes:** 1x2hr lecture and 1x1hr tutorial/wk (combined), 3x4hr seminars/wk for 3 weeks and 1x3hr seminar in week 13 (graduate) **Prerequisites:** LAWS1006 **Prohibitions:** LAWS2005 **Assessment:** Combined: 1x1,500wd assignment (30%), 1x2hr final exam (70%), Tutorial Presentation (Pass/Fail). Graduate: 1x1hr class test (30%) and 1x2hr exam (70%). **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day  
*Note: Available to candidates proceeding under the new LLB resolutions.*

The unit of study is a general introduction to private international law and public international law and the relationship between these disciplines. The following private international law topics receive detailed treatment: (1) Nature, function and scope of private international law; (2) Jurisdiction, including discretionary non-exercise of jurisdiction; (3) Substance and procedure; (4) Proof of foreign law; (5) Exclusionary doctrines; and (6) Choice of law in tort. The following public international law topics receive detailed treatment: (1) Nature, function and scope of public international law, including the relationship

between public international law and municipal law; (2) Sources of public international law; (3) State jurisdiction, including civil and criminal jurisdiction and jurisdictional immunities; and (4) State responsibility, including diplomatic protection, nationality of claims and exhaustion of local remedies. Available to candidates proceeding under the new LLB resolutions.

#### LAWS1021 Public Law

**Credit points:** 6 **Teacher/Coordinator:** Assoc Prof Anne Twomey (Combined), Ms Nicola Franklin (Graduate) **Session:** S2 Late IntB, Semester 2, Summer Late **Classes:** 2x2hr seminars/wk for 10 weeks (combined), 3x4hr seminars/wk for 3 weeks and 1x3hr seminar in week 13 (graduate) **Prerequisites:** LAWS1006 **Assessment:** 1x3000wd assignment (40%) and 1x2hr exam (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day  
*Note: Available to candidates proceeding under the new LLB resolutions.*

Public Law will examine the fundamental tenets of constitutionalism and constitutional principle essential to an understanding of the system of representative and responsible government as manifested in the Australian constitutional context, at both Federal and State level. As an introduction to the units Administrative Law and Federal Constitutional Law, it will cover both introductory topics and substantive topics directly relevant to those units. Topics covered include: Constitutionalism and the Rule of Law; Representative and Responsible Government; Amendment of the Commonwealth and State Constitutions; Separation of Powers; Judicial Power and implications derived from Chapter III of the Constitution; the Executive and its Powers; Accountability of the Executive to Parliament, Courts and Tribunals; and Administrative Rule-making.

#### LAWS1017 Torts and Contracts II

**Credit points:** 6 **Teacher/Coordinator:** Assoc Prof Barbara McDonald (Combined), Mr Ross Anderson (Graduate) **Session:** Semester 2, Semester 2b **Classes:** 1x2hr lecture and 1x2hr tutorial/wk (combined), 3x4hr seminars/wk for 3 weeks, and 1x3hr seminar in week 13 (graduate) **Prerequisites:** (LAWS1010 or LAWS1012) and LAWS1015 **Assessment:** 1x1hr class test (30%) and 1x2hr exam (70%) (Graduate); 1x 3000 word assignment (30%), tutorial participation (10%) 1x 2 hour exam (60%). **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day  
*Note: Available to candidates proceeding under the new LLB resolutions.*

The laws of tort and contract frequently overlap in practice and are increasingly regulated by statute. This unit aims to develop the integrated study of the law of obligations and remedies. It builds on the introduction to tort and contract law which students have acquired in Torts and Contracts. It will include the study of more advanced topics in both areas and the impact of related statutory liability and remedies. Topics:

- (a) Concurrent, proportionate and vicarious liability;
- (b) The role of statutory duties and powers in tort law;
- (b) Liability for misrepresentation in tort, contract and under statute (eg statutory duties, s 52 Trade Practices Act 1974 (Cth));
- (c) Liability for economic loss in tort, including some comparative study;
- (d) Detailed consideration of causation and remoteness of damage in tort and contract;
- (e) Damages for breach of contract;
- (f) Unfair dealing in contracts and vitiating factors: mistake, misrepresentation, duress, undue influence, unconscionable conduct. This topic includes a study of equitable principles and statutory rights.

#### LAWS1019 Legal Research II

**Teacher/Coordinator:** Mr Graeme Coss **Session:** Semester 1, Semester 2 **Classes:** Combined Law: 3x2hr seminars **Prerequisites:** LAWS1013 **Prohibitions:** LAWS1008, LAWS1022 **Assessment:** Satisfactory attendance and 1x assignment **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Available to candidates proceeding under the new LLB resolutions. Semester 1 classes are for Combined Law candidates in the faculties of Arts,*

*Engineering and Science. Semester 2 classes are for Combined Law candidates in the Faculty of Economics & Business.*

This is a compulsory unit taught on a pass/fail basis. It is a continuation of Legal Research 1 and covers advanced searching techniques and the use of Lexis.com, Westlaw and other complex commercial databases. The purpose of this unit is to further develop the skills you will need as a law student and to introduce you to the legal research skills you will need after graduation.

### Old resolutions (candidates who commenced prior to 2006 or transferred in 2006)

#### LAWS2008

##### Contracts

**Credit points:** 6 **Teacher/Coordinator:** Dr Gregory Tolhurst **Session:** Semester 1 **Classes:** 2x2hr lectures or seminars/wk **Prerequisites:** LAWS1006 **Prohibitions:** LAWS1002, LAWS1015 **Assessment:** class participation (10%), 1x assignment (30%) and 1x2hr exam (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment. Note: Available to Combined Law candidates proceeding under the old LLB resolutions.*

Contract law provides the legal background for transactions involving the supply of goods and services and is, arguably the most significant means by which the ownership of property is transferred from one person to another. It vitally affects all members of the community and a thorough knowledge of contract law is essential to all practising lawyers. In the context of the law curriculum as a whole, Contracts provides background which is assumed knowledge in many other units. The aims of the unit are composite in nature. The central aim is to provide an understanding of the basic principles of the common law, equity and statutes applicable to contracts. A second aim is to provide students an opportunity to critically evaluate and make normative judgments about the operation of the law. As Contracts is basically a case law unit, the final aim of the unit of study is to provide experience in problem solving through application of the principles derived from decided cases. Successful completion of this unit of study is a prerequisite to the elective unit Advanced Contracts.

#### LAWS1002

##### Contracts

**Credit points:** 8 **Teacher/Coordinator:** Dr Gregory Tolhurst **Session:** Semester 1 **Classes:** 2x2hr lectures or seminars/wk **Prerequisites:** LAWS1000 or LAWS1006 **Prohibitions:** LAWS1015, LAWS2008 **Assessment:** class participation (10%), 1x assignment (30%) and 1x2hr exam (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment. Note: Available to graduate law candidates proceeding under the old LLB resolutions.*

Contract law provides the legal background for transactions involving the supply of goods and services and is, arguably the most significant means by which the ownership of property is transferred from one person to another. It vitally affects all members of the community and a thorough knowledge of contract law is essential to all practising lawyers. In the context of the law curriculum as a whole, Contracts provides background which is assumed knowledge in many other units. The aims of the unit are composite in nature. The central aim is to provide an understanding of the basic principles of the common law, equity and statutes applicable to contracts. A second aim is to provide students an opportunity to critically evaluate and make normative judgments about the operation of the law. As Contracts is basically a case law unit, the final aim of the unit of study is to provide experience in problem solving through application of the principles derived from decided cases. Successful completion of this unit of study is a prerequisite to the elective unit Advanced Contracts.

#### LAWS2009

##### Criminal Law

**Credit points:** 6 **Teacher/Coordinator:** Prof Mark Findlay **Session:** Semester 2 **Classes:** 2x2hr seminars/wk **Prerequisites:** LAWS1006 **Prohibitions:** LAWS1003, LAWS1016 **Assessment:** class participation, 1x 2000wd problem, 1x2000wd essay, and 1x 2hr exam **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment. Note: Available to Combined Law candidates proceeding under the old LLB resolutions.*

This unit of study is designed to introduce the general principles of criminal law and process as they operate in NSW, and to critically analyse these in their contemporary social context. In order to achieve these goals, the unit will consider a range of socio-legal literature, and will focus on particular substantive legal topics. Although the topic structure is necessarily selective, it is intended that students will gain a broad understanding of crime and justice issues, as well as of the applications of the criminal law. Students will encounter problem-based learning and will be encouraged to challenge a range of conventional wisdom concerning the operation of criminal justice. This unit of study is designed to assist students in developing the following understandings: (1) A critical appreciation of certain key concepts which recur throughout the substantive criminal law. (2) A knowledge of the legal rules in certain specified areas of criminal law and their application. (3) A preliminary understanding of the working criminal justice system as a process and the interaction of that process with the substantive criminal law. (4) A preliminary knowledge of how the criminal law operates in its broader societal context. (5) Through following the process of proof in a criminal prosecution and its defense, to understand the determination of criminal liability. The understandings referred to in the foregoing paragraphs will have a critical focus and will draw on procedural, substantive, theoretical and empirical sources. The contradictions presented by the application of legal principle to complex social problems will be investigated.

#### LAWS1003

##### Criminal Law

**Credit points:** 8 **Teacher/Coordinator:** Prof Mark Findlay **Session:** Semester 2 **Classes:** 2x2hr seminars/wk **Prerequisites:** LAWS1000 or LAWS1006 **Prohibitions:** LAWS1016, LAWS2009, LAWS3001 **Assessment:** class participation, 1x 2000wd problem, 1x2000wd essay and 1x 2hr exam **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment. Note: Available to candidates proceeding under the old LLB resolutions.*

This unit of study is designed to introduce the general principles of criminal law and process as they operate in NSW, and to critically analyse these in their contemporary social context. In order to achieve these goals, the unit will consider a range of socio-legal literature, and will focus on particular substantive legal topics. Although the topic structure is necessarily selective, it is intended that students will gain a broad understanding of crime and justice issues, as well as of the applications of the criminal law. Students will encounter problem-based learning and will be encouraged to challenge a range of conventional wisdom concerning the operation of criminal justice. This unit of study is designed to assist students in developing the following understandings: (1) A critical appreciation of certain key concepts which recur throughout the substantive criminal law. (2) A knowledge of the legal rules in certain specified areas of criminal law and their application. (3) A preliminary understanding of the working criminal justice system as a process and the interaction of that process with the substantive criminal law. (4) A preliminary knowledge of how the criminal law operates in its broader societal context. (5) Through following the process of proof in a criminal prosecution and its defense, to understand the determination of criminal liability. The understandings referred to in the foregoing paragraphs will have a critical focus and will draw on procedural, substantive, theoretical and empirical sources. The contradictions presented by the application of legal principle to complex social problems will be investigated.

#### LAWS3003

##### Federal Constitutional Law

**Credit points:** 12 **Teacher/Coordinator:** Dr Peter Gerangelos **Session:** Semester 1 **Classes:** 2x2hr seminars/wk for 10 weeks **Prerequisites:** LAWS1006 **Prohibitions:** LAWS1004, LAWS2011, LAWS3000 **Assessment:** 2 x mid-semester assignments and 1x exam **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment. Note: Available to Combined Law candidates proceeding under the old LLB resolutions. Students will attend classes for LAWS2011.*

This unit of study aims to achieve an understanding of the principles of Australian constitutional law. The unit commences with an overview of the Commonwealth Constitution within the Australian legal and

political framework. Substantive topics include, but are not confined to: the defence power, the marriage power, the external affairs power, federalism (including state constitutions and the relationship between Commonwealth and state laws); economic and fiscal power and relations (including the corporations power, the trade and commerce power, freedom of interstate trade, and excise); the judicial power of the Commonwealth; express and implied constitutional rights and freedoms; and principles of constitutional interpretation. Other topics may be covered, especially if a constitutional power becomes controversial or topical. The unit aims to develop a capacity to evaluate the principles of constitutional law critically, from the perspective of both doctrine and policy.

### LAWS3000

#### Federal Constitutional Law

**Credit points:** 10 **Teacher/Coordinator:** Dr Peter Gerangelos **Session:** Semester 1 **Classes:** 2x2hr seminars/wk for 10 weeks **Prerequisites:** LAWS1006 **Prohibitions:** LAWS1004, LAWS2011, LAWS3003 **Assessment:** 2 x mid-semester assignments and 1x final examination **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day  
*Note: Department permission required for enrolment. Note: Available to Combined Law candidates proceeding under the old LLB resolutions. Student attend classes for LAWS2011.*

This unit of study aims to achieve an understanding of the principles of Australian constitutional law. The unit commences with an overview of the Commonwealth Constitution within the Australian legal and political framework. Substantive topics include, but are not confined to: the defence power, the marriage power, the external affairs power, federalism (including state constitutions and the relationship between Commonwealth and state laws); economic and fiscal power and relations (including the corporations power, the trade and commerce power, freedom of interstate trade, and excise); the judicial power of the Commonwealth; express and implied constitutional rights and freedoms; and principles of constitutional interpretation. Other topics may be covered, especially if a constitutional power becomes controversial or topical. The unit aims to develop a capacity to evaluate the principles of constitutional law critically, from the perspective of both doctrine and policy.

### LAWS3002

#### Law, Lawyers and Justice

**Credit points:** 10 **Teacher/Coordinator:** Dr Rita Shackel **Session:** Semester 1 **Classes:** 2x2hr seminars/wk **Prerequisites:** LAWS1006 **Prohibitions:** LAWS1001, LAWS1007, LAWS2013, LAWS3004 **Assessment:** class participation, 1x2500wd assignment, 1x assignment, and 1x open book exam **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day  
*Note: Department permission required for enrolment. Note: Available to Combined Law candidates proceeding under the old LLB resolutions. Student attend classes for LAWS2013 The Legal Profession.*

Law, Lawyers and Justice has a distinct intellectual focus. It is the only unit in the curriculum that concentrates on the regulation of the legal profession and legal practice. Part 1 of Law, Lawyers and Justice examines the nature and structure of the legal profession, historical struggles to regulate the profession, and the current regulatory regime in New South Wales. Part 2 explores specific forms of legal practice, highlights the major cultural and economic forces that challenge attempts to regulate the profession and canvasses alternative ways of organising legal practice and providing legal services. Part 3 investigates the adversary system and considers its advantages and limitations. More specifically, the material in Part 3 addresses how the adversary system moulds lawyers' behaviour within and outside the judicial process and analyses current regulatory measures aimed at curbing the undesirable aspects of an adversarial culture. Part 4 evaluates the way clients are treated by lawyers and suggests strategies to change their conduct in the interests of both equality and effective communication. Furthermore, it examines lawyers' duties to their clients and the ways in which the rules and principles of confidentiality, legal professional privilege and conflicts of interest shape the advice and representation lawyers provide for their clients.

### LAWS3004

#### Law, Lawyers and Justice

**Credit points:** 12 **Teacher/Coordinator:** Dr Rita Shackel **Session:** Semester 1 **Classes:** 2x2hr seminars/wk **Prerequisites:** LAWS1006 **Prohibitions:** LAWS1001, LAWS1007, LAWS2013, LAWS3002 **Assessment:** class participation, 1x2500wd assignment, 1x assignment, and 1x open book exam **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment. Note: Available to Combined Law candidates proceeding under the old LLB resolutions. Students attend classes for LAWS2013 The Legal Profession.*

Law, Lawyers and Justice has a distinct intellectual focus. It is the only unit in the curriculum that concentrates on the regulation of the legal profession and legal practice. Part 1 of Law, Lawyers and Justice examines the nature and structure of the legal profession, historical struggles to regulate the profession, and the current regulatory regime in New South Wales. Part 2 explores specific forms of legal practice, highlights the major cultural and economic forces that challenge attempts to regulate the profession and canvasses alternative ways of organising legal practice and providing legal services. Part 3 investigates the adversary system and considers its advantages and limitations. More specifically, the material in Part 3 addresses how the adversary system moulds lawyers' behaviour within and outside the judicial process and analyses current regulatory measures aimed at curbing the undesirable aspects of an adversarial culture. Part 4 evaluates the way clients are treated by lawyers and suggests strategies to change their conduct in the interests of both equality and effective communication. Furthermore, it examines lawyers' duties to their clients and the ways in which the rules and principles of confidentiality, legal professional privilege and conflicts of interest shape the advice and representation lawyers provide for their clients.

## Compulsory units of study (Combined Law 4 and Graduate Law 1–2)

### Graduate Law Year 1 (new resolutions program)

### LAWS1006

#### Foundations of Law

**Credit points:** 6 **Teacher/Coordinator:** Professor David Kinley (Combined), Mr Fady Aoun (Graduate) **Session:** Semester 1 **Classes:** Combined: 1x1hr lec and 1x2hr seminar/wk; Graduate: The unit is taught to Graduate Law 1 students on an intensive basis over three weeks. The aim of this is to give students a good grounding in the basic legal skills needed for law studies before undertake **Prohibitions:** LAWS1000 **Assessment:** Combined: class participation (20%), case analysis (30%), essay (50%); Graduate: class participation (20%), 1x1000wd essay (10%), 1x1800wd case assignment (20%) and 1x3000wd essay (50%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit of study provides a foundation core for the study of law. We aim to provide a practical overview of the Australian legal system, an introduction to the skills of legal reasoning and analysis which are necessary to complete your law degree, and an opportunity for critical engagement in debate about the role of law in our lives. The course will introduce students to issues such as: (i) the development of judge made and statute law; (ii) the relationship between courts and parliament; (iii) the role and function of courts, tribunals and other forms of dispute resolution; (iv) understanding and interrogating principles of judicial reasoning and statutory interpretation; (v) the relationship between law, government and politics; (vi) what are rights in Australian law, where do they come from and where are they going; (vii) the development and relevance of international law.

### LAWS1012

#### Torts

**Credit points:** 6 **Teacher/Coordinator:** Mr Ross Anderson (Graduate), Assoc Prof Barbara McDonald (Combined) **Session:** Semester 1, Semester 2 **Classes:** Combined: 1x2hr lectures and 1x1hr seminars/wk; Graduate: 3x4hr seminar/wk for 3 weeks and 1x3hr seminar in week 13. **Prerequisites:** LAWS1006 **Prohibitions:** LAWS1005, LAWS1010, LAWS3001 **Assessment:** Graduate: 1x1hr class test (30%) and 1x2hr exam (70%); Combined: 2500w assignment (30%), tutorial participation (10%) and 1x2hr exam (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day  
*Note: Available to candidates proceeding under the new LLB resolutions.*

This is a general introductory unit of study concerned with liability for civil wrongs. The unit seeks to examine and evaluate, through a critical and analytical study of primary and secondary materials, the function and scope of modern tort law and the rationale and utility of its governing principles. Particular topics on which the unit will focus include:

- (a) The relationship between torts and other branches of the common law including contract and criminal law;
- (b) The role of fault as the principal basis of liability in the modern law;
- (c) Historical development of trespass and the action on the case and the contemporary relevance of this development;
- (d) Trespass to the person (battery, assault, and false imprisonment);
- (e) Trespass to land and private nuisance;
- (f) The action on the case for intentional injury;
- (g) Defences to trespass, including consent, intellectual disability, childhood, necessity and contributory negligence;
- (h) Development and scope of the modern tort of negligence, including detailed consideration of duty of care and breach of duty and causation and remoteness of damage with particular reference to personal and psychiatric injury;
- (i) Compensation for personal injuries, including special and alternative compensation schemes;
- (j) Injuries to relational interests, including compensation to relatives of victims of fatal accidents;
- (k) Defences to negligence.

#### LAWS1022

##### Legal Research I & II

**Teacher/Coordinator:** Mr Graeme Coss **Session:** Semester 1 **Classes:** 6x2hr seminars **Corequisites:** LAWS1006 **Prohibitions:** LAWS1008, LAWS1013, LAWS1019 **Assessment:** Satisfactory attendance, WebCT-based quizzes, 1x assignment and 1x in-class test **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Available to graduate law candidates proceeding under the new LLB resolutions*

This is a compulsory unit taught on a pass/fail basis. The aim of the first part of the unit is to introduce you to finding and citing primary and secondary legal materials and introduce you to legal research techniques. These are skills which are essential for a law student and which you will be required to apply in other units. The second part of the unit covers advanced searching techniques and the use of Lexis.com, Westlaw and other complex commercial databases. The purpose of this part of the unit is to further develop the skills you will need as a law student and to introduce you to the legal research skills you will need after graduation.

#### LAWS1014

##### Civil and Criminal Procedure

**Credit points:** 6 **Teacher/Coordinator:** Professor Mark Findlay **Session:** Semester 1, Semester 1b **Classes:** 2x2hr seminars/wk (combined), 3x4hr seminars a week for 3 weeks followed by 1x3hr seminar in week 13 (graduate) **Prerequisites:** LAWS1006 **Prohibitions:** LAWS1001, LAWS1007, LAWS3002, LAWS3004 **Assessment:** 1x tutorial assessment (25%) and 1x 2hr final exam (75%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Available to candidates proceeding under the new LLB resolutions.*

This unit of study aims to introduce students to civil and criminal procedure. It is concerned with the procedures relating to civil dispute resolution and criminal justice which are separate to the substantive hearing. The unit will consider the features of an adversarial system of justice and its impact on process. Recent reforms to the adversarial system of litigation will be explored. The civil dispute resolution part of the unit will cover alternative dispute resolution, the procedures for commencing a civil action, case management, gathering evidence and the rules of privilege. Criminal process will be explored by reference to crime and society, police powers, bail and sentencing. International dispute resolution will also be introduced. The course focuses on practical examples with consideration of ethics, and contextual and theoretical perspectives.

#### LAWS1015

##### Contracts

**Credit points:** 6 **Teacher/Coordinator:** Dr Greg Tolhurst **Session:** Semester 1, Semester 1b, Summer Late **Classes:** Combined: 2x2hr lectures or seminars/wk; Graduate: 3x4hr seminar/wk for 3 weeks and 1x3hr seminar in week 13. **Prerequisites:** LAWS1006 **Prohibitions:** LAWS1002, LAWS2008 **Assessment:** class participation (10%) and 1x2hr exam (90%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day *Note: Available to candidates proceeding under the new LLB resolutions.*

Contract law provides the legal background for transactions involving the supply of goods and services and is, arguably the most significant means by which the ownership of property is transferred from one person to another. It vitally affects all members of the community and a thorough knowledge of contract law is essential to all practising lawyers. In the context of the law curriculum as a whole, Contracts provides background which is assumed knowledge in many other units. The aims of the course are composite in nature. The course examines the rules that regulate the creation, terms, performance, breach and discharge of a contract. Remedies and factors that may vitiate a contract such as misrepresentation are dealt with in Torts and Contracts II. The central aim of the course is to provide an understanding of the basic principles of contract law and how those principles are applied in practice to solve problems. Students will develop the skills of rules based reasoning and case law analysis. A second aim is to provide students an opportunity to critically evaluate and make normative judgments about the operation of the law. Successful completion of this unit of study is a prerequisite to the elective unit Advanced Contracts.

#### LAWS1017

##### Torts and Contracts II

**Credit points:** 6 **Teacher/Coordinator:** Assoc Prof Barbara McDonald (Combined), Mr Ross Anderson (Graduate) **Session:** Semester 2, Semester 2b **Classes:** 1x2hr lecture and 1x2hr tutorial/wk (combined), 3x4hr seminars/wk for 3 weeks, and 1x3hr seminar in week 13 (graduate) **Prerequisites:** (LAWS1010 or LAWS1012) and LAWS1015 **Assessment:** 1x1hr class test (30%) and 1x2hr exam (70%) (Graduate); 1x 3000 word assignment (30%), tutorial participation (10%) 1x 2 hour exam (60%). **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day *Note: Available to candidates proceeding under the new LLB resolutions.*

The laws of tort and contract frequently overlap in practice and are increasingly regulated by statute. This unit aims to develop the integrated study of the law of obligations and remedies. It builds on the introduction to tort and contract law which students have acquired in Torts and Contracts. It will include the study of more advanced topics in both areas and the impact of related statutory liability and remedies. Topics:

- (a) Concurrent, proportionate and vicarious liability;
- (b) The role of statutory duties and powers in tort law;
- (b) Liability for misrepresentation in tort, contract and under statute (eg statutory duties, s 52 Trade Practices Act 1974 (Cth));
- (c) Liability for economic loss in tort, including some comparative study;
- (d) Detailed consideration of causation and remoteness of damage in tort and contract;
- (e) Damages for breach of contract;
- (f) Unfair dealing in contracts and vitiating factors: mistake, misrepresentation, duress, undue influence, unconscionable conduct. This topic includes a study of equitable principles and statutory rights.

#### LAWS1018

##### International Law

**Credit points:** 6 **Teacher/Coordinator:** Dr Timothy Stephens (Combined), Mr Ross Anderson (Graduate) **Session:** Semester 1, Semester 2 **Classes:** 1x2hr lecture and 1x1hr tutorial/wk (combined), 3x4hr seminars/wk for 3 weeks and 1x3hr seminar in week 13 (graduate) **Prerequisites:** LAWS1006 **Prohibitions:** LAWS2005 **Assessment:** Combined: 1x1,500wd assignment (30%), 1x2hr final exam (70%), Tutorial Presentation (Pass/Fail). Graduate: 1x1hr class test (30%) and 1x2hr exam (70%). **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Available to candidates proceeding under the new LLB resolutions.*

The unit of study is a general introduction to private international law and public international law and the relationship between these disciplines. The following private international law topics receive detailed treatment: (1) Nature, function and scope of private international law; (2) Jurisdiction, including discretionary non-exercise of jurisdiction; (3) Substance and procedure; (4) Proof of foreign law; (5) Exclusionary doctrines; and (6) Choice of law in tort. The following public international law topics receive detailed treatment: (1) Nature, function and scope of public international law, including the relationship between public international law and municipal law; (2) Sources of public international law; (3) State jurisdiction, including civil and criminal jurisdiction and jurisdictional immunities; and (4) State responsibility, including diplomatic protection, nationality of claims and exhaustion of local remedies. Available to candidates proceeding under the new LLB resolutions.

### LAWS1021

#### Public Law

**Credit points:** 6 **Teacher/Coordinator:** Assoc Prof Anne Twomey (Combined), Ms Nicola Franklin (Graduate) **Session:** S2 Late IntB, Semester 2, Summer Late **Classes:** 2x2hr seminars/wk for 10 weeks (combined), 3x4hr seminars/wk for 3 weeks and 1x3hr seminar in week 13 (graduate) **Prerequisites:** LAWS1006 **Assessment:** 1x3000wd assignment (40%) and 1x2hr exam (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Available to candidates proceeding under the new LLB resolutions.*

Public Law will examine the fundamental tenets of constitutionalism and constitutional principle essential to an understanding of the system of representative and responsible government as manifested in the Australian constitutional context, at both Federal and State level. As an introduction to the units Administrative Law and Federal Constitutional Law, it will cover both introductory topics and substantive topics directly relevant to those units. Topics covered include: Constitutionalism and the Rule of Law; Representative and Responsible Government; Amendment of the Commonwealth and State Constitutions; Separation of Powers; Judicial Power and implications derived from Chapter III of the Constitution; the Executive and its Powers; Accountability of the Executive to Parliament, Courts and Tribunals; and Administrative Rule-making.

### LAWS1016

#### Criminal Law

**Credit points:** 6 **Teacher/Coordinator:** Prof Mark Findlay **Session:** Semester 2 **Classes:** Combined: 2x2hr seminar/wk; Graduate: 3x4hr seminar/wk for 3 weeks and 1x3hr seminar/wk in week 13. **Prerequisites:** LAWS1006, LAWS1014 **Prohibitions:** LAWS1003, LAWS3001, LAWS2009 **Assessment:** class participation (10%), 1x 2000wd problem (40%) and 1x 2hr exam (50%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Available to candidates proceeding under the new LLB resolutions.*

This unit of study is designed to introduce the general principles of criminal law in context as they operate in NSW, and to critically analyse these in their contemporary social and political relevance. In order to achieve these goals, the unit will consider a range of theoretical literature as well as critical commentary, and will focus on particular substantive legal topics in problem-centred contexts. Although the topic structure is necessarily selective, it is intended that students will gain a broad understanding of crime and justice issues, as well as of the applications of the criminal law. Students will encounter problem-based learning and will be encouraged to challenge a range of conventional wisdom concerning the operation of criminal justice. This unit of study is designed to assist students in developing the following understandings: (1) A critical appreciation of certain key concepts which recur throughout the substantive criminal law. (2) A knowledge of the legal rules in certain specified areas of criminal law and their application. (3) A preliminary knowledge of how the criminal law operates in its broader societal context. (4) Through following the process of proof in a criminal prosecution and its defense, to understand the determination of criminal liability. The understandings referred to in the foregoing paragraphs will have a critical focus and will draw on procedural, substantive, theoretical and empirical sources. The contradictions presented by the application of legal principle to complex social problems will be investigated.

## Graduate Law Year 2/Combined Law Year 4 (new resolutions)

### LAWS2002

#### Administrative Law

**Credit points:** 8 **Teacher/Coordinator:** Professor Mary Crock **Session:** Semester 1 **Classes:** 2x2hr seminars/wk **Assessment:** 1x3500wd essay (35%) and 1x2hr exam (65%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment. Note: Available to candidates proceeding under the old LLB resolutions.*

This unit of study involves a study of the relationships of individuals and organisations with government decision makers. It examines the legal principles which apply to those relationships with the aim of developing an understanding of the extent to which decision-makers within the executive branch of the government are accountable to parliament, to the courts and to other administrators, such as ombudsmen and merits review tribunals. The unit provides an overview of relevant legal principles and encourages an understanding of how values of openness, fairness and participation may be promoted. By adopting a critical perspective, the unit requires an appreciation of how political theory and the insights of other disciplines may provide a framework for analysing the choices made by administrators, and by judges in judicial review.

### LAWS2011

#### Federal Constitutional Law

**Credit points:** 6 **Teacher/Coordinator:** Dr Peter Gerangelos **Session:** Semester 1 **Classes:** 2x2hr seminars/wk for 10 weeks, optional tutorials **Prerequisites:** LAWS1021 **Prohibitions:** LAWS1004, LAWS3000, LAWS3003 **Assessment:** 1x mid-term assessment and 1x final examination **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Available to candidates proceeding under the new LLB resolutions.*

The main objective of the course is to impart an understanding of the fundamentals of federal constitutional law through the study of key judicial decisions on powers and prohibitions in the Commonwealth Constitution. In a one session course it is neither feasible nor desirable to study all aspects of federal constitutional law. The course is designed to provide a general conceptual framework for solving problems about federal constitutional law by a detailed treatment of selected topics.

The course also aims to:

- Provide analysis of the function of the High Court as the final arbiter of constitutionality.
- Develop an understanding of the techniques of judicial review as applied in Australia.
- Encourage discussion on the adequacy of the Constitution as Australia's basic instrument of government and on the scope for 'reform' by interpretation.

The topics covered in detail are: Trade and commerce, severance and reading down, inconsistency, external affairs, defence, corporations, freedom of interstate trade, general doctrines of characterisation and interpretation, grants, revenue powers, excise duties, and constitutional rights.

The course includes some material on the US Constitution to provide points of comparison and contrast.

### LAWS2012

#### Intro to Property and Commercial Law

**Credit points:** 6 **Teacher/Coordinator:** Assoc Prof Patricia Lane **Session:** Semester 1 **Classes:** 2x2hr seminars/wk for 10 weeks **Prohibitions:** LAWS2004, LAWS2007 **Assessment:** 1x interim assessment and 1x final examination **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Available to candidates proceeding under the new LLB resolutions.*

Property law and commercial law are two key sources of rights and obligations in modern western law. This subject provides an introduction to both areas of law, and shows the ways in which they are inter-related. The unit is designed to provide an opportunity to

consider the role these areas of law play in Australian society, as well as giving a good grounding in legal principle.

Key topics covered will include: notions of "property"; an introduction to personal property; an introduction to real property including rights to fixtures and airspace; the different title systems relating to land in NSW (eg, Torrens; strata; Crown lands and including indigenous systems); the nature and classification of equitable interests in land and personalty; the principles governing assignment of rights to property at common law and in equity (including by sale and by compulsion - such as by bankruptcy), and an introduction to the principles for resolving competing claims to property

### LAWS2013

#### The Legal Profession

**Credit points:** 6 **Teacher/Coordinator:** Dr Rita Shackel **Session:** Semester 1 **Classes:** 2x2hr seminars/wk for 10 weeks **Prohibitions:** LAWS1001, LAWS3002, LAWS3004 **Assessment:** class work/participation(10%), 1x2500wd assignment 40%, 1x open book exam (50%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Available to candidates proceeding under the new LLB resolutions.*

The Legal Profession concentrates on the regulation of legal practice and its practitioners. Part 1 of The Legal Profession examines the nature and structure of the legal profession, historical struggles to regulate the profession, and the current regulatory regime in New South Wales. Developments towards national legal practice are also examined. Part 2 explores specific forms of legal practice, highlights the major cultural and economic forces that challenge attempts to regulate the profession and canvasses alternative ways of organising legal practice and providing legal services. Part 3 evaluates the way clients are treated by lawyers and suggests strategies to change their conduct in the interests of both equality and effective communication. Furthermore, it examines lawyers' duties to their clients and the Court, and the ways in which the rules and principles of confidentiality and conflicts of interest shape the advice and representation lawyers provide for their clients.

### LAWS2003

#### Corporate Law

**Credit points:** 8 **Teacher/Coordinator:** Professor Jennifer Hill **Session:** Semester 2 **Classes:** 2x2hr seminars/wk **Prohibitions:** LAWS2014 **Assessment:** 1x mid-semester quiz and 1x exam **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment. Note: Available to candidates proceeding under the old LLB resolutions.*

This unit of study considers the legal structure of the corporation as an organisational form for both public and proprietary companies. It is designed as an introduction to both the law of corporations and the Australian context in which that operates. The focus of this unit is on the nature of the corporation and its governance structure. The unit covers issues such as the implications of the company as a separate legal entity, power to bind the company, duties of directors, and shareholders rights and remedies. Students will be required to evaluate critically existing corporate law and reform proposals, with particular reference to legislative policy and underpinning theory.

### LAWS2004

#### Equity

**Credit points:** 8 **Teacher/Coordinator:** Prof Patrick Parkinson (convenor) **Session:** Semester 2 **Classes:** 2x2hr seminars/wk **Prohibitions:** LAWS2015 **Assessment:** 1x optional essay (30%) and 1x exam (70% or 100%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment. Note: Available to candidates proceeding under the old LLB resolutions.*

An appreciation of equitable principles and remedies is fundamental to understanding the Australian legal system. This unit of study explains the origins of the equitable jurisdiction and examines its role today. A substantial part of the unit is dedicated to study of the law of trusts, including remedial constructive trusts. Other topics include dealings with property in equity, fiduciary obligations, the doctrines of undue influence and unconscionable dealing, estoppel and equitable remedies.

### LAWS2016

#### Evidence

**Credit points:** 6 **Teacher/Coordinator:** Dr Rita Shackel **Session:** Semester 2 **Classes:** 2x2hr seminars/wk for 10 weeks **Prerequisites:** LAWS1006 Foundations of Law and LAWS1014 Civil and Criminal Procedure **Prohibitions:** LAWS2006 **Assessment:** 1x interim exam (30%) and 1x 2 hr final exam (70%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Available to candidates proceeding under the new LLB resolutions.*

This unit of study aims to teach students the laws of evidence. The focus of this unit is on the operation of the laws of evidence in civil and criminal trials. The unit considers the laws of evidence contained in statute and the common law. Students will appreciate the significant law reform in this area. The unit considers the rules for adducing evidence, then the rules of admissibility (relevance, hearsay, opinion, tendency and coincidence, credibility, character, privilege and the discretions to exclude evidence). Finally, there will be consideration of issues relating to proof. This unit will focus on the uniform Evidence Acts 1995 and develop students' skills in the area of statutory interpretation. Further, the unit aims to introduce students to the contexts within which lawyers might encounter evidential issues in the course of a trial. Consideration is also given to the ethical problems that may arise in the conduct of a trial. Students are encouraged to think critically about the doctrines that govern the laws of evidence.

### LAWS2007

#### Real Property

**Credit points:** 8 **Teacher/Coordinator:** Dr Fiona Burns **Session:** Semester 1 **Classes:** 2x2hr seminars/wk **Prohibitions:** LAWS2017 **Assessment:** 1x2500-3000wd optional mid-semester assignment (30%) and 1x2hr (70%); OR 3hr exam (100%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment. Note: Available to candidates proceeding under the old LLB resolutions.*

The law of real property has always played an important role in the economic, social and political life of England and of those countries, such as Australia, which adopted its legal system. This unit of study aims to provide a study of the modern-day law of real property. After a brief historical introduction, we consider the nature of the various interests in land, the law of co-ownership (joint tenancies and tenancies in common), priorities between competing interests in land, and the legislation governing the registration of instruments affecting land. We also consider the Mabo and Wik cases and concepts of native title. Because of its significance in Australian land law, we spend some time considering the Torrens system. We also consider in some detail the law relating to easements and covenants, and provide an introduction to the law of mortgages and leases.

### Combined Law Year 4/Graduate Law Year 2 (old resolutions\*)

### LAWS2002

#### Administrative Law

**Credit points:** 8 **Teacher/Coordinator:** Professor Mary Crock **Session:** Semester 1 **Classes:** 2x2hr seminars/wk **Assessment:** 1x3500wd essay (35%) and 1x2hr exam (65%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment. Note: Available to candidates proceeding under the old LLB resolutions.*

This unit of study involves a study of the relationships of individuals and organisations with government decision makers. It examines the legal principles which apply to those relationships with the aim of developing an understanding of the extent to which decision-makers within the executive branch of the government are accountable to parliament, to the courts and to other administrators, such as ombudsmen and merits review tribunals. The unit provides an overview of relevant legal principles and encourages an understanding of how values of openness, fairness and participation may be promoted. By adopting a critical perspective, the unit requires an appreciation of how political theory and the insights of other disciplines may provide a framework for analysing the choices made by administrators, and by judges in judicial review.

**LAWS2007****Real Property**

**Credit points:** 8 **Teacher/Coordinator:** Dr Fiona Burns **Session:** Semester 1 **Classes:** 2x2hr seminars/wk **Prohibitions:** LAWS2017 **Assessment:** 1x2500-3000wd optional mid-semester assignment (30%) and 1x2hr (70%); OR 3hr exam (100%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment. Note: Available to candidates proceeding under the old LLB resolutions.*

The law of real property has always played an important role in the economic, social and political life of England and of those countries, such as Australia, which adopted its legal system. This unit of study aims to provide a study of the modern-day law of real property. After a brief historical introduction, we consider the nature of the various interests in land, the law of co-ownership (joint tenancies and tenancies in common), priorities between competing interests in land, and the legislation governing the registration of instruments affecting land. We also consider the *Mabo* and *Wik* cases and concepts of native title. Because of its significance in Australian land law, we spend some time considering the Torrens system. We also consider in some detail the law relating to easements and covenants, and provide an introduction to the law of mortgages and leases.

**LAWS2005****International Law**

**Credit points:** 8 **Teacher/Coordinator:** Dr Ben Saul **Session:** Semester 1 **Classes:** 2x2hr seminars/wk **Prohibitions:** LAWS1018 **Assessment:** 1x3,000w assignment (30%), 1x2hr final exam (70%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment. Note: Available to candidates proceeding under the old LLB resolutions.*

The unit of study is an introduction to the general problems, sources and techniques of private international law and public international law. The private international law part of the unit will focus on the function and scope of this branch of municipal law, with particular reference to jurisdiction, substance and procedure, proof of foreign law, exclusionary doctrines, and choice of law in tort. The public international law part of the unit will focus on the function and scope of this regime of legal norms in the modern world, with particular reference to sources of law, the relationship between public international law and Australian law, state jurisdiction, jurisdictional immunities and state responsibility, and law on the use of force.

**LAWS2003****Corporate Law**

**Credit points:** 8 **Teacher/Coordinator:** Professor Jennifer Hill **Session:** Semester 2 **Classes:** 2x2hr seminars/wk **Prohibitions:** LAWS2014 **Assessment:** 1x mid-semester quiz and 1x exam **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment. Note: Available to candidates proceeding under the old LLB resolutions.*

This unit of study considers the legal structure of the corporation as an organisational form for both public and proprietary companies. It is designed as an introduction to both the law of corporations and the Australian context in which that operates. The focus of this unit is on the nature of the corporation and its governance structure. The unit covers issues such as the implications of the company as a separate legal entity, power to bind the company, duties of directors, and shareholders rights and remedies. Students will be required to evaluate critically existing corporate law and reform proposals, with particular reference to legislative policy and underpinning theory.

**LAWS2004****Equity**

**Credit points:** 8 **Teacher/Coordinator:** Prof Patrick Parkinson (convenor) **Session:** Semester 2 **Classes:** 2x2hr seminars/wk **Prohibitions:** LAWS2015 **Assessment:** 1x optional essay (30%) and 1x exam (70% or 100%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment. Note: Available to candidates proceeding under the old LLB resolutions.*

An appreciation of equitable principles and remedies is fundamental to understanding the Australian legal system. This unit of study

explains the origins of the equitable jurisdiction and examines its role today. A substantial part of the unit is dedicated to study of the law of trusts, including remedial constructive trusts. Other topics include dealings with property in equity, fiduciary obligations, the doctrines of undue influence and unconscionable dealing, estoppel and equitable remedies.

**LAWS2006****Litigation**

**Credit points:** 8 **Teacher/Coordinator:** Dr Rita Shackel **Session:** Semester 2 **Classes:** 2x2hr seminars/wk **Prohibitions:** LAWS2016 **Assessment:** 1x interim exam and 1x 2 hr final exam **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment. Note: Available to candidates proceeding under the old LLB resolutions. Student are required to attend classes for LAWS2016 and addition classes will be scheduled.*

This unit of study seeks to provide a knowledge of the basic elements of civil and criminal procedure and evidence. The focus is primarily on the law of civil procedure and the law of evidence. Pre-trial procedures are studied including techniques for initiating litigation, limiting the issues for judicial decision, obtaining evidence to support a case and avoiding trial. Attention then turns to the trial itself. Rules governing forms of evidence, and the basic inclusionary and exclusionary rules of evidence, together with rules governing the burden and standard of proof are considered.

\* Enrolment restricted to candidates who commenced Combined Law in 2005 or transferred to Combined Law in 2006. Online enrolment is not available. Students proceeding under the old resolutions should contact the Law School for advice and permission to enrol in any of these units of study.

**Optional units of study****LAWS3007****Advanced Contracts**

**Credit points:** 8 **Teacher/Coordinator:** Dr Greg Tolhurst **Session:** Semester 2 **Classes:** 2x2hr seminars/wk **Prerequisites:** LAWS1002 or LAWS2008 or LAWS1015 **Assessment:** 1x3hr exam (100%). **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment.*

This unit aims to build on the level of knowledge students gained in the core contract unit. To give the course a focus, particular areas of contract are concentrated on, however, by the end of the course most of the core contract course will be revisited at a higher level of sophistication. In addition, the course will draw upon and develop the knowledge students gained in the core equity and property courses. This course is broken into general units of study, which may vary in any given year. For example, topics covered may include restitution following discharge of contract, the assignment of contractual rights, good faith in contract law, and sale of goods.

**LAWS3008****Advanced Corporate Law**

**Credit points:** 8 **Teacher/Coordinator:** Mr Saul Fridman **Session:** Semester 1, Summer Early **Classes:** 2x2hr seminars/wk **Prerequisites:** LAWS2003 **Assessment:** 1x10,000wd research paper (100%) or 2x5000wd research papers (100%) or combination of research paper and presentation (100%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment in the following sessions: Semester 1.*

This unit of study will deal with corporate insolvency as well as a number of contemporary issues concerning debt and equity finance in Australian public and proprietary companies. It will cover receivership, voluntary administration, liquidation, the raising of corporate finance and the positions of shareholders and creditors in the event of the company's insolvency.

**LAWS3009****Advanced Public International Law**

**Credit points:** 8 **Teacher/Coordinator:** Assoc Prof Chester Brown **Session:** Semester 1 **Classes:** 2x2hr seminar/wk **Prerequisites:** LAWS2005 or LAWS1018 **Assessment:** 1x 5000 wd research paper (50%), 1x2 hour exam

(50%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

The purpose of this unit of study is to give an opportunity to students who are already familiar with the basic institutions and processes of public international law to deepen their knowledge of public international law, and widen their research experience in this field, by reference to selected issues of contemporary relevance. Students will be invited to engage with some of the particular challenges of legal practice in the public international law arena, as well as with some of the leading scholarly debates in the field. Emphasis will be placed throughout the course on the legal analysis of contemporary international issues. These may include: the role of non-state actors in public international law; legal responses to some of the political and economic challenges of globalisation; new developments in the law on peace and security; the changing role of international organizations; and the fragmentation of international law.

### LAWS3010

#### Advanced Real Property

**Credit points:** 8 **Teacher/Coordinator:** Assoc Prof Patricia Lane **Session:** Semester 2, Summer Late **Classes:** 2x2hr seminars/wk **Prerequisites:** LAWS2007 or (LAWS2017 and LAWS2012) **Prohibitions:** LAWS3100, LAWS3203 **Assessment:** 1x research essay (40%), 1x end of semester take-home exam (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

The course in Real Property gave an introduction to the legal framework within which rights and interests in land are created and transferred. The Advanced Real Property course deals in greater depth with some of the issues studied in Real Property. This course will concentrate on issues raised by recent developments in property law, with particular emphasis on the role of legislation in allocating and regulating property rights. These themes will be considered in three areas:

1. The law and jurisprudence of the recognition of native title by the High Court in the *Mabo* case (*Mabo v State of Queensland (No 2)* (1992) 175 CLR 1) and the Native Title Act 1993;
2. Constitutional and legislative protection of property rights, and the balance between private and public interests in property, including new forms of resource-based proprietary rights;
3. The constraints on government exercise of power to abrogate, or regulate, rights in land, the relationship between environmental regulation and private property rights, and including the High Court decision *Hillpalm Pty Ltd v Heaven's Door Pty Ltd* (2004) 220 CLR 472;

In considering these issues, the course will examine the influences of property theory on the development of the law, including the tripartite classification of property relationships of Professor Kevin Gray, and other theoretical perspectives.

### LAWS3088

#### Animal Law (seminar)

**Credit points:** 8 **Teacher/Coordinator:** Ms Celeste Black **Session:** Semester 2 **Classes:** 2x2hr seminars/wk **Assessment:** 1x3000wd essay/research assignment (40%) and 1x5000wd take-home exam (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit of study examines the ways in which the law defines and regulates the relationship between humans and animals. It introduces students to the key issues, debates and documents in this area whilst encouraging a critical examination of these sources. The unit begins with a discussion of the status of animals as property and the implications of this approach and then moves to providing an overview of the moral and ethical arguments supporting an animal protection position and the case for animal rights. The focus of the unit is on the regulatory frameworks which apply to interactions between humans and animals, both domesticated and wild. The following topics will be considered: animal welfare legislation and its enforcement; issues of standing; the role of agricultural codes of practice; wildlife conservation; international law issues including whaling and free trade constraints on improved standards for animal welfare; trade in endangered species and the role of zoos; the use of animals in research (including the

responsibilities of institutions and animal ethics committees); regulation of companion animals; and current issues in animal law, such as live export.

### LAWS3101

#### Banking and Financial Instruments

**Credit points:** 8 **Teacher/Coordinator:** Assoc Prof Roger Magnusson **Session:** Semester 1, Summer Early **Classes:** 2x2hr seminars/wk **Assessment:** 1x1500wd compulsory assignment (35%), 1x3500wd optional essay (35%) and 1x open book exam (30 or 65%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit aims to provide students with: 1. An introduction to the legal regulation and supervision of banks and other Authorised Deposit-taking Institutions (ADIs); 2. An understanding of the legal basis of the relationship between banks, ADIs and their customers, and an overview of the more common rights and duties which adhere to the banker/customer relationship; 3. An introduction to negotiable instruments; 4. An introduction to some of the legal principles regulating debt finance. The unit focuses principally (but not exclusively) on commercial banking, rather than issues relating to consumer debt. While the unit does not consider insolvency in any detail, a couple of insolvency issues will be mentioned. The aims of the course above indicate the broad themes to be covered. Specific topics are as follows: (i) Legal regulation and supervision of ADIs (banks and NBFIs); (ii) Cheques; (iii) Appropriation, Combination and Set-Off; (iv) Loans & Debt Security: An Introduction to Guarantees; (v) Secured Debt: Fixed and Floating Charges; (vi) Duties and Liabilities of Bankers & ADIs; (vii) Recent Developments in the Law of Secured Debt; (viii) Bills of Exchange).

### LAWS3013

#### Business Taxation

**Credit points:** 8 **Teacher/Coordinator:** Mr Nicholas Augustinos **Session:** Semester 2 **Classes:** 2x2hr seminars/wk **Prerequisites:** LAWS3047 **Assessment:** 1x mid-term quiz and 1x2hr open book exam **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit of study further pursues the goals of Personal Taxation and is to be regarded as an extension of that unit. In particular, the unit analyses the special difficulties of levying tax on business entities and complex transactions, and the operation of the income tax in an international environment. The taxes covered extend beyond the income tax to include stamp duties and goods and services tax, being indirect taxes usually paid by business. This unit of study will cover the following topics: (a) taxation of partnerships and trusts; (b) taxation of companies and shareholders under the imputation system; (c) taxation of international transactions; (d) goods and services tax; and (e) stamp duties.

### LAWS3014

#### Chinese Laws and Chinese Legal Systems

**Credit points:** 8 **Teacher/Coordinator:** Ms Vivienne Bath **Session:** Semester 2, Summer L1 **Classes:** Semester 2: 2x2hr seminars/wk. Session 45: Intensive mode (3 weeks). Teaching takes place in November/December in Shanghai as part of the Shanghai Winter School. The unit is assessed in the following year. Applications for the Winter School open in May. **Prohibitions:** LAWS3068 **Assessment:** Shanghai Winter School: 1x exam (20%) and 1x4000wd essay (80%). Semester 2: 1x exam (50%) and 1x 3000wd essay (50%). **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: Department permission required for enrolment in the following sessions: Summer L1.*

*Note: Available to Sydney LLB students proceeding under the old resolutions.*

This unit of study provides an overall picture of the contemporary Chinese legal system. The unit seeks to develop an understanding of the unique character of Chinese law by tracing its role through major social epochs - its imperial origins, the reforms of the Nationalist regime, the eras of revolutionary and radical transformations, and its role in a socialist market economy. The nature and function of law in contemporary China is explored through examination of the development of various legal regimes, including constitutional and administrative law, the civil and criminal law systems, the legal profession and court system, real property law, foreign investment law and intellectual property law.

### LAWS3068

#### Chinese Laws and Chinese Legal Systems

**Credit points:** 6 **Teacher/Coordinator:** Ms Vivienne Bath **Session:** Summer L1 **Classes:** Intensive mode (3 weeks). Teaching takes place in November/December in Shanghai as part of the Shanghai Winter School. The unit is assessed in the following year. Applications for the Winter School open in May and close in July. **Prohibitions:** LAWS3014 **Assessment:** 1x exam (30%) and 1x3000wd essay (70%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: Department permission required for enrolment. Note: Available to cross-institutional and non-degree candidates, and University of Sydney LLB candidates proceeding under the new resolutions.*

This unit of study provides an overall picture of the contemporary Chinese legal system. The unit seeks to develop an understanding of the unique character of Chinese law by tracing its role through major social epochs - its imperial origins, the reforms of the Nationalist regime, the eras of revolutionary and radical transformations, and its role in a socialist market economy. The nature and function of law in contemporary China is explored through examination of the development of various legal regimes, including constitutional and administrative law, the civil and criminal law systems, the legal profession and court system, real property law, foreign investment law and intellectual property law.

### LAWS3006

#### Commercial Dispute Resolution (Seminar)

**Credit points:** 8 **Teacher/Coordinator:** Mr Paul Scanlan **Session:** Semester 2 **Classes:** 2x2hr seminars/wk **Prohibitions:** LAWS3022 **Assessment:** 1x3500wd essay (45%), 3 assessable workshops worth 15% each (45% total), course participation (10%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment.*

The rapid evolution and acceptance of alternative dispute resolution (ADR) has made it essential that practicing lawyers acquire the knowledge and skills to properly advise clients as to their options, and to be able to guide and support them through the chosen process.

All current ADR models and their variants are examined, from simple negotiation through to arbitration. Mandated ADR and the broader relationship of ADR to the functioning of the formal justice system is considered. The unit has a strong theoretical base but at the same time a clear emphasis on the practical skills needed to handle approaching conflict and resolve disputes.

This course has a strong commercial focus, and employs real life commercial disputes to exemplify typical situations a practitioner will face. Students will learn and develop non-legal skills in handling difficult people and difficult situations, such as self-awareness, empathy, powerful listening and emotional intelligence. They will role-play and workshop the resolution of commercial disputes which involve issues of substantive law as well as people-handling and negotiation techniques.

Completion will not qualify students as mediators.

### JURS3003

#### Comparative Constitutionalism

**Credit points:** 8 **Teacher/Coordinator:** Assoc Prof Helen Irving **Session:** Semester 2 **Classes:** 2x2hr seminars/wk **Assessment:** Combination of research essay (5,000 words) or take-home exam (75%), seminar paper (2,000 words) or class participation (25%). **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Completion of this unit satisfies the Jurisprudence/Part 2 requirement of the LLB.*

What is a constitution? How does it acquire authority and legitimacy? Is there an ideal constitutional model? Can a successful constitution be 'engineered'? This unit of study explores the rise and spread of constitutions in the modern world and examines the theoretical bases upon which constitutions have been designed, interpreted, and evaluated. It considers the difference between the 'old' and the 'new' constitutionalism, with an emphasis on the issue of constitutional legitimacy, including post-regime change and in times of national emergency. It looks at a number of case-studies of constitutional design and adoption, from the United States to Iraq.

### LAWS3016

#### Competition Law

**Credit points:** 8 **Teacher/Coordinator:** Dr Brett Williams **Session:** Semester 2 **Classes:** 2x2hr seminars/wk **Assessment:** 1x compulsory essay (33%) and 1x2hr compulsory exam (67%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit of study examines competition law and policy in Australia. The provisions of Part IV of the Trade Practices Act 1974 (Cth) will be examined together with the reforms introduced by the National Competition Policy. The framework for analysis will include a critical examination of the fundamental purposes of competition law. Some references will be made to the restrictive trade practices provisions of comparative jurisdictions. Topics include: (a) history of competition law; (b) National Competition Policy; (c) elementary economics of competition; (d) fundamental concepts of markets, competition, market power and public benefit; (e) Mergers and acquisitions; (f) horizontal arrangements affecting competition including price fixing and primary boycotts; (g) vertical arrangements which affect competition including third line forcing; (h) Misuse of substantial market power; (i) Authorizations and Notifications; (j) overview of Remedies and Enforcement. Additional topics may include resale price maintenance, access to Essential Services, exceptions relating to intellectual property.

### LAWS3108

#### Corporate and Securities Regulation(Sem)

**Credit points:** 8 **Teacher/Coordinator:** Freehills staff **Session:** Semester 2 **Classes:** 2x2hr seminars/wk **Prerequisites:** LAWS2003 **Assessment:** 1x3hr exam (90%) and class participation (10%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit covers the key legal framework within which a corporate lawyer operates - the securing (and resisting) of corporate control and raising money in the equity capital markets. Takeovers, schemes of arrangement, buy-backs and capital reductions will be discussed from a technical, practical and tactical viewpoint. Is there still scope for poison pills in the era of the Takeovers Panel - and where does a target cross the line in the search for white knights? Do schemes of arrangement exploit - or reward - minority shareholders? How has the rise of arbitrageurs and institutional shareholders affected the corporate playing field? The array of fundraising measures available to public companies, including initial public offerings, hybrids and raisings from an existing shareholder base, will be addressed. When is a prospectus required and how do companies manage to raise large sums of money without one? Students will be encouraged to think strategically in applying the legal principles to current topical transactions.

### LAWS3020

#### Criminology

**Credit points:** 8 **Teacher/Coordinator:** Dr Murray Lee, Assoc Prof Gail Mason, Prof Julie Stubbs **Session:** Semester 1, Semester 2 **Classes:** 2x2hr seminars/wk **Assessment:** 1x research essay (50%), 1x take-home exam (40%) and class participation (10%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment in the following sessions: Semester 1.*

*Note: Completion of this unit satisfies the Jurisprudence/Part 2 requirement of the LLB.*

This unit of study aims to introduce students to the theoretical issues associated with the definition and explanation of crime and criminality. Rationales for punishment are examined along with sentencing practice, and other possible responses to criminal behaviour are explored. The unit considers the impact of criminal justice policy and practice on particular groups such as juveniles, women, Indigenous people, ethnic minorities and victims of crime. The regulation of particular types of offences such as hate crime are considered. Other topical issues are covered as they arise in contemporary criminological debate. Students are expected to take part in visits to a gaol and/or a juvenile detention centre.

**LAWS3022****Dispute Resolution**

**Credit points:** 8 **Teacher/Coordinator:** Prof Hilary Astor **Session:** Semester 1 **Classes:** 2x2hr seminars/wk **Prohibitions:** LAWS3006 **Assessment:** 1x2500wd problem (35%), class participation (15%) and 1x3500wd research essay (50%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment.*

Rapid growth in the use of alternative dispute resolution (ADR) in recent years means that this subject is of great practical importance for lawyers. This unit of study introduces a range of methods of resolving disputes, including negotiation, mediation, arbitration, and expert processes. The relationship of ADR to the formal justice system is considered. The application now and into the future of ADR in several areas of law and various jurisdictions is examined. The unit is theoretical, critical and evaluative, as well as having a strong emphasis on the practical skills needed to handle approaching conflict and to resolve disputes. Students will learn skills in interviewing, negotiation and mediation. Students will be required to read materials from disciplines other than law. Completion will not qualify students as mediators.

**LAWS3023****Employment and Industrial Law**

**Credit points:** 8 **Teacher/Coordinator:** Dr Shae McCrystal **Session:** Semester 1 **Classes:** 2x2hr seminars/wk **Prerequisites:** (LAWS1002 or LAWS2008) and (LAWS1004 or LAWS3000 or LAWS3003) **Assessment:** 1x1500wd essay (20%), 1x2500wd essay (30%) and 1x1.5hr exam (50%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

The aim of this unit is to introduce students to the law regulating relationships at the workplace. Traditionally, this body of law has been described as "labour law", and has fallen into two general divisions. "Employment law" deals with the individual contract between employer and employee, and "industrial law" deals with the collective aspects of the subject, including award making, enterprise bargaining and controls on industrial action. There has always been interaction and overlap between the individual and collective aspects of labour law, however the recent shift in political focus - from "industrial relations" to "workplace relations" - has brought particular challenges, which will be examined in this unit.

**LAWS3024****Environmental Law**

**Credit points:** 8 **Teacher/Coordinator:** Dr Andrew Edgar, Ms Susan Shearing **Session:** Semester 1 **Classes:** 2x2hr seminars/wk **Assessment:** 1x4000wd essay (40%) and 1x take-home exam (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit of study introduces students to the legal and institutional implications of adopting the precepts of ecologically sustainable development, particularly for governments and corporations. The unit begins with a discussion of environmental ethics, followed by an exploration of its ramifications for policy and decision making, legal structures and processes, accountability, and federal and international relations. Various fields of regulation (including land-use; pollution and natural resources), and decision-making processes (including environmental impact assessment and environmental dispute resolution) provide the context in which to develop the issues.

**LAWS3025****External Placement Program (EPP)**

**Credit points:** 8 **Teacher/Coordinator:** Mr Graeme Coss **Session:** Semester 1 **Classes:** 1x2hr seminar/fortnight and the equivalent of one day per week for the semester at a pre-selected placement site **Assessment:** 1x essay (40%), seminar performance (30%), placement site evaluation (30%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment. Note: Enrolment in this unit of study is by special application. Enrolment is restricted to students in their final year of study.*

The focus of this unit of study is 'experiential learning' - i.e. learning by doing. In this unit students are afforded the opportunity to work for one day per week during the semester in a 'public interest' placement site. In addition, students attend fortnightly seminars (8 per semester)

which are designed to promote discussion and reflection on a range of issues that may arise during the course of the placement as well as seminar presentations on matters relevant to public interest externships. The unit has a public interest focus which is reflected in the selection of placement sites. At the end of the unit students should have: (i) acquired a better sense of the professional and personal responsibilities associated with the practice of law; (ii) developed an appreciation that the law is a people profession; (iii) observed and participated in a high level of problem solving flowing from real case files (where appropriate); (iv) been introduced to the basic inter-personal skills involved in the practice of law; (v) been introduced to aspects of the practice of law such as legal writing, advocacy and time management; and developed the character and habits of a reflective practitioner.

**LAWS3026****Family Law**

**Credit points:** 8 **Teacher/Coordinator:** Prof Hilary Astor (semester 1), Prof Patrick Parkinson (semester 2) **Session:** Semester 1, Semester 2 **Classes:** 2x2hr seminars/wk **Assessment:** Semester 1: 1x 4,000 wd essay (50%), 1 x exam (50%), Semester 2: 1x 3000wd essay (30%) and 1x exam (70%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit of study will examine key aspects of Australian family law in their theoretical, social and political context. The laws and legal frameworks that regulate de facto relationships (including gay and lesbian relationships) and marriages will be covered. The strengths and weaknesses of existing law and policy and the impact of family law reform will be considered. Understanding of the law will be supplemented by discussion of effective and sensitive practice of family law. Topics covered will include 1. The legal regulation of families 2. Resolution of family disputes 3. Violence against women 4. Children and parents 5. Property and Income on marriage breakdown.

**LAWS3081****Health Law Jurisprudence**

**Credit points:** 8 **Teacher/Coordinator:** Professor Belinda Bennett **Session:** Semester 2 **Classes:** Two 2 hr seminars per week **Assessment:** Class participation (10%), Assignment (30%), Take-home exam (60%). **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Completion of this unit satisfies the Jurisprudence/Part 2 requirement for the LLB in the Faculty of Law.*

This unit of study analyses the theoretical bases for the rights, duties and concepts that form the foundations of health and medical law. The issues to be covered in this unit will include: whether there is a right to health; core principles of bioethics; the role of autonomy in health care and the limits of autonomy; the historical and legal evolution of informed consent; personhood and sanctity of life; justice in health care; regulatory models for health care; and property rights in health care. Readings for the course will be theoretical and interdisciplinary. Participation in class discussion will be expected.

**LAWS3031****Independent Research Project**

**Credit points:** 8 **Session:** Semester 1, Semester 2 **Prohibitions:** LAWS3030 **Assessment:** 1x10,000wd research paper **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment. Note: Enrolment in this unit of study is by special application and is restricted to students in their final year of study.*

The goal of this unit of study is to provide students with an opportunity to pursue independent research in an area of their choosing. The project must involve a new piece of research. Material which has been submitted for assessment in any other unit of study may not form part of the project. Before enrolling in this unit of study, the student must formulate in writing the topic of the research project and a statement of methodology. The topic of the research project and the methodology must be approved in writing by a member of the teaching staff who agrees to act as supervisor and to be responsible for assessment of the research project. This approval will not be given if the topic of the research project falls within the scope of another unit of study being

offered in the same semester. Students must have a WAM of 70% or higher to be eligible to enrol in this unit.

### LAWS3033

#### Intellectual Property

**Credit points:** 8 **Teacher/Coordinator:** Dr David Rolph (semester 1), Dr Simon Butt (semester 2) **Session:** Semester 1, Semester 2 **Classes:** 2x2hr seminars/wk **Assessment:** 1x in-class test (50%) and (1x in-class test or 1x essay) (50%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment in the following sessions: Semester 1.*

This unit of study will provide a comprehensive overview of the disparate legal rights and causes of action which fall within the general rubric of intellectual property law. These rights fall broadly into two categories: (i) the Creative Rights which are based on a policy of encouraging the exercise of inventive, creative and entrepreneurial skill and labour to a commercial end and include the law of copyright, patents, industrial designs, trade secrets and confidential information. (ii) the Marketing Rights which concern the marketing of products and are based on a policy of preventing customer confusion and unfair competition in the market place, specifically by way of misrepresentation and include the law of trademarks, passing off and s.52 of the Trade Practices Act 1974. The range of topics and different regulatory regimes to be covered mean that some topics will inevitably be covered in considerably more depth and detail than others. There will be a particular emphasis on registered trade marks and the law of copyright. The general objectives of the unit are to develop a critical understanding of the basic laws and policies governing intellectual property in Australia and to examine and evaluate the operation of those laws and policies. The unit objectives will be attained through classroom discussion and debate and through a study of primary and secondary materials, with emphasis on decided cases and statutory interpretation.

### LAWS3092

#### International Commercial Arbitration sem

**Credit points:** 8 **Teacher/Coordinator:** Adjunct Professor Rashda Rana **Session:** Semester 2 **Classes:** 2x2hr seminars/wk **Assessment:** 2000 word assessment (40%); 2 hour limited open book exam (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit of study aims to introduce students to the fundamentals of international commercial arbitration. The course covers the entire process of international arbitration: the significance of international commercial arbitration in international dispute resolution; the importance of a well drafted arbitration agreement; all procedural aspects and legal issues arising during cross border arbitrations; arbitral awards and the enforcement of arbitral awards around the world through the New York Convention 1958.

The unit will also cover the role and significance of specialised forms of international arbitrations and organisations involved in administering international arbitrations, such as maritime arbitrations, World Trade Organisation (Trade Law/Free Trade Agreement disputes), International Chamber of Commerce (large institution involved in administering international commercial arbitrations), Investor-State arbitrations (Bilateral Investment Treaties), sports arbitrations and Mediation in an international setting.

### LAWS3072

#### International Commercial Transactions

**Credit points:** 8 **Teacher/Coordinator:** Dr Luke Nottage **Session:** Semester 2 **Classes:** 2x2hr seminars/wk **Prerequisites:** (LAWS1002 or LAWS2008) and (LAWS2005 or LAWS1018) **Assessment:** Open book mid-semester exam (40%), final research essay (40%), 1x1000wd class presentation (10% individually or [tbc] paired) and other class participation (10%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit introduces a range of key legal and practical issues in conducting cross-border business. It aims to outline basic concepts and how they are applied as commerce and technology evolve; but also to explore possible tensions between pressures towards harmonisation in law and practice due to globalisation of economic

relations, and the resilience of local or regional traditions. Part 1 surveys sources of law, primary institutions, and main legal vehicles now used in international trade and investment, including the WTO and FTAs. Part 2 focuses on issues in negotiating and drafting contracts, especially those governed by the United Nations Convention on Contracts for the International Sales of Goods (acceded to by Australia in 1988, and almost all other major trading nations) and the UNIDROIT Principles of International Commercial Contracts, including related issues such as payment mechanisms, Carriage of Goods, and insurance. Part 3 introduces basic principles of cross-border dispute resolution, especially international commercial arbitration. Part 4 compares key concepts and issues in influential product liability regimes, namely those found in Europe (and increasingly in the Asia-Pacific region) and the United States. It also outlines broader product safety regulation. Part 5 introduces intellectual property rights and licensing. Part 6 provides an overview of major corporate governance regimes worldwide. These can be central to effective management of cross-border contractual relationships, as well as in decisions to set up corporate presences in offshore markets. Foreign investment regulation and basic taxation issues are also considered. By way of review, Part 7 looks at investor-state arbitrations. To link the many topics in these Parts, the course develops a hypothetical case involving mainly an Australian exporter and Japanese trading partners. The course recalls and develops material covered in other undergraduate courses, but also prepares students for advanced or postgraduate courses in more specific fields. It complements the Japanese Law course, which has a more theoretical focus.

### LAWS3034

#### International Human Rights Law

**Credit points:** 8 **Teacher/Coordinator:** Prof David Kinley **Session:** Semester 2 **Classes:** 2x2hr seminars/wk **Prerequisites:** LAWS2005 **Assessment:** class participation (10%), 1x3000wd take-home exam (40%) and 1x4000wd essay (50%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit of study introduces students to the principles and practice of international human rights law - a species of international law and policy and a field of ever-expanding dimensions. It will introduce students to some key concepts, debates, documents and institutions in this field, while encouraging critical examination of these from a variety of angles. In summary, this unit considers the question: What happens when we regard a situation or predicament as one involving a breach of international human rights law? What possibilities and problems does this entail? Addressing these questions, we will look at: (a) particular fora where international human rights law is being produced (international tribunals, domestic courts, multilateral bodies - including United Nations organs - regional agencies, non-governmental organisations, academic institutions, and the media); (b) particular settings where international human rights law is being deployed (in Australia and elsewhere); and (c) particular identities/subjects that international human rights law aspires to shape, regulate or secure.

### LAWS3076

#### Japanese Law

**Credit points:** 8 **Teacher/Coordinator:** Assoc Prof Luke Nottage (convenor) with other Australian and Japanese lecturers **Session:** S1 Late IntA **Classes:** intensive in Kyoto (and [tbc] Tokyo) 12-15 & 18-22 February 2009 **Assessment:** 2x1000wd reflective notes (20%), and 1x7000wd research essay (80%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment.*

This unit aims to develop the general skills of comparative lawyers, to effectively and critically assess contemporary developments in the legal system of the largest economy in our region. It is taught intensively in Japan by co-directors of the Australian Network for Japanese Law ([www.law.usyd.edu.au/anjel](http://www.law.usyd.edu.au/anjel)) and Japanese professors, mainly from Ritsumeikan University Law School in Kyoto, with some guest lectures by Japanese and other practitioners as well as field trips to various legal institutions. About half the students generally come from Ritsumeikan or other Japanese Law Schools; the other

half come from Australian universities or other institutions. The first week in Kyoto provides an introduction to how law operates in Japanese society. After an overview of comparative law techniques, Japanese legal history and its contemporary legal system, classes explore civil and criminal justice, politics and constitutionalism, gender and law, and an introduction to business and law. The second week in Tokyo examines business law topics in more detail, such as corporate and securities law, consumer law (including product safety and financial services), insolvency, ADR, and lawyering.

### LAWS3035

#### Jessup International Law Moot

**Credit points:** 8 **Teacher/Coordinator:** Dr Timothy Stephens **Session:** S2 Late Int **Prerequisites:** LAWS2005 or LAWS1018 **Prohibitions:** LAWS3093 **Assessment:** class participation, memorial writing & mooting and team participation **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment. Note: Enrolment in this unit of study is by special application.*

This unit of study is based on the Jessup International Law Moot Competition conducted annually among law schools throughout the world. Students in the unit work as a team preparing written memorials on a problem of current interest in international law. Mooting usually takes place over four days at the Australian Regional Rounds held in Canberra during February. Assessment is based on a short paper dealing with an issue in the moot problem, memorial writing, mooting and team participation. Previous problems have dealt with the law of the sea, Antarctica, international environmental law and trade law, though always emphasizing basic principles of public international law. Enrolment in this unit will be by competitive selection in accordance with the rules of the competition. The course requires students to consult individually with other team members and the lecturer with no formal classes scheduled.

### LAWS3064

#### Law and Commercial Transactions

**Credit points:** 8 **Teacher/Coordinator:** Ms Jacqueline Mowbray, Dr Gregory Tolhurst **Session:** Semester 2 **Classes:** 2x2hr seminars/wk **Prerequisites:** LAWS1002 or LAWS2008, LAWS2004, LAWS2007 **Assessment:** 1 x exam (100%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit of study offers students an opportunity to examine the key commercial doctrines and institutions in non-corporate commercial law. The unit will investigate numerous pieces of legislation and case law dealing in commercial law. The unit will advance students' knowledge of not only commercial law but statutory interpretation and case law analysis. This is a survey unit, offering a broad overview of commercial law; topics may include property transfer; commercial relationships (partnership; principal and agency; bailment); sale of goods; risk management (taking security - insurance); and commercial remedies.

### LAWS3036

#### Law and Economics

**Credit points:** 8 **Teacher/Coordinator:** Prof Patricia Apps **Session:** Semester 2 **Classes:** 2x2hr seminars/wk **Assessment:** 1x1500wd essay (15%), 1x2000wd essay (20%), class participation (5%) and 1x2hr exam (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Completion of this unit satisfies the Jurisprudence/Part 2 requirement of the LLB.*

The aim of this unit of study is to provide an understanding of the economic analysis of law and to clarify differences between the role of legal argument and the welfare analysis of policy. The unit of study outlines the objectives of public policy defined within the framework of modern welfare economics and examines the social and economic effects of legal regimes within that framework. Particular attention is given to the definition of a competitive market as an analytical concept, and to the available empirical evidence of market failure and the need for government intervention and policy reform. Topics covered include the following: (a) Concepts of social justice and the public interest: fundamental theorems of welfare economics; (b) Economic analysis

of property law: legal concept of property and the effects of property rights assignments on wealth and bargaining power; (c) Contract and consumer law: trade theory, bargaining models, asymmetric information, insurance and principles of contract damages; (d) Family law: economics of family formation, household production, intra-family transfers and exchange, child care, discrimination, and fertility; (e) Tort rights and remedies: economics of insurance, asymmetric information and moral hazard, and the distinction between fault and no-fault risk; (f) Economics of crime: formulation of behavioral models, empirical evidence on disincentive effects of punishment, estimation problems, and case studies; (g) Economics of regulation: monopoly theory and the structure of oligopolistic markets; applications to environmental problems and the labour market; (h) Agency theory: application to corporate governance and control.

### LAWS3044

#### Law International Exchange Electives

**Credit points:** 24 **Session:** Semester 1, Semester 2 **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment. Note: Available to outbound exchange students only.*

For students studying overseas on an official university exchange program.

### LAWS3327

#### Legal Geographies

**Credit points:** 8 **Teacher/Coordinator:** Dr Fleur Johns **Session:** Semester 2 **Classes:** 2x2hr seminars/wk **Prerequisites:** (LAWS1004 or LAWS3000 or LAWS3003), LAWS2002 and LAWS2007 **Assessment:** 1x1500wd review/commentary (30%), 1x2500wd take-home exam (60%) and 1x in-class presentation (10%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Completion of this unit satisfies the Jurisprudence/Part 2 requirement of the LLB.*

This unit of study will introduce students to the work of legal scholars concerned with the spatial dimensions of law and law's ordering of space, in part through interdisciplinary engagement with geography, social theory, and urban studies. Drawing critically upon this scholarship, students will explore how Australian laws demarcate, in spatial terms, the nation state, the city, the public sphere and the home, as well as various spaces of expertise and specialised practice (such as the hospital, the court, and the university). Conversely, students will consider how spatial frames of thought inform the regulation of property ownership, tenancy, voting and political participation, vagrancy/homelessness, migration and other social and political phenomena. The questions to which this unit will repeatedly return are: (a) how is law implicated in our understandings and experiences of space; and (b) how do these understandings, in turn, inform the development and interpretation of our laws?

### LAWS3059

#### Media Law

**Credit points:** 8 **Teacher/Coordinator:** Dr David Rolph **Session:** Semester 2, Summer Early **Classes:** 2x2hr seminars/wk **Assessment:** 1x optional problem-based assignment, 1x optional research essay, 1x open book exam **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment in the following sessions: Semester 2.*

Media Law surveys the law regulating the freedom of the media to investigate and collect information and to produce, reproduce and disseminate factual and fictional material, whether in print, film, by broadcast or by electronic means. The primary focus of this unit is the legal constraints that apply to the everyday practice of journalism. Thus, the unit aims to teach the law of contempt, defamation, breach of confidence and torts which have an impact on journalism, and the limits of investigative reporting. Attention is given throughout the unit to topical and current legal issues relating to the media. Students will be expected to be able to identify and apply the current legal rules and to evaluate their efficacy in protecting and balancing various interests in society: freedom of speech, protection of reputation,

privacy, freedom from harassment, protection of confidential information, the right to a fair trial, public interest in the due and open administration of government and justice. The unit is currently divided into three modules: (i) contempt and open justice; (ii) defamation and freedom of speech; and (iii) privacy and breach of confidence.

### LAWS3046

#### Medical Law

**Credit points:** 8 **Teacher/Coordinator:** Prof Belinda Bennett (semester 1), Assoc Prof Roger Magnusson (semester 2) **Session:** Semester 1, Semester 2 **Classes:** 2x2hr seminars/wk **Assessment:** Semester 1: class participation (10%), 1x optional assignment (30%) and 1x exam (60% or 90%). Semester 2: 1 x 2,000 wd assignment (30%) and/or 1 x 3,500 wd essay (40%), 1 x open book exam (70%, 60% or 30%). **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit of study aims to provide students with an introduction to the legal issues that arise in modern health care. Issues to be covered in the course include: consent to treatment, negligence by health professionals, confidentiality, dispute resolution, legal implications of reproductive technologies, euthanasia and end-of-life decision-making, and organ transplantation. By the end of the unit of study students will be expected to be familiar with the application of case and statute law to health care and be able to discuss the relevant ethical principles which may arise. Student participation in class discussion will be expected.

### LAWS3045

#### Migration Law

**Credit points:** 8 **Teacher/Coordinator:** Dr Mary Crock **Session:** Semester 2 **Classes:** 2 x 2hr seminar/wk **Prerequisites:** LAWS2002 **Assessment:** 1 x research essay or participation in a class moot (40%); 1 x open book exam (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

The aim of this unit of study is to introduce students to the legal and policy framework governing immigration control in Australia. Of all the sub-specialities of applied Administrative Law, Migration Law stands out for the breadth of interest and the depth of emotions it excites in members of the broader community. Statistics suggest that one in four of today's Australians were either born overseas or have a foreign-born parent. In spite of this, resentment persists of the immigration program in general and of uninvited migrants in particular (both unlawful non-citizens and on-shore refugee claimants). By placing the current mechanisms for controlling migration in their legal, social, historical and economic contexts, students will be given the opportunity to explore the big issues raised by migration and to look at why the subject has assumed such a central role in Australia's identity as a nation. On a practical level, the unit seeks to develop in students: (a) Skills of statutory interpretation and problem-solving, through the study and use in practical situations of the Migration Act 1958 and its associated Regulations; (b) Skills of legal analysis, gained in the examination and synthesis of court decisions and rulings by the three major administrative review bodies: the Migration Review Tribunal; the Refugee Review Tribunal; and the Administrative Appeals Tribunal; (c) Oral and writing skills, through class presentations and the preparation of a major research paper or participation in a moot. More generally, the unit aims to encourage students to think clearly about the issues involved in immigration control and about the methods adopted by the government to achieve its policy objectives.

### LAWS3047

#### Personal Taxation

**Credit points:** 8 **Teacher/Coordinator:** Mr Nicholas Augustinos, Ms Celeste Black **Session:** Semester 1 **Classes:** 2x2hr seminars/wk **Assessment:** 1x1hr mid-semester quiz (30%), 1x2hr open book exam (70%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit provides an introduction to the Australian federal income tax system (including capital gains tax and fringe benefits tax). It introduces both the operation of the tax laws and the underlying principles which those laws seek to implement, as well as the important issues in tax policy, thereby allowing students to make a critical examination of the Australian tax system. Topics covered include the

concept of income, the allowable deductions and the capital/revenue distinction, capital allowances, capital gains tax, fringe benefits tax, tax accounting principles, and legislative responses to tax avoidance. The unit also introduces the key concepts used to evaluate tax policy, including welfare economics, thereby providing students with a basic understanding of why taxation is of such fundamental concern in modern democratic societies. The general principles are introduced from the perspective of their application to individuals. However, many of the legal principles discussed in the unit are of general application and are not confined to individuals. This unit serves as an introduction to the taxation of other entities, thereby leading into the study of Business Taxation. This unit is a prerequisite for Business Taxation.

### LAWS3111

#### Philosophy of Law (Seminar)

**Credit points:** 8 **Teacher/Coordinator:** Prof Wojciech Sadurski **Session:** Semester 2 **Classes:** 2x2hr seminars/wk **Assessment:** class participation (20%), 1x short class presentation supported by a 2000wd essay or written notes (30%) and 1x take-home exam (50%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Completion of this unit satisfies the Jurisprudence/Part 2 requirement of the LLB.*

This unit of study will introduce students to the fundamental notions of jurisprudence understood as a theory about the aims, functions and values of law and legal systems. It will aim to provide students with the critical understanding of the central issues of philosophy of law understood as a general, abstract, normative reflection on law as such rather than an examination of a concrete, specific legal system, but the purpose will be to provide students with the conceptual means allowing them to conduct a critical scrutiny of particular legal systems and legal rules with which they are familiar. The course will have four parts. In the first part, the general notions of legal legitimacy, legal validity, obligation to obey the law, and relationship between law and politics will be discussed. The second part will focus on philosophy of human rights, with the special emphasis on the notion and functions of rights in a legal and political discourse, the justifications and limits of liberty-rights, and the understanding of equality rights, as well as relationship between the idea of rights and the idea of constitutionalism. The third part will consider the concept of justice - understood often as the principle value which legal systems should serve - and discuss some of the leading contemporary conceptions of justice. Finally, the fourth part will select one specific and controversial area of law - the law of freedom of expression - and attempt to apply the more general insights discussed in the earlier parts of the course to this particular issue. Throughout the course, the emphasis will be on a discussion and the appreciation of the diversity of approaches and theories.

### LAWS3048

#### Policing Crime and Society

**Credit points:** 8 **Teacher/Coordinator:** Prof Julie Stubbs **Session:** Semester 1 **Classes:** 2x2hr seminars/wk **Assessment:** 1x5000wd essay/research paper (50%) and 1x take-home exam (50%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

The unit of study aims to encourage students to further develop their skills and knowledge in criminology through the critical analysis of theoretical and policy issues within contemporary criminal justice. Particular attention will be paid to policing (in its widest sense) but the unit of study will also examine other criminal justice institutions. A significant component of the unit will be devoted to the analysis of specific criminal justice issues of current relevance. Students will examine: crime and crime control within a social and political context; policing and other institutions and processes of criminal justice in the light of contemporary research and policy debates; the major theoretical frameworks within which crime and criminal justice policy are constructed and analysed; methods of undertaking research and policy analysis; and theoretical assumptions underpinning criminal justice policy.

**LAWS3015****Private International Law**

**Credit points:** 8 **Teacher/Coordinator:** Mr Ross Anderson (semester 1)  
**Session:** Semester 1, Summer Late **Classes:** 2x2hr seminars/wk **Assessment:** 1x open book class test (30%) and 1x2hr open book exam (70%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day  
*Note: Department permission required for enrolment in the following sessions: Semester 1.*

Private international law (or conflict of laws) is the part of local or municipal law which is concerned with questions which contain a foreign element. A foreign element in a legal question may consist of a relevant connection between a fact or party and a foreign legal system. For example, private international law issues may require consideration if a question arises in New South Wales concerning the distribution on death of the New South Wales property of a person domiciled in Greece or the validity of a mortgage of shares in an Indonesian corporation as security for a loan made by an Australian bank or the enforcement in Australia of the judgment of an Austrian court. This unit is a study of selected theoretical and applied aspects of private international law which seeks to develop your understanding of the international dimension of private law and your appreciation of the fact that many legal questions which arise in everyday-life are not confined within one legal system. The principal areas on which the unit of study will focus are (1) the concept of domicile and its role as the main personal connecting factor in common law systems; (2) renvoi and the incidental question; (3) property transactions; (4) succession; (5) marriage; (6) dissolution and annulment of marriage, including recognition in Australia of foreign dissolutions and annulments of marriage; (7) comparative choice of law in tort; and (8) the enforcement in Australia of foreign judgments.

**LAWS3090****Public International Economic Law (sem)**

**Credit points:** 8 **Teacher/Coordinator:** Dr Brett Williams **Session:** Semester 1 **Classes:** 2x2hr seminars/wk **Assessment:** 1x essay (40%), 1x exam (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: (For students going on to do a University of Sydney LL.M., students who have done this course in 2009 may enrol in LAWS6249 World Trade Organization II without having to complete the normal pre-requisite unit, LAWS6063 World Trade Organization Law II)*

This course is an introduction to the law of the World Trade Organization and may also cover an introduction to Bilateral Trade Agreements and Bilateral Investment Treaties.

The largest part of the course deals with the law of the World Trade Organization and the context of economics and politics within which the law operates. This section of the course considers economic and political arguments for and against protection based on some basic economics of trade and economics of public choice. The course presents an overview of the history of the GATT-WTO system and a more detailed study of the dispute settlement system. The course analyzes some of the fundamental rules of the General Agreement on Tariffs and Trade ('GATT'): rules on customs duties, national treatment, non-tariff barriers, the MFN rule on non-discrimination and an introduction to the rules on subsidies. The course then studies the framework of rules under the General Agreement on Trade in Services ('GATS') and the Agreement on Trade-Related Aspects of Intellectual Property ('TRIPS').

The rest of the course is selected from three areas:

- Bilateral Investment Treaties;
- Bilateral Trade Treaties; and
- selected further topics of World Trade Organization law drawn from five areas: the GATT exceptions for restrictions for health, environmental, technical regulations and quarantine reasons; the GATT escape clauses providing for Safeguard measures, Anti-dumping Duties and Countervailing Duties; further consideration of the MFN rule by considering the exception for free trade areas and customs unions; further consideration of the GATS by considering at least one specific service sector, and further consideration of the TRIPS by considering the extent of some exceptions.

**LAWS3052****Roman Law**

**Credit points:** 8 **Teacher/Coordinator:** The Hon Justice Arthur Emmett **Session:** Semester 1 **Classes:** 2x2hr seminars/wk **Assessment:** 1x2000wd essay (20%) and 1x3hr exam (80%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit of study is a general introduction to all aspects of Roman private law. It consists of an historical sketch of Roman life and institutions from the earliest times until the time of Justinian, together with an introduction to Roman legal history and the development of Roman legal concepts. The Roman law of persons, property, obligations (both contractual and tortious) and succession are dealt with in depth and students are expected to know in some detail the Institutes of Justinian, the fundamental text to be studied. The unit is dealt with in a fairly flexible manner, so that students may choose which parts of the unit to study in detail and which parts to study in general outline only. Roman law is studied as a subject partly because of its great intrinsic worth, partly because Roman law has always been, and still is, of great historical importance; and partly, and probably most importantly, because it provides a means of comparing Roman law and the common law with each other and thereby gives a yardstick by which both the virtues and the shortcomings of our own common law can be appreciated. Roman influence is to be found in the legal systems of all European and many South East Asian nations.

**JURS3001****Sociological Jurisprudence**

**Credit points:** 8 **Teacher/Coordinator:** Assoc Prof Alex Ziegert **Session:** Semester 1 **Classes:** 2x2hr seminars/wk **Assessment:** 1x2000wd research note (40%) and 1x6000wd research paper (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day  
*Note: Completion of this unit satisfies the Jurisprudence/Part 2 requirement of the LLB.*

The unit of study will introduce the student to the basic concepts of sociological theory and methodology and will show how these concepts can be applied to the observation of the functioning of law. On the basis of such a primary understanding of how societies organise themselves and their law it will become possible for the student to appreciate and evaluate critically the efforts of socio-legal research and the conceptions of some major contributors to the sociological theory of law. The first part of this unit will look at what sociological theory and research can offer today in the description of social life, the explanation of how societies are organised, why people do what they do. Elementary sociological concepts like norm, role, group, power, class, social structure and social system will be related to the operation of the law. Concepts like these provide the tools which make it possible to examine and study systematically and carefully the social organisation and structure of legal systems, the operation and the social environments in which and in relation to which they are operating. The second part of this unit will introduce the student to the methodological and practical issues of empirical socio-legal research. It will focus on the design and on the practical conducting of a study on selected aspects of the function and operations of courts in the legal process. This part of the unit will be assessed as a research assignment.

**LAWS3087****Sports Law (seminar)**

**Credit points:** 8 **Teacher/Coordinator:** Mr Saul Fridman **Session:** Semester 2 **Classes:** 2x2hr seminars/wk **Assessment:** Students will be offered a choice of assessment options including: written paper, examination, class presentation, moot court exercise **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

Sporting activity cuts across a number of disparate areas of law. Increasing professionalism, the enormous growth in the Olympic Movement and the commercialisation of sport have all contributed to the development of sport as a business, as well as a pastime. As a result there has been increasing intersection of the law with sporting activity. In this course we will examine the following:

The economics of sports leagues

The structure of sporting organisations

International and national governance of sport  
The impact of administrative law on the working of disciplinary tribunals  
Industrial law and the treatment of the athlete as employee  
Labour market controls and the impact of competition law  
Player agents  
The law and policy relating to doping of athletes  
The impact of intellectual property laws on sponsorship and promotion of sporting events

### LAWS3057

#### Sydney Law Review

**Credit points:** 8 **Session:** Semester 1, Semester 2 **Assessment:** 1x2500wd essay (25%), 1x5000wd case note (50%), plus editing (25%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day  
*Note: Department permission required for enrolment. Note: Enrolment in this unit of study is by special application. For further information, please visit [www.law.usyd.edu.au/slr](http://www.law.usyd.edu.au/slr)*

This unit of study is offered annually under the supervision of the Editor of the Sydney Law Review, who is a member of the full-time teaching staff. The unit is limited to approximately 18-24 students per year, who are selected on the basis of their academic results. Preference may be given to students in their final year in the selection of students for the unit. Each student will complete a range of tasks with respect to the Review, including the following:

- checking articles which have been accepted for accuracy and completeness;
- assisting in the editing and proofreading of accepted articles in the production process;
- writing for submission to the Review one essay plus one case note.

Students selected for this unit must be prepared to serve for six months so that duties may extend beyond the end of formal teaching and assessment, or commence before formal teaching.

A class on editing, research and writing will be provided, and students will be in regular contact with the unit co-ordinator. The Student Editors' main areas of responsibility are as follows:

- Students perform a major editorial role in the production of the Review. All accepted submissions are edited by the students in consultation with an academic supervisor. Students then proofread the articles after they have been typeset. Students are expected to check all quotations and citations for accuracy, to impose the Sydney Law Review house style, and to consult with the academic supervisor if any substantive or stylistic changes are required.
- Students are required to complete two pieces of written work: a 2500 word essay analysing a recent piece of law reform and a 5000 word case note. For both the law reform essay and the case note students work with an academic supervisor, selected by the student. A limited number of case notes are selected for publication, according to their merit.

### LAWS3083

#### Theories of Legal Reasoning

**Credit points:** 8 **Teacher/Coordinator:** Dr Kevin Walton **Session:** Semester 1 **Classes:** 2x2hr seminars/wk **Assessment:** 1x in-class test (30%), 1 x essay (50%) and class-participation (20%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Completion of this unit satisfies the Jurisprudence/Part 2 requirement of the LLB.*

This unit of study explores the nature of legal argumentation from a philosophical perspective. With reference to various theories, it examines the process from which legal conclusions result. The principal theme is the relationship between legal and other forms of decision-making. What - if anything - is distinctive about legal rationality? How - if at all - does legal reasoning differ from other forms of argumentation? Topics for discussion include: the role of morality in legal decision-making; the politics of legal reasoning; rules and their application; the nature of legal principles; the practice of interpretation; the objectivity of legal decisions; the connection between a theory of law and a theory of legal argumentation.

### LAWS3089

#### Theories of Law (seminar)

**Credit points:** 8 **Teacher/Coordinator:** Dr Kevin Walton **Session:** Semester 1 **Classes:** 2x2hr seminars/wk **Assessment:** 1x in-class test (30%), 1x 4000w essay (50%) and class-participation (20%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Completion of this unit satisfies the Jurisprudence/Part 2 requirement of the LLB.*

The unit considers a single question: what is law? It explores prominent responses by both philosophers and sociologists to the problem of how law is best understood. Among the notions to which these responses refer (and on which the unit might focus) are the following: power, authority, rules, morality, communication, rationality, adjudication, solidarity, patriarchy, race, plurality and legality.

### LAWS3086

#### War Law: Use of Force & Humanitarian Law

**Credit points:** 8 **Teacher/Coordinator:** Dr Ben Saul **Session:** Semester 1 **Classes:** 2x2hr seminars/wk **Prerequisites:** LAWS2005 **Assessment:** 1x4000wd research paper (60%), 1x in-class assignment (30%) and class participation (10%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment.*

This unit explores the two key branches of international law which regulate military violence by governments or non-State actors: the law on the use of force, and international humanitarian law. The first part of the unit examines the law on the use of force, including its origins and the post-1945 framework of the United Nations Charter; the scope of the prohibition on the use of force, and the exception for self-defence; collective security through the UN Security Council; regional and bilateral security cooperation; humanitarian intervention; anti-terrorism operations; peacekeeping and peace enforcement; and conflict prevention. The second part of the unit explores the origins and purposes of humanitarian law; its scope of application; the different types and threshold of armed conflict; the permissible means and methods of warfare; the status and treatment of combatants, non-combatants and others; the protection of cultural property and the environment; the relationship to human rights law; and the implementation, supervision and enforcement of humanitarian law. By considering the two branches of law together, candidates will appreciate how and why different legal regimes developed to regulate different aspects of military violence, and understand points of convergence and divergence.

## 12. Postgraduate information

### Postgraduate programs

Please visit the Sydney Law School website [www.law.usyd.edu.au](http://www.law.usyd.edu.au) for the most up-to-date information on programs, units, staff, timetables, and exam schedules.

### Background to the Sydney Law School postgraduate program

The Sydney Law School offers more postgraduate units and programs of study than any other Australian Law School. It also offers leading-edge programs in interdisciplinary fields and programs open to lawyers and non-lawyers alike. Specialised programs, providing in-depth treatment of particular areas, are available in addition to traditional programs such as the Master of Laws (LLM), which permits more scope and diversity in unit of study choice and mode.

The Sydney Law School has offered postgraduate education since its outset. Established in 1855, it soon made provision for a Doctor of Laws (LLD) and in 1950 added the degree of Master of Laws (LLM) by Research. Soon after, the Law School offered its now highly popular Master of Laws (LLM) by coursework. Practitioners, overseas and interstate graduates alike, are attracted to the quality and breadth of this program.

In 1966 the Law School added the Doctor of Philosophy (PhD) (normally 3–4 years full-time). Then, in 1991 the Law School pioneered in Australia the "structured, supported doctorate", the Doctor of Juridical Studies (SJD), allowing doctoral study by a combination of major thesis and coursework. The Master of Criminology (MCrim) by Research was introduced in 1994.

Postgraduate study at Sydney provides opportunities to work with academics, practitioners and visiting scholars who are leaders in their fields. Capitalising on its "gateway" location, Sydney has deliberately sought to internationalise its offerings. The Sydney Law School is also able to provide flexible study options.

Coursework programs are now sequenced, allowing suitable candidates to take single unit enrolments, following which they apply for a Graduate Diploma (four units of study) or a Master's degree (eight units of study).

Increasing numbers of units of study may be taken as "intensives" over a period of four to five days. The depth and diversity of the current program reflect our long tradition as an outstanding provider of postgraduate education.

The Sydney Law School is also a leader in the establishment of specialist Master's programs, including:

- Master of Administrative Law and Policy (MALP) providing an interdisciplinary approach to understanding the relationship between law and the analysis and implementation of public policy
- Master of Business Law (MBL) providing a flexible qualification in business law and regulation where candidates can choose from any units offered as part of the specialist programs in taxation, commercial law, corporate, securities and finance law and international business law
- Master of Criminology (MCrim) by Coursework (including a minor dissertation option)
- Master of Environmental Law (MEL) offering a wide range of internationally and locally-focused units open to lawyers and

those from other disciplines (and supported by the Australian Centre for Environmental Law (Sydney))

- Master of Environmental Science and Law (MEnvSci&Law) providing interdisciplinary study of the subject areas between the faculties of Law and Science at The University of Sydney
- Master of Health Law (MHL) providing a range of subjects exploring contemporary legal and social issues relating to health care
- Master of International Business and Law (MIntBus&L) providing interdisciplinary study of the subject area between the faculties of Law and Economics and Business at The University of Sydney
- Master of International Law (MIL) providing for specialisation in international law, both public and private, and building on the Sydney Law School's global reputation in international law
- Master of International Taxation (MIntTax) allowing further specialisation in taxation and reflecting the internationalisation of the Law School's postgraduate program and economic globalisation
- Master of Jurisprudence (MJur) providing specialist qualifications in jurisprudence and legal theory, including sociological theories of law
- Master of Labour Law and Relations (MLLR) open to those working in labour law and relations as well as those seeking to specialise in employment or industrial law
- Master of Taxation (MTax) catering both to lawyers and to accountants and others working in the field

Graduate Diploma courses are also an integral component of the Law School's postgraduate program. The first Graduate Diplomas in Jurisprudence and Criminology were established in 1964.

Other well-established programs include such courses as the Graduate Diploma in Law (GradDipLaw). Since 1998, these programs were joined by the:

- Graduate Diploma in Commercial Law (GradDipCommLaw)
- Graduate Diploma in Corporate, Securities and Finance Law (GradDipCorpLaw)
- Graduate Diploma in Environmental Law (GradDipEnvLaw)
- Graduate Diploma in Health Law (GradDipHL)
- Graduate Diploma in International Business Law (GradDipIntBusL)
- Graduate Diploma in International Law (GradDipIntLaw)
- Graduate Diploma in Jurisprudence (GradDipJur)
- Graduate Diploma in Public Health Law (GradDipPubHL)
- Graduate Diploma in Taxation (GradDipTax)

The Law School's Postgraduate Studies Committee administers the postgraduate program. In the extracts of the University Regulations (Resolutions of the University Senate or of the Faculty of Law), this is often abbreviated to "the Committee" for the purposes of simplicity.



## Doctorates

### Doctor of Laws (LLD)

The degree of Doctor of Laws (LLD) is awarded, on the recommendation of the Sydney Law School, for published work that has been recognised by scholars in the field concerned as a distinguished contribution to knowledge. Persons contemplating the submission of work for the LLD should first consult the Dean of the Law School. Only a mature scholar would be likely to present work meeting this requirement. The degree may also be awarded on an honorary basis in recognition of distinguished achievement.

### Doctor of Philosophy (PhD)

The degree of Doctor of Philosophy (PhD) is awarded by the University on the basis of a thesis, which is regarded by the examiners as a substantially original contribution to the area in which it is written. Candidates are required to submit a thesis of approximately 100,000 words, undertaken by supervision. The following is a summary of the requirements.

#### 1. Admission

##### *What are the requirements for admission?*

There are three main conditions of admission, namely:

- academic qualifications,
- research and publication experience, and
- suitability of the proposed course of study and research.

An applicant for admission to candidature for the degree of Doctor of Philosophy (PhD) must submit to the Sydney Law School a proposed program of advanced study and research. The applicant must submit satisfactory evidence of training and ability to pursue the proposed program.

##### **Academic qualifications**

The normal requirement is that the applicant has completed one of the following degrees:

- Bachelor of Laws (LLB) with First or Second Class Honours; or
- Master of Laws (LLM); or
- Qualifications which the University's Committee for Graduate Studies considers equivalent.

##### **Research and publications experience**

Satisfactory evidence of training and ability to pursue the proposed program may be demonstrated by showing the successful completion of a sustained piece of research in an earlier degree program, scholarly publications, or sustained research in a professional capacity. Candidates who are not able to demonstrate sufficient research experience may be admitted first to an LLM by research with a view to upgrading to a PhD if there is satisfactory progress.

##### **Proposed program of study**

The proposal must be:

- suitable in scope and standard for the PhD,
- one that the applicant is competent to undertake, and
- one for which supervision and facilities can be properly provided.

##### *When will I be admitted on a probationary basis?*

Applicants may be admitted to PhD candidature on a probationary basis. Probationary candidates are required to submit appropriate written work (for example, in the form of an empirical or literature review or a draft chapter) within nine months of commencement. The Postgraduate Research Committee of the Sydney Law School may confirm or terminate the candidature on the basis of this work. Probationary candidature must not exceed a period of nine months.

## 2. Course requirements

### *What are the course of study requirements?*

#### **Thesis**

A candidate must complete a thesis with an upper limit of 100,000 words of text, to be exceeded only with permission from the Associate Dean (Postgraduate Research), which is regarded as a substantially original contribution to the field in which it is written.

#### **Legal Research units**

The Sydney Law School requires candidates enrolled for the PhD to undertake three compulsory thesis support units of study (Legal Research 1, 2 and 3).

## 3. Credit for other study

### *Can I credit time spent in other research degrees?*

Candidates enrolled for at least one semester in a master's degree by research, who are admitted to candidature for the PhD, may be given credit for time spent towards the master's degree, provided that the research was directly related to the proposed research for the PhD.

Candidates enrolled at this University for at least one semester as a candidate for a Doctor of Juridical Studies (SJD) who are admitted to candidature for the PhD, may be given credit for time spent towards the SJD, provided that the research was directly related to the proposed research for the PhD.

## 4. Course progress

### *How long do I have to write my thesis?*

The minimum period of full-time candidature is three years except where the qualifying degree is that of master's by research, in which case it is two years. Except with the permission of the Dean, the maximum period is five years, except for candidates commencing from the beginning of 2001 who have a four-year maximum full-time completion period.

The Law School may admit to part-time candidature an applicant who, in the opinion of the Law School, is substantially free to carry out study and research for the degree. The maximum part-time candidature is seven years, except for candidates commencing from the beginning of 2001 who have an eight-year maximum part-time completion period. The minimum, to be recommended by the Law School in each case, is not less than three years. The Academic Board has approved the following guidelines for admission of part-time PhD candidates to the Sydney Law School:

- An applicant should be able to devote at least 20 hours per week to the candidature.
- An applicant should be able to attend the University for at least one day each week over the year, or for an equivalent period made up in blocks (see also residency requirements).
- The applicant's intended research should be planned by the applicant in consultation with the proposed supervisor and carried out by the applicant. The arrangements for supervision should be such that the research is under the control of the University. A supervisor will be appointed from within the University.

## 5. Residency requirements

A candidate pursuing candidature outside Australia must also complete a minimum of two semesters of candidature within the University before submission of the thesis.

## 6. Submission and examination of thesis

### *What are the obligations with respect to my thesis?*

The requirements for the submission of theses are applicable generally across the University. The complete resolutions are available in the latest Calendar.

## Doctor of Juridical Studies (SJD)

The degree of Doctor of Juridical Studies (SJD) comprises both a coursework and a thesis component. Candidates are required to submit a thesis of 75,000 words, which is undertaken under supervision and is examined on the same criteria as the Doctor of Philosophy (PhD), namely that it amounts to a substantially original contribution to the area in which it is written.

The following is a summary of the requirements.

### 1. Admission

#### *What are the admission requirements?*

An applicant for admission to candidature for the degree of SJD must submit to the Faculty a proposed program of advanced study and research. The applicant must also submit satisfactory evidence of training and ability to pursue the proposed program. There are three main conditions of admission, namely:

- academic qualifications,
- research and publication experience, and
- suitability of the proposed course of study and research.

#### **Academic qualifications**

The normal requirement is that the applicant has:

- completed one of the following degrees:
- Bachelor of Laws (LLB) with First or Second Class Honours; or
- Master of Laws (LLM); or
- Qualifications, which the University's Committee for Graduate Studies considers equivalent.

#### **Research and publications experience**

Satisfactory evidence of training and ability to pursue the proposed program may be demonstrated by showing the successful completion of a sustained piece of research in an earlier degree program, scholarly publications, or sustained research in a professional capacity.

Candidates who are not able to demonstrate sufficient research experience may be admitted first to an LLM by research with a view to upgrading to a SJD if there is satisfactory progress.

#### **Proposed program of study**

The proposal must be:

- suitable in scope and standard for the SJD,
- one that the applicant is competent to undertake, and
- one for which supervision and facilities can be properly provided.

#### *Can I study on a part-time basis?*

An applicant may be admitted as either a full-time or part-time candidate for the degree.

#### *What is the required proficiency in English?*

The Faculty may require the production of evidence to its satisfaction of a proposed candidate's proficiency in English before it accepts such a candidate for enrolment in the course of study and it may require a proposed candidate to successfully undertake a specialised program of study in English as a prerequisite to enrolment.

### 2. Course requirements

#### *What are the general course requirements?*

Candidates shall pursue an approved program of advanced study and research comprising:

- coursework units of study approved by the Law School which have a total of 18 credit points and which relate to the thesis referred to in 3. below;
- the following compulsory thesis support units of study:  
Legal Research 1  
Legal Research 2  
Legal Research 3; and
- a thesis of 75,000 words.

The Committee may approve a variation in a candidate's program of study and research.

#### *What are the thesis requirements?*

The Committee shall appoint a member of the academic staff of the University as supervisor of each candidate. The Committee may appoint an associate supervisor.

The candidate shall present a thesis with an upper limit of 75,000 words of text, to be exceeded only with permission from the Associate Dean (Postgraduate Research), which shall be a substantially original contribution to the subject concerned.

The topic of the thesis shall be approved by the Committee.

### 3. Credit for other study

#### *How can I get credit for other study?*

Applications for credit for other study are to be made to the Committee.

Such other study may include:

- study prior to enrolment; and
- study during enrolment.

#### *Can I credit postgraduate units of study offered towards another degree?*

The Committee may grant a candidate credit for:

- completion of postgraduate coursework units of study totalling at most 18 credit points and postgraduate research units of study totalling at most 18 credit points in respect of units of study offered towards the Master of Laws (LLM) in this Faculty;
- completion of postgraduate coursework units of study totalling at most 12 credit points in respect of units of study in another faculty of this University or at an equivalent provider of tertiary education.

The following conditions apply to such credit:

- no unit of study for which credit is granted has been a basis for the award of any other degree;
- the unit or units of study were passed at a level or with such additional assessment or other requirements as may be determined by the Committee in each case;
- the unit or units of study were completed within the six years immediately preceding the commencement of candidature for the SJD;

#### *Can I credit undergraduate units of study towards this degree?*

A candidate may be granted credit for units of study for the degree in either an undergraduate unit of study offered by this Faculty or in another Faculty of this University or at another University, provided that:

- the unit of study has an equivalent credit point value of at least six;
- no more than six credit points may be granted;
- no unit of study for which credit is granted is the basis for the award of any other degree;
- the unit of study is passed at a level and on terms as may be determined by the Committee in each case;
- a research paper be completed constituting no less than 60 per cent of the grade and that it be marked at postgraduate level.

#### *Can I credit time spent on a Master of Laws (LLM) or Doctor of Philosophy (PhD)*

The Committee may grant credit for the whole or any part of a period of candidature undertaken for the course of study of LLM by research or the course of study of PhD provided that:

- the candidate has abandoned candidature for the course of study for which credit is sought; and
- the period of candidature for which credit is sought involved a program of advanced study and research related to the candidate's proposed program of advanced study and research for the course of study of SJD.

#### 4. Course progress

##### *What are the time constraints for the degree?*

Except in special circumstances and with the approval of the Committee:

- a full-time candidate shall complete all the requirements of the degree not earlier than the third and not later than the end of the fourth year of candidature, or in the case of candidates enrolled prior to 1996, not earlier than the second and not later than the fourth year of candidature, excluding any period of approved suspended candidature;
- a part-time candidate shall complete all the requirements for the degree not earlier than the fourth and not later than the end of the eighth year of candidature, or in the case of candidates enrolled prior to 1996, not earlier than the third and not later than the fourth year of candidature, excluding any period of approved suspended candidature;
- all candidates shall complete a minimum of two semesters of full-time candidature over a period of time approved by the Committee.

##### *How often do I need to report my progress?*

A candidate shall prepare annually, a statement of the work done by the candidate towards completion of the requirements for the course of study.

The supervisor shall also prepare annually a report on the work done by the candidate, which shall be shown to the candidate for comment.

Both reports shall be lodged with the Faculty prior to referral to the Associate Dean (Postgraduate Research).

Both the candidate and supervisor(s) are invited to participate in the annual progress review meeting with the committee.

##### *What if my progress is unsatisfactory?*

Where, in the opinion of the Committee, a candidate has not made satisfactory progress towards completing the requirements for the degree, the Committee may call upon the candidate to show cause why the candidature should not be terminated for lack of satisfactory progress.

#### 5. Assessment and grades

##### *How is the thesis examined?*

The thesis is examined according to the standard prescribed by the University for the examination of the degree of SJD.

The Committee will appoint examiners for the thesis. There shall be not less than two examiners, of whom at least one (and normally both) must be external.

##### *How is the result of my candidature determined?*

The Committee shall recommend the result of the candidature:

- upon completion of the coursework units of study at the level of attainment prescribed by the Committee, and
- after consideration of the reports of the examiners on the thesis.

##### *How should the thesis be presented?*

The candidate shall state the sources from which the information is derived, the extent to which the work of others has been made use of, and the portion of the work the candidate claims as original.

A candidate may not present as the thesis any work that has been presented for a degree at this or another university, but the candidate will not be precluded from incorporating such work in the thesis, provided that, in presenting the thesis, the candidate indicates the part of the work, which has been so incorporated.

A candidate shall submit three copies of the thesis to the Faculty in a form prescribed by the Committee.

The thesis shall be accompanied by a certificate from the supervisor stating whether, in the supervisor's opinion, the form of presentation of the thesis is satisfactory.

When the degree has been awarded, a copy of the thesis incorporating any required emendations and revisions shall be lodged in the University Library.

#### Masters' degrees and graduate diplomas

The Sydney Law School offers a broad range of masters' degrees and graduate diplomas, including the Master of Laws (LLM) and Graduate Diploma in Law (GradDipLaw) and a range of specialist programs of study. The LLM and Master of Criminology (MCrim) degrees are available by research or by coursework.

The diplomas are based on programs of 24 credit points of study; the masters' degrees on 48 credit points of study. Most units of study are worth six credit points.

##### **Master of Laws (LLM) by Research**

The Master of Laws (LLM) may be undertaken by research or by coursework. The LLM by research, awarded on the basis of a thesis that is approximately 50,000 words and the completion of the compulsory research support unit, Legal Research 1, is undertaken under supervision and is a substantial contribution to the area in which it is written.

##### **Master of Laws (LLM) by Coursework /Graduate Diploma in Law (GradDipLaw)**

The LLM by coursework and the Graduate Diploma in Law (GradDipLaw) offer a broad range of choice across the entire field of postgraduate units of study in the Law School.

##### **Master of Administrative Law and Policy (MALP)**

The Master of Administrative Law and Policy (MALP) provides a specialist postgraduate qualification in administrative law and public policy. The curriculum is designed to offer comprehensive coverage of the legal, economic and policy issues arising in the context of public administration.

##### **Master of Business Law (MBL)**

The Master of Business Law (MBL) provides a flexible postgraduate qualification in business law and regulation. The curriculum is flexible and candidates may choose from any units offered as part of the specialist programs in taxation, international taxation, commercial law, international business law, and corporate, securities and finance law.

##### **Master of Criminology (MCrim) by Research**

The Master of Criminology (MCrim) may be taken by research or by coursework. The MCrim by research is awarded on the basis of a thesis, which is approximately 50,000 words, is undertaken under supervision and is a substantial contribution to the area in which it is written. MCrim research candidates are required to undertake the compulsory research support unit of study, Legal Research 1.

##### **Master of Criminology (MCrim)/Graduate Diploma in Criminology (GradDipCrim)**

The MCrim by coursework offers a comprehensive coverage of contemporary criminology and criminal justice issues. The Graduate Diploma in Criminology (GradDipCrim) offers students a choice of units of study from a comprehensive range of units related to contemporary criminology and criminal justice issues.

##### **Master of Environmental Law (MEL)/Graduate Diploma in Environmental Law (GradDipEnvLaw)**

The Master of Environmental Law (MEL) provides a specialist postgraduate qualification through comprehensive coverage of contemporary issues in environmental law and policy. The Graduate Diploma in Environmental Law (GradDipEnvLaw) provides a shorter specialist postgraduate qualification in environmental law.

**Master of Environmental Science and Law (MEnvSciLaw)**

The Master of Environmental Science and Law (MEnvSciLaw) is an interdisciplinary program, with candidates undertaking an equal load from the Sydney Law School and Faculty of Science respectively. It provides law graduates with the opportunity to extend their knowledge of the role of law in promoting ecological sustainability and to underpin this knowledge with an understanding of the fundamentals of environmental science. For science graduates, the opportunity is available to acquire new skills in the field of environmental law as well as extend their knowledge in environmental science. Please refer to the Faculty of Science Handbook and website for further information: [www.science.usyd.edu.au](http://www.science.usyd.edu.au)

**Master of Health Law (MHL)/Graduate Diploma in Health Law (GradDipHL)/Graduate Diploma in Public Health Law (GradDipPubHL)**

The Master of Health Law (MHL) provides a specialist postgraduate qualification in health law providing a wide-ranging interdisciplinary coverage of the contemporary legal and social debates about health care.

The Graduate Diploma in Health Law (GradDipHL) provides a shorter specialist postgraduate qualification in health law. The Graduate Diploma in Public Health Law (GradDipPubHL) provides a specialist postgraduate qualification that focuses on laws and legal strategies for protecting and promoting public health.

Graduates from either Diploma may apply to upgrade to the Master of Health Law. Candidates for the Master of Health Law degree must hold a degree in law, medicine, nursing or another relevant health care field.

**Master of International Business and Law (MIntBus&Law)**

The Master of International Business and Law (MIntBus&Law) is an interdisciplinary program taught jointly by the University's faculties of Law and Economics and Business. It seeks to provide candidates with the skills to cope with the increasing importance of international trade and business. Please refer to the Faculty of Economics and Business handbook or website <http://www.econ.usyd.edu.au> for further information.

**Master of International Law (MIL)/Graduate Diploma in International Law (GradDipIntLaw)/Graduate Diploma in International Business Law (GradDipIntBusL)**

The Master of International Law (MIL) provides a specialist postgraduate qualification through comprehensive coverage of contemporary issues in international law, policy and international relations. The Graduate Diploma in International Law (GradDipIntLaw) provides a shorter specialist postgraduate qualification in international law. The Graduate Diploma in International Business Law (GradDipIntBusL) provides an opportunity to specialise in international business law units within a short program.

**Master of International Taxation (MIntTax)**

The Master of International Taxation (MIntTax) provides a specialist postgraduate qualification in international and comparative taxation. It caters especially for international students who want to learn about the operation of taxation systems in the context of economic globalisation.

**Master of Jurisprudence (MJur)/Graduate Diploma in Jurisprudence (GradDipJur)**

The Master of Jurisprudence (MJur) provides a specialist postgraduate qualification in jurisprudence and legal theory, including sociology of law. The Graduate Diploma in Jurisprudence (GradDipJur) requires completion of units of study totalling 24 credit points from the range of units of study offered in the area Jurisprudence, plus a research project relating to a problem within the subject matter contained in one of the units of study undertaken.

**Master of Labour Law and Relations (MLLR)**

The Master of Labour Law and Relations (MLLR) is an interdisciplinary program taught jointly by the University's Law School and the Discipline of Work and Organisational Studies, Faculty of Economics and Business. It effectively blends the fields of Labour Law and Industrial Relations into a single qualification. Students undertake an equal number of units from the Law School and the Discipline of Work and Organisational Studies at the Faculty of Economics and Business.

**Master of Taxation (MTax)/Graduate Diploma in Taxation (GradDipTax)**

The Master of Taxation (MTax) provides a specialist postgraduate qualification in taxation law. The program will expose students to both policy issues and the operation of the tax system in practice. The Graduate Diploma in Taxation (GradDipTax) provides a shorter specialist postgraduate qualification in taxation.

**Graduate Diploma in Commercial Law (GradDipCommLaw)**

The Graduate Diploma in Commercial Law (GradDipCommLaw) allows students to choose from a wide range of units of study specialising in commercial law areas. The Law School's Commercial Law program focuses upon the broad spectrum of commercial law. It also offers candidates the opportunity to fine-tune their expertise in other areas also including taxation and corporate law.

**Graduate Diploma in Corporate, Securities and Finance Law (GradDipCorpLaw)**

Sydney Law School has a strong reputation and an innovative approach in the area of corporate, securities and finance law. Postgraduate study under the Master of Laws (LLM) degree and the Graduate Diploma in Corporate, Securities and Finance Law offers students a wide array of subjects in the corporate area. Courses are taught by the members of the Law School Faculty and Adjunct Faculty, which comprises eminent members of the legal community, including judges, solicitors and barristers. Course delivery is flexible, with courses run over a full semester or on an intensive basis. The postgraduate program is on offer not only to legal practitioners, but also to professionals who wish to build on their experience and attain a high level of expertise in their particular area. Courses are also available on an "attendance only" basis to practitioners under the Legal Professional Development program.

The International Faculty program, which offers a number of intensive courses in international corporate, commercial and tax law each year, provides students with the opportunity to study under some of the world's finest legal scholars. Recent scholars visiting under the International Faculty program included Professor Deborah DeMott (Duke University); Professor Michael Furmston (University of Bristol); Professor Geoffrey Miller (NYU); Professor Kees van Raad (Leiden University); Professor H David Rosenbloom (NYU); Professor Richard Speidel (Northwestern University).

The Law School also conducts a Seminar Series, which offers a number of commercial and corporate law seminars as part of its Legal Professional Development program. In these seminars, Australian and international legal experts present papers on contemporary developments in corporate/commercial law.

**Postgraduate – general information***Admission and enrolment*

Candidates and intending candidates should distinguish clearly between admission to candidature, enrolment and re-enrolment.

*Admission to candidature*

All intending candidates who have not previously been admitted to candidature must lodge applications for admission to candidature with the Law School on the prescribed form.

### Enrolment

An applicant for admission to candidature will be informed whether the application has been successful. The successful applicant must then enrol in person on the enrolment day and pay tuition fees.

### Confirmation of enrolment

All the information provided when you enrol is added to the University's student record database. This includes your course of study, academic year and the units of study you are taking. It is important that this information is recorded correctly at the beginning of the year, and amended accordingly, should a change occur in any of the details during the year.

To enable you to confirm the enrolment data recorded, you will be sent a confirmation of enrolment notice shortly after completion of enrolment. You should check this carefully. If the information is correct you should keep the form as a record of your current enrolment. Should the form be incorrect in any detail, you should notify the Law School as soon as possible to have your record amended. A new confirmation will then be sent to you.

### MyUni

It is possible for all students to view their enrolment details via the University of Sydney Student Portal through MyUni at

<http://myuni.usyd.edu.au>

It is also possible to download a tax invoice for fees from MyUni.

### Advice

Advice about fees for units of study for each semester will be forwarded separately. If a mistake has been made, you should follow the directions for correcting the error. Policies about when fees are due, the way they may be paid, and what happens to pre-paid fees if you change your mind, will also be set out in the letter.

If you wish to:

- change a unit of study in which you are enrolled
- discontinue a unit of study
- discontinue enrolment totally

you should apply at the Law School in order to obtain the appropriate approval. Your record at the University will not be correct unless you do this. It is not sufficient, for instance, to tell the lecturer that you have discontinued a unit of study. Unless the Law School approves an enrolment change formally, it will not be accepted and in most cases you will incur a financial liability in accordance with the University's fee refund policy.

The University imposes the following policies with respect to the refund of fees paid for local fee paying postgraduate award courses, units of study, and local postgraduate or undergraduate fee paying non-award programs.

### Fee policy

100% tuition fee liability or FEE-HELP debt will be incurred after the relevant census date below. No refund is payable subsequent to these dates.

Census date	Session(s) applicable
February Semester	
31 March	Semester-length (session 1) & Early intensive* (session 6)
27 June	Late intensive* (session 61)
July Semester	
29 August	Semester-length (session 2) & Early intensive* (session 5)
21 November	Late intensive* (session 51)

\* The Sydney Law School requests students intending to withdraw from an intensive unit of study do so no later than the close of business

on the first day of classes. Withdrawal requests received subsequent to the first day of classes may incur an administration fee.

### Course Transfer Fee Policy

Where approval is granted for a candidate to transfer from an award course in a lower fee band to a course in a higher fee band, the candidate is liable to pay the difference between the higher and lower fee bands at the time a unit of study was undertaken, for each unit to be credited to the higher fee band course. The course transfer fee cannot be covered by FEE-HELP and must be paid up-front at the time of transfer. HECS exempt research candidates who transfer to a coursework program are liable to pay the tuition fee for each unit of study they wish to credit towards the coursework degree or diploma.

### Student misconduct

Chapter 8 of the University by-laws, which is entitled "Discipline of students" covers aspects of student misconduct, which includes:

- misconduct on the part of a student which is prejudicial to the good order and government of the University or impairs the reasonable freedom of other persons to pursue their studies or research in the University or to participate in the life of the University; and
- refusal by a student to give satisfactory particulars of the student's identity in response to a direction to do so by a prescribed officer, and any other form of willful disobedience to a reasonable direction of a prescribed officer.

Misconduct can thus cover a very wide range of misbehaviour, from damaging University property to cheating in examinations, for example.

There have been a number of cases of misconduct in the University emerging from the classwork context rather than examinations. These have included students being found guilty of plagiarism in essays and of copying other students' assignments.

The University recognises that there is a difference between innocent and deliberate plagiarism and the former can usually be dealt with within the department or faculty, without reference to the Registrar. Some cases of plagiarism arise from lack of knowledge as to what constitutes plagiarism and the student may be unaware that the practice is unacceptable. Plagiarism involves a failure to acknowledge (by quotation marks) words copied from another source; a failure to attribute authorship to any words copied in this way; and failure to acknowledge key concepts and ideas which have been rephrased by the student.

In such cases staff have a duty to correct students and direct any required remedial work to be undertaken. Such plagiarism, whilst it is unacceptable, is not misconduct, nor is the correction of it a penalty.

Blatant plagiarism, where it appears there is a deliberate intention to deceive or where a student has copied another student's work, is a serious matter and may attract penalties ranging from a reprimand to failing a unit of study. In extreme cases an offender may be failed in all units of study and suspended from the University. Such penalties can only be legally applied by following the relevant procedures.

### Reassessment

Candidates have no right to request a supplementary examination or to re-submit assessment that has received a fail grade, or a poor mark. This applies to all postgraduate law units of study undertaken. Please note that a 'remark' of assessment is not automatically granted. If the student is not satisfied with the Unit Co-ordinator's decision with respect to their appeal, the student may appeal to the Pro-Dean (Teaching Programs) at the Sydney Law School.

### Extensions and Special Consideration

In cases where a candidate has been unable to meet assessment deadlines due to serious illness or misadventure (as defined in University policy on "Special Consideration due to Illness or Misadventure"), a lecturer may grant an extension or accommodate the candidate's circumstances. Any extension must be for a clearly defined and limited period of time. Only rarely will it ever be reasonable

for a student to be permitted to submit assessment deep into the semester following that in which the unit was taught. If, despite special consideration, a candidate is unable to meet the submission requirements within a reasonable timeframe, the lecturer will report a "Discontinuation – not to count as failure" (DNF) grade for the unit of study concerned. Students who believe that, despite reasonable accommodation in accordance with University policies, they are unable to meet assessment requirements, must inform their lecturer so that their withdrawal (DNF) for that unit of study can be finalised. Except in extraordinary circumstances, students may not enrol in new units of study without having completed their assessment obligations in existing ones. Students who do not formally seek an extension or special consideration by the due date for submission of assessment or as soon as practicable thereafter, or who fail to meet any extension granted by the lecturer without reasonable excuse, will receive an "Absent Fail" (AF) grade.

#### *Early assessment and alternative forms of assessment*

Candidates are expected to be available to sit examinations and to submit other assessable work at the advertised times. Candidates have no right to demand alternative forms of assessment or alternative dates for submission or return of results merely in order to suit their individual preferences.

### **International students**

#### *Enrolment*

If you are an international student and wish to undertake postgraduate study at the Sydney Law School you should be advised that many of the subjects in the Master's and Graduate Diploma programs pre-suppose a common law background and a knowledge of the Australian Constitution. Some of the subjects require detailed study and analysis of highly technical and lengthy statutes. The language of instruction is English and fluency in spoken and written English is essential for all units of study. If English is not your first language, you will have to satisfy the requirements of the University of Sydney with respect to English language proficiency and provide evidence of having met the standard in accepted tests (TOEFL score at minimum 600 on paper test or 250 on computer test, plus a TWE [Test of Written English] score at 4.5; or an Internet Based TOEFL Test with 100 plus a minimum of 21 in the writing section; or an IELTS at 7.0 overall, with no band less than 6.0). The Law School can also offer helpful advice as to the selection of a suitable program of study.

International graduates in law are advised that it is not possible to qualify for admission to legal practice in New South Wales by undertaking postgraduate law studies at this or any other university in the state. Any international law graduate or overseas legal practitioner hoping to enter local legal practice should ascertain from the Legal Profession Admission Board (LPAB) – Level 4, 37 Bligh Street, Sydney, 2000, phone +61 2 9338 3500 – what further examinations must be taken and what other conditions must be fulfilled in order to satisfy the requirements for admission to practice in the state of New South Wales. Generally, a substantial number of additional examinations must be taken since little credit can be accorded, for admission purposes, for law studies completed or partially completed in a number of overseas countries. Foreign nationality is no longer a barrier to admission to practice as a lawyer in New South Wales, provided the educational and other requirements of the Legal Profession Admission Board (LPAB) are met.

#### *Assistance*

Please refer to the International Office website for the latest details: [www.usyd.edu.au/internationaloffice](http://www.usyd.edu.au/internationaloffice)

#### *Fees*

All private international students are required to pay full tuition fees. Fees are determined annually by the University, but provided you complete your course of study in the minimum time allowed, you only have to pay an annual fee fixed at the rate payable when you first enrol. Detailed information about fees, payment procedures and refunds are available from the University's International Office or the

Postgraduate Team at the Sydney Law School. If you are accepted for postgraduate study, you will be required, under Australian Government regulations, to pay half the annual fee in advance, upon receipt of which the University will issue you with a visa document known as an acceptance advice form. This document should be submitted to the nearest Australian diplomatic mission for visa processing.

Students will be admitted twice a year, depending upon the resources in the Law School, the availability of units of study and the student's requirements.

The University provides an orientation program and students will be advised by the University's International Student Services unit of appropriate dates and times.

#### *The International Students Centre (ISC)*

The University has established the ISC to assist international students. The ISC consists of the International Office (IO) and the International Student Services Unit (ISSU) and is located in the Services Building at the University of Sydney.

The IO has been designated as a drop-in centre for all international students and provides assistance in a variety of ways, ranging from providing information on programs of study in the University, to sorting out difficulties with fee payments or visa documentation. It is important that international students keep in contact with the IO and notify them of any change in their enrolment or of any personal circumstance, which would affect the maintenance of accurate records, for example, change of address. The IO can be contacted on +61 2 9351 4079.

The ISSU provides welfare and counselling services, together with pre-departure, orientation and re-entry programs, for all international students enrolled at The University of Sydney and their families. Any student experiencing difficulties is encouraged to contact the ISSU by phoning to make an appointment on +61 2 9351 4749 or calling in personally between 9am and 5pm Monday to Friday.

#### *Communication with staff members*

You may make contact with a member of staff directly by telephone or by email. Please refer to the Sydney Law School website for all contact details:

[www.law.usyd.edu.au/about/staff](http://www.law.usyd.edu.au/about/staff)

#### *Information regarding units of study*

Many units of study will be offered in alternate years only. Students should seek confirmation of unit offerings before planning their programs of study.

Not all of the units listed are available to candidates for the:

- Master of Administrative Law and Policy (MALP)
- Master of Business Law (MBL)
- Master of Criminology (MCrim)
- Master of Environmental Law (MEL)
- Master of Environmental Science and Law (MEnvSciLaw)
- Master of Health Law (MHL)
- Master of International Business and Law (MIntBus&L)
- Master of International Law (MIL)
- Master of International Taxation (MIntTax)
- Master of Jurisprudence (MJur)
- Master of Labour Law and Relations (MLLR)
- Master of Taxation (MTax)
- Graduate Diploma in Commercial Law (GradDipCommLaw)
- Graduate Diploma in Corporate, Securities and Finance Law (GradDipCorpLaw)
- Graduate Diploma in Criminology (GradDipCrim)
- Graduate Diploma in Environmental Law (GradDipEnvLaw)
- Graduate Diploma in Health Law (GradDipHL)
- Graduate Diploma in International Business Law (GradDipIntBusL)
- Graduate Diploma in International Law (GradDipIntLaw)
- Graduate Diploma in Jurisprudence (GradDipJur)
- Graduate Diploma in Public Health Law (GradDipPubHL)
- Graduate Diploma in Taxation. (GradDipTax)

Intending candidates should refer to the relevant pages of this Handbook for information on the units which may be counted towards the requirements of the above degrees and graduate diplomas.

### *Variation in units on offer*

The large scale and international profile of the postgraduate program means that units on offer, teaching arrangements and assessment regimes may alter at short notice to take advantage of visitors, collaborative teaching opportunities, or the need to staff other units in high demand. Attempts are made to limit the number of such changes in order to provide maximum program stability. Advance information about such variations may also be obtained by consulting the Law School website - <http://www.law.usyd.edu.au>

### *Semester dates*

The official University semester dates are shown in the front of this Handbook. The commencing dates of each unit are shown on the lecture timetable obtainable from the Law School Information Desk from October of the preceding year. Lectures in postgraduate units are also offered in intensive or non-standard semester format.

### *Reading materials*

Reading materials are available either in hard-copy format or online via the Library e-Reserve Collection at:  
<http://opac.library.usyd.edu.au/r>

Course outlines, handouts and important announcements may be available via the Web Course Tools (WebCT) site for each unit. WebCT sites are generally accessible on the first day of classes (for Session

1 & 2 units). Candidates enrolled in intensive units will be notified of the availability of the WebCT site via their USyd email address. Hard copy materials are normally available approximately 2-3 weeks prior to the commencement of the unit and may be collected from the Information Desk on Level 12.

Acts and regulations of the Australian Parliament are obtainable from:

Australian Government Publications and Inquiry Centre  
120 Clarence Street, Sydney NSW 2000

Acts and regulations of the NSW State Parliament are obtainable from:

Government Information and Sales Centre  
55 Hunter Street, Sydney NSW 2000

### *Cross-institutional enrolment*

Candidates may undertake units in postgraduate programs at other universities subject to approval by the Associate Dean (Postgraduate Coursework) prior to enrolment in that unit. Applications to take units at overseas universities will also be considered.

A formal application, detailing the academic content, attendance and assessment requirements of the unit/s proposed to be completed, should be made to the Associate Dean (Postgraduate Coursework) before enrolling with the other institution. The form is available from the Law School website:

[www.law.usyd.edu.au/cstudent/coursework/docs\\_pdfs/credit.pdf](http://www.law.usyd.edu.au/cstudent/coursework/docs_pdfs/credit.pdf)

# 13. Postgraduate degree regulations

## Doctor of Juridical Studies (SJD)

### 1. Admission

- 1.1 An applicant for admission to candidature shall:
- 1.1.1 lodge an application with the Faculty; and
- 1.1.2 submit with the application an outline of the proposed course of advanced study and research, including both the area of the proposed thesis and proposals for related coursework units of study.
- 1.2 An application for admission to part-time candidature shall submit with the application a written undertaking that the applicant will:
- 1.2.1 have sufficient time available to complete the requirements for the degree in accordance with section 7.2 and within the maximum period prescribed in section 7.2.2 of these resolutions; and
- 1.2.2 be able to attend at the University at such times and on such occasions for purposes of consultation and participation in departmental activities, as may be required on the recommendation of the head of department concerned or the Associate Dean (Postgraduate Research).
- 1.3 The Postgraduate Research Committee of the Faculty (hereafter referred to as the Committee) may admit an applicant to candidature for the degree if:
- 1.3.1 the candidate's application complies with section 1.1 and 1.2, and
- 1.3.2 (except as provided in section 1.4 of these resolutions) the applicant holds or has fulfilled the requirements for:
- 1.3.2.1 the degree of Bachelor of Laws (LLB) of the University of Sydney with First or Second Class Honours, or
- 1.3.2.2 the degree of Master of Laws (LLM) of the University of Sydney by coursework at a level of attainment prescribed by the resolution of the Postgraduate Studies Committee of the Faculty of Law.
- 1.4 On the recommendation of the Faculty, the Academic Board may admit to candidature for the degree an applicant whose application complies with section 1.1 and 1.2, and who:
- 1.4.1.1 is either a law graduate of another university or college of advanced education; or
- 1.4.1.2 a person accepted by the Faculty and by the Academic Board as having standing equivalent to that required of a law graduate of the University who is qualified for admission to candidature for the degree; and
- 1.4.1.3 is recommended by the Faculty as being suitably prepared in the particular field of study in which the applicant proposes to be a candidate.

### 2. Requirements for the SJD

- 2.1 Candidates shall pursue an approved course of advanced study and research comprising:
- 2.1.1 three postgraduate coursework units of study offered for the degree of Master of Laws (LLM) at the University of Sydney which relate to the thesis referred to in 4.1.2 below and completed in accordance with the resolutions relating to that degree;
- 2.1.2 three postgraduate research units of study which until the Faculty otherwise prescribes shall be:
- 2.1.2.1 Legal Research 1
- 2.1.2.2 Legal Research 2
- 2.1.2.3 Legal Research 3; and
- 2.1.3 a thesis.
- 2.2 With the approval of the Committee a candidate may complete up to two of the postgraduate coursework units of study referred to in section 2.1.1 in another faculty of this University or at another University, provided that:
- 2.2.1 no unit of study for which credit is granted is the basis for the award of any other degree;
- 2.2.2 the unit or units of study are passed at a level, or with such additional assessment or other requirements, as may be determined by the Committee in each case.

- 2.3 With the approval of the Committee a candidate may in exceptional circumstances complete one unit of study referred to in section 2.1.1 in either an undergraduate course offered by this Faculty or in another faculty of this University or at another university, provided that:

- 2.3.1 no unit of study for which credit is granted is the basis for the award of any other degree;
- 2.3.2 the unit of study is passed at a level, or with such additional assessment or other requirements, as may be determined by the Committee in each case.
- 2.4 The Committee may approve a variation in a candidate's course of study and research.

### 3. Credit for previous studies

#### 3.1 Coursework degrees

- 3.1.1 The Committee may grant a candidate credit for:
- 3.1.1.1 up to three postgraduate coursework units of study completed for the degree of Master of Laws (LLM) in this Faculty; or
- 3.1.1.2 up to two postgraduate coursework units of study in respect of units of study completed in another faculty of this University or at another university, provided that:
- 3.1.1.2.1 no unit of study for which credit is granted has been a basis for the award of any other degree;
- 3.1.1.2.2 the units of study were passed at a level or with such additional assessment or other requirements as may be determined by the Board in each case;
- 3.1.1.2.3 the units of study were completed within six years immediately preceding the commencement of candidature for the degree of Doctor of Juridical Studies (SJD); and
- 3.1.1.2.4 each unit of study falls within the scope of the approved course of study and research under section 4.

#### 3.2 Research degrees

- 3.2.1 The Board may grant credit for the whole or any part of a period of candidature undertaken for the degree of Master of Laws (LLM) by thesis or the degree of Doctor of Philosophy (PhD) in this Faculty provided that the candidate has abandoned candidature for the degree for which credit is sought and the period of candidature for which credit is sought:
- 3.2.1.1 involved a course of advanced study and research related to the candidate's proposed course of advanced study and research for the degree of Doctor of Juridical Studies (SJD); and
- 3.2.1.2 was taken within six years immediately preceding the commencement of the degree of Doctor of Juridical Studies (SJD).

### 4. The thesis

- 4.1 The candidate for the SJD shall present a thesis which is a substantially original contribution to the subject concerned.
- 4.2 The thesis shall have an upper limit of 75,000 words of text that may be exceeded only with permission from the Associate Dean (Postgraduate Research).
- 4.3 The candidate shall state:
- 4.3.1 the sources from which the information is derived;
- 4.3.2 the extent to which the work of others has been made use of; and
- 4.3.3 the portion of the work the candidate claims as original.
- 4.4 The topic of the thesis shall be approved by the Committee.
- 4.5.1 The Committee on the recommendation of the Associate Dean (Postgraduate Research) shall appoint a supervisor who shall be a member of the academic staff of the Faculty.
- 4.5.2 In appropriate cases the Committee may appoint an associate supervisor.
- 4.6 A candidate may not present as the thesis any work which has been presented for a degree at this or another university, but the candidate will not be precluded from incorporating such work in the thesis, provided that, in presenting the thesis, the



- candidate indicates the part of the work which has been so incorporated.
- 4.7 A candidate shall submit to the Faculty three copies of the thesis in a form prescribed by the Committee.
- 4.8 The thesis shall be accompanied by a certificate from the supervisor stating whether, in the supervisor's opinion, the form of presentation of the thesis is satisfactory.
- 4.9 When the degree has been awarded, a copy of the thesis incorporating any required emendations and revisions shall be lodged in the University Library.
- 5. Appointment of examiners**
- 5.1 On receiving the thesis and having considered the certificate of the supervisor, the Committee shall, if it thinks fit, appoint examiners.
- 5.2 If the Committee resolves to appoint examiners it shall appoint at least two external examiners.
- 5.3 The Committee shall report the names of the examiners appointed to the Academic Board, which may appoint one or more additional examiners.
- 5.4 In any case where the Committee, having received the thesis and having considered the report of the supervisor, resolves not to appoint examiners, it shall report the circumstances for its decision to the Academic Board.
- 6. Degree result**
- 6.1 Upon completion of the coursework at the level prescribed by the Board and after consideration of the reports of the examiners on the thesis, the Committee shall submit the reports, together with a recommendation concerning the award of the degree, to the Academic Board which shall determine the result of the candidature.
- 7. Time limits**
- 7.1 Subject to section 7.2 a candidate may proceed either on a full-time or part-time basis.
- 7.2 Except in special circumstances and with the approval of the Committee:
- 7.2.1 the maximum length of candidature for a full time candidate shall be eight semesters (excluding any period of approved suspended candidature);
- 7.2.2 the maximum length of part time candidature shall be 16 semesters (excluding any period of approved suspended candidature).
- 7.3 A candidate shall prepare annually, before enrolment, a statement of the work done by the candidate towards completion of the requirements for the degree and submit it to the appointed supervisor.
- 7.4 The supervisor shall also prepare annually a report on the work done by the candidate, which shall be shown to the candidate for comment, and the candidate shall sign the report as having sighted the contents.
- 7.5 Both reports shall then be forwarded to the Associate Dean (Postgraduate Research).
- 7.6 Where, in the opinion of the Committee, a candidate has not made satisfactory progress towards completing the requirements for the degree, the Committee may call upon the candidate to show cause why the candidature should not be terminated for lack of satisfactory progress.
- 8. Suspension of Candidature**
- 8.1 The Postgraduate Research Committee, or the Committee's nominee, may on written application by a candidate suspend the candidature on the grounds and conditions the Committee or its nominee thinks fit.
- 8.1.1 Any period of suspension does not count towards any period which the course of study would otherwise have been required to be completed.
- 8.2 The Postgraduate Research Committee, or the Committee's nominee, may on written application by a candidate permit a candidate who has been admitted to candidature but has not enrolled for a first time to defer enrolment for one year.
- 9. Satisfactory progress**
- 9.1 The Postgraduate Research Committee, or the Committee's nominee, may require a candidate to show cause why the candidature should not be terminated for unsatisfactory progress, in any of the following circumstances:
- 9.1.1 a candidate has not completed all the requirements of the degree within the time specified in seven of these resolutions:  
or

- 9.1.2 the candidate has obtained failures in any two units of study or two failures in one unit of study.
- 9.2 If the Postgraduate Research Committee considers that the candidate has not shown good cause why the candidature should not be terminated, the Committee may terminate the candidature.

## Master of Laws (LLM)

### 1. Admission

- 1.1 An applicant may be admitted to candidature for the Master of Laws (LLM) if the applicant holds such qualifications at such levels of achievement on such terms and conditions as may be determined from time to time by the Faculty.
- 1.2 Applications for admission to candidature must be made in writing to the Faculty by the time and in the manner determined by the Faculty from time to time. The Faculty refers such applications to the Postgraduate Coursework Committee or Postgraduate Research Committee, or the Committee's nominee.
- 1.3 The language of study and assessment is English. Before accepting an application the Faculty may require the applicant to demonstrate proficiency in English (including undertaking a specified program of study in English).
- 1.4 An applicant may be admitted as either a full-time or a part-time candidate for the degree.
- 1.5 In the Master of Laws (LLM) an applicant may be admitted as a candidate for either:
- 1.5.1 the Master of Laws (LLM) by coursework or
- 1.5.2 the Master of Laws (LLM) by thesis.
- 1.6 At the time of admission a candidate must elect to undertake the Master of Laws (LLM) either by coursework or by thesis.
- 1.7 *Admission to the Master of Laws (LLM) by coursework:*
- 1.7.1 An applicant may be admitted to candidature for the Master of Laws (LLM) by coursework or the Master of Laws (LLM) by thesis if:
- 1.7.1.1 the applicant has completed a degree of Bachelor of Laws (LLB) or equivalent at a level of merit sufficient for the program of study; or
- 1.7.1.2 the applicant has completed with sufficient merit for the program of study all the examinations of the Joint Examinations Committee of the Supreme Court of New South Wales.
- 1.8 *Admission to the Master of Laws (LLM) by thesis:*
- 1.8.1 Admission to candidature for the Master of Laws (LLM) by thesis requires an Honours degree at either first or second class honours.
- 1.8.2 Applications for admission to candidature for the Master of Laws (LLM) by thesis are assessed on the basis of:
- 1.8.2.1 suitability and sufficiency of merit of the applicant's prior qualification (Bachelor of Laws (LLB) or equivalent);
- 1.8.2.2 suitability of proposed topic; and
- 1.8.2.3 availability of appropriate supervision.
- 1.9 A person may be permitted to enrol in a single unit or units of study if the Postgraduate Coursework Committee or its nominee approves the application.
- 2. Units of study**
- 2.1 Candidates for the Master of Laws (LLM) by thesis are required to complete the unit of study Legal Research 1.
- 2.2 The units of study prescribed by the Faculty as leading to the Master of Laws (LLM) by coursework are set out in section 2.4 of these resolutions.
- 2.3 All units of study in the Master of Laws (LLM) by coursework have a value of 6 credit points unless otherwise specified.
- 2.4 **Table of units of study: Master of Laws (LLM) by coursework**
- 2.4.1 A candidates for the Master of Laws (LLM) by coursework may choose from the full range of postgraduate units of study offered by the Faculty unless specified otherwise.
- 2.4.2 Not all units may be offered every year. Candidates should refer to the latest lecture timetable for confirmation of current year unit of study availability.
- 2.5 Candidates in the Master of Laws (LLM) by coursework may enrol in an Independent Research Project unit or units of study comprising 6 or 12, but not more than 12, credit points, subject to the approval of the Associate Dean (Postgraduate Coursework) and satisfaction of any policies issued by the Program Coordinator.

- 2.5.1 A single unit Independent Research Project worth 6 credit points will be of one semester in length; a 12 credit point Independent Research Project unit will cover two semesters.
- 2.5.2 A single unit Independent Research Project requires submission of a substantial research paper of approximately 10,000 words; a 12 credit point unit requires a substantial research paper of approximately 20,000 words.
- 2.5.3 'Approximately' in relation to word length means a deviation of not more or less than 15 percent from the stated word limit.
- 2.6 Only in exceptional circumstances will a candidate for the Master of Laws (LLM) by coursework be permitted to enrol in designated undergraduate law units of study as approved and offered by the Faculty.
- 2.6.1 A candidate must demonstrate that the undergraduate unit would enhance their area of specialisation or otherwise contribute to their program of postgraduate learning.
- 2.6.2 A candidate may enrol in undergraduate law units totalling at most 12 credit points.
- 2.6.3 A candidate may not enrol in the unit Foundations of Law.
- 2.6.4 A candidate will be required to comply with any alternative assessment requirements imposed in respect of that candidate for the undergraduate unit of study (normally including a research paper constituting not less than 60 percent of the assessment requirements for the unit of study), and to be assessed at postgraduate standard.
- 2.6.5 The Postgraduate Coursework Committee may award the credit on the recommendation of the Associate Dean (Postgraduate Coursework).
- 2.6.6 Each 8 credit point undergraduate unit may only count as one 6 credit point unit towards the Master of Laws (LLM) by coursework.
- 3. Requirements for the Master of Laws (LLM)**
- 3.1 A candidate for the Master of Laws (LLM) by coursework must:
- 3.1.1 attend classes (or in the case of the Independent Research Project unit, satisfy the requirements for that unit) in units of study totalling 48 credit points chosen from the units of study prescribed by the Faculty as units of study leading to the Master of Laws (LLM) by coursework; and
- 3.1.2 pass the assessments in those units of study.
- 3.2 A candidate for the Master of Laws (LLM) by coursework who first enrolled prior to 1 January 1999, if eligible and permitted to enrol for an honours dissertation, must complete that dissertation at the stipulated standard in addition to the 48 credit points required in 3.1.
- 3.3 A candidate for the Master of Laws (LLM) by thesis must:
- 3.3.1 attend classes in the unit of study Legal Research 1 and pass the assessment in that unit; and
- 3.3.2 present to the Faculty a thesis in the subject approved by the Postgraduate Research Committee, having an upper limit of 50,000 words of text that may be exceeded only with permission from the Associate Dean (Postgraduate Research); and
- 3.3.3 satisfy the examiners that the thesis is a substantial contribution to the subject concerned.
- 4. Requirements for honours degrees**
- 4.1 The degree of Master of Laws (LLM) by thesis is awarded at Honours 1, Honours 2 or Pass level.
- 4.2 A candidate for the Master of Laws (LLM) by coursework is not eligible for Honours unless they first enrolled before 1 January 1999 and are currently enrolled in Honours as at 1 January 2009.
- 5. Suspension of candidature**
- 5.1 The Postgraduate Coursework Committee or Postgraduate Research Committee, or the Committee's nominee, may on written application by a candidate suspend the candidature on the grounds and conditions the Committee or its nominee thinks fit.
- 5.1.1 Any period of suspension does not count towards any period within which the course of study would otherwise have been required to be completed.
- 5.2 The Postgraduate Coursework Committee or Postgraduate Research Committee, or the Committee's nominee, may on written application by a candidate permit a candidate who has been admitted to candidature but has not enrolled for a first time to defer enrolment for one year.
- 6. Satisfactory progress**
- 6.1 The Postgraduate Coursework Committee or Postgraduate Research Committee, or the Committee's nominee, may require a candidate to show cause why the candidature should not be terminated for unsatisfactory progress, in any of the following circumstances:
- 6.1.1 a candidate has not completed all the requirements of the degree within the time specified in section 7 of these resolutions; or
- 6.1.2 the candidate has obtained failures in any two units of study or two failures in one unit of study.
- 6.2 If the Postgraduate Coursework Committee or Postgraduate Research Committee considers that the candidate has not shown good cause why the candidature should not be terminated, the Committee may terminate the candidature.
- 7. Time limit**
- 7.1 *For the Master of Laws (LLM) by thesis:*
- 7.1.1 A full-time candidate must complete all the requirements for the degree not more than two years and not less than one year from the date of first enrolment as a candidate.
- 7.1.2 A part-time candidate must complete all the requirements for the degree not more than four years and not less than two years from the date of first enrolment as a candidate.
- 7.1.3 A full-time candidate must present three copies of the thesis not less than one year and not more than two years from the date of first enrolment as a candidate.
- 7.1.4 A part-time candidate must present three copies of the thesis not less than two years and not more than four years from the date of first enrolment as a candidate.
- 7.2 *For the Master of Laws (LLM) by coursework:*
- 7.2.1 A full-time candidate must complete all the requirements for the degree not more than three years and not less than one year from the date of first enrolment as a candidate.
- 7.2.2 A part-time candidate must complete all the requirements for the degree not more than six years and not less than two years from the date of first enrolment as a candidate.
- 7.3 Periods of suspended candidature are not to be counted in the time for completing the Master of Laws (LLM).
- 7.4 In special circumstances and with the approval of the Postgraduate Coursework Committee or Postgraduate Research Committee, a candidate may complete the degree outside the periods specified in sections 7.1 and 7.2 of these resolutions.
- 7.5 In no case may a candidate obtain credit for a unit of study completed more than ten years prior to completion of the requirements of the degree. In exceptional circumstances, the Postgraduate Coursework Committee may waive this requirement.
- 7.6 In the Master of Laws (LLM) by thesis, the Postgraduate Research Committee may deem time spent or work done towards the degree of Doctor of Philosophy (PhD) by a candidate before admission to candidature for the Master of Laws (LLM) by thesis to be time spent or work done after admission, provided the candidate has ceased to be a candidate for the Doctor of Philosophy (PhD).
- 8. Assessment policy**
- 8.1 In the Master of Laws (LLM) by coursework each unit of study is assessed in grades of High Distinction, Distinction, Credit and Pass. The range of marks applicable are:
- 8.1.1 High Distinction 85–100 percent
- 8.1.2 Distinction 75–84 percent
- 8.1.3 Credit 65–74 percent
- 8.1.4 Pass 50–64 percent
- 8.2 For candidates who first enrolled after 1 January 1999, the Master of Laws (LLM) by coursework is awarded only on a Pass basis.
- 8.3 With permission of the lecturer coordinating the unit of study concerned, a candidate in the Master of Laws (LLM) by Coursework may write a research paper in full or partial satisfaction of the assessment requirements in a unit of study.
- 8.3.1 The topic of any research paper to be submitted must be nominated by the candidate and approved as a relevant topic by the lecturer in the unit of study concerned. When nominating a topic, the candidate must outline the matter to be dealt with in the research paper.
- 8.3.2 The required length of any research paper for a unit of study shall be 6000-10,000 words for a unit of study of 6 credit

- points and 12,000-20,000 words for a unit of study of 12 credit points. The lecturer coordinating the unit of study determines the length within these ranges.
- 8.4 *In the Master of Laws (LLM) by coursework:*
- 8.4.1 A unit of study of 6 credit points requires attendance of approximately 26 hours of classes. A unit of study of 12 credit points requires attendance of approximately 52 hours of classes.
- 8.4.1.1 A candidate whose attendance record at classes in a unit of study in which the candidate is enrolled is unsatisfactory may be refused permission to take the assessments in that unit of study. A candidate refused permission will be deemed to have discontinued the unit of study with permission.
- 8.4.1.2 For the purpose of this resolution, attendance at less than 70 percent of scheduled classes is an unsatisfactory attendance record.
- 8.5 In exceptional circumstances, the lecturer may waive up to 50% of the unit of study attendance.
- 8.6 *In the Master of Laws (LLM) by thesis:*
- 8.6.1 A thesis candidate must apply in writing for the Postgraduate Research Committee's approval of the subject of the proposed thesis.
- 8.6.2 The Postgraduate Research Committee appoints a member of the University's academic staff, or in exceptional cases and in accordance with University policies, another suitably qualified person, as supervisor of each candidate.
- 8.6.2.1 A thesis candidate must personally consult with the supervisor or supervisors appointed by the Postgraduate Research Committee on a regular basis and in accordance with University and Faculty policies about supervision practices.
- 8.6.2.2 The requirements in 8.6.2.1 may be adapted to meet special geographic or other circumstances.
- 8.6.3 A candidate may be required by the Postgraduate Research Committee, or its nominee, to attend lectures or seminars subject to the approval of any other relevant head of department.
- 8.6.4 Before each re-enrolment, a candidate for the Master of Laws (LLM) by thesis must submit to the Associate Dean (Postgraduate Research) a short statement of the work done by the candidate in the preceding 12 months.
- 8.7 *Examination of theses for the Master of Laws (LLM) by thesis:*
- 8.7.1 A thesis may be submitted for assessment in a temporary binding provided that it is strong enough to withstand ordinary handling and postage.
- 8.7.2 The degree will not be awarded until the candidate has lodged with the University at least two copies of the thesis, containing any amendments or corrections that may be required. These copies must be bound in permanent form.
- 8.7.3 The Postgraduate Research Committee, in accordance with the policies determined by the Faculty and University from time to time, must appoint two examiners with qualifications it thinks fit to examine the thesis of the candidate, of whom at least one must be external to the University of Sydney.
- 8.7.4 A thesis must be accompanied by a certificate from the supervisor stating whether, in the supervisor's opinion, the thesis is presented in a satisfactory form and prima facie examinable.
- 8.7.5 The candidate must state in the thesis, generally in a preface, and specifically in notes:
- 8.7.5.1 the sources from which the information was derived;
- 8.7.5.2 the extent to which the work of others has been used; and
- 8.7.5.3 the portions of the thesis claimed as original.
- 8.7.6 The candidate must not lodge as the thesis any work previously submitted for a degree of this or any other university. However, work of that kind may be incorporated in the thesis, provided that the thesis indicates the work so incorporated.
- 8.7.7 The Postgraduate Research Committee must determine the grade at which the degree is to be awarded to a successful thesis candidate in light of the reports of the examiners.
- 8.7.7.1 The degree is awarded at Honours 1, Honours 2 or Pass level.
- 8.7.8 The Postgraduate Research Committee must ensure that the result is in accordance with University policy and

procedures as stipulated in the University's publication Postgraduate Studies Handbook.

## 9. Credit transfer policy

- 9.1 *Master of Laws (LLM) by coursework:*
- 9.1.1 Candidates for the Master of Laws (LLM) by coursework may make applications for credit for other study to the Postgraduate Coursework Committee or its nominee. The other study may include:
- 9.1.1.1 study prior to enrolment; and
- 9.1.1.2 study elsewhere during enrolment.
- 9.1.2 The Postgraduate Coursework Committee or its nominee may in its discretion grant a candidate for the Master of Laws (LLM) by coursework credit for completion of units of study offered towards another degree or diploma in this university or an equivalent provider of tertiary education. The following conditions apply to such credit:
- 9.1.2.1 credit may not be given for units of study taken outside the Faculty having a total credit point value more than half of that required for completion of the course of study;
- 9.1.2.2 credit may be given for units of study taken in the Faculty subject to Faculty fee or other policies;
- 9.1.2.3 subject to section 9.1.3 of these resolutions, credit will not be given for units of study which are credited towards the award of another degree or diploma;
- 9.1.2.4 the candidate may not take units of study in the curriculum for the course of study which are substantially similar to the units of study for which credit has been given;
- 9.1.2.5 the subject(s) of the unit(s) of study for which credit is sought must be sufficiently relevant to the course of study;
- 9.1.2.6 the work completed for the other degree or diploma must, in the opinion of the Committee, be of a sufficient standard;
- 9.1.2.7 credit may not be given for work done in another faculty of this university or at an equivalent provider of tertiary education as satisfying the requirements (if any) for a dissertation;
- 9.1.2.8 credit will only be given for units of study completed within ten years immediately preceding the commencement of candidature for the master's degree.
- 9.1.3 The Postgraduate Coursework Committee or its nominee may in its discretion permit an applicant who has graduated with a graduate diploma previously awarded by the Faculty to have units from that graduate diploma credited towards the Master of Laws (LLM) by coursework. The following conditions apply:
- 9.1.3.1 an applicant for the Master of Laws (LLM) by coursework may only apply to have units credited towards that master's degree that were previously credited towards a graduate diploma awarded by the Faculty within ten years immediately preceding the commencement of candidature for the Master of Laws (LLM) by coursework;
- 9.1.3.2 a candidate for the master's degree by coursework who is given such credit is not thereby exempted from fulfilling the coursework requirements for that degree, including the completion of any compulsory units that currently apply;
- 9.1.3.3 credit in accordance with this section, in respect of units of study comprising a graduate diploma, may not be given more than once in respect of the same units.
- 9.2 A unit or units of study totalling at most 12 credit points, which have been completed in the Faculty as a single unit enrolment(s), may be credited towards the Master of Laws (LLM) by coursework on terms the Postgraduate Coursework Committee determines from time to time.

## Master of Administrative Law and Policy (MALP)

### 1. Admission

- 1.1 An applicant may be admitted to candidature for the Master of Administrative Law and Policy (MALP) if the applicant holds such qualifications at such levels of achievement on such terms and conditions as may be determined from time to time by the Faculty.
- 1.2 Applications for admission to candidature must be made in writing to the Faculty by the time and in the manner determined by the Faculty from time to time. The Faculty refers such applications to the Postgraduate Coursework Committee or its nominee.
- 1.3 The language of study and assessment is English. Before accepting an application the Faculty may require the applicant

- to demonstrate proficiency in English (including undertaking a specified program of study in English).
- 1.4 An applicant may be admitted as either a full-time or a part-time candidate for the degree.
- 1.5 An applicant may be admitted to candidature for the Master of Administrative Law and Policy (MALP) if:
- 1.5.1 the applicant has completed a degree of Bachelor of Laws (LLB) or equivalent at a level of merit sufficient for the program of study; or
- 1.5.2 the applicant has completed with sufficient merit for the program of study all the examinations of the Joint Examinations Committee of the Supreme Court of New South Wales.
- 1.6 An applicant without a legal qualification as specified in section 1.5 of these resolutions may be admitted to candidature for the Master of Administrative Law and Policy (MALP) if:
- 1.6.1 the candidate has obtained a degree or completed a qualification at a level of merit which the Postgraduate Coursework Committee considers sufficient to enable the candidate to undertake the course of study; and
- 1.6.2 that degree or qualification is obtained within any fields stipulated by the Faculty as required for non-law candidates for a specialist degree.
- 1.7 A person may be permitted to enrol in a single unit or units of study if the Postgraduate Coursework Committee or its nominee approves the application.
- 2. Units of study**
- 2.1 The units of study prescribed by the Faculty as leading to the Master of Administrative Law and Policy (MALP) are specified in section 2.4.
- 2.1.1 In addition to units of study specified in section 2.4, units taught by visiting lecturers and/or units offered on an ad hoc basis by the Faculty of Law may be included in the degree.
- 2.1.2 Not all units may be offered every year. Candidates should refer to the latest lecture timetable for confirmation of current year unit of study availability.
- 2.2 All units of study have a value of 6 credit points unless otherwise specified.
- 2.3 In exceptional cases, candidates who through previous tertiary study or a combination of that study with work experience, can demonstrate competence in one or more of the compulsory units of study may be relieved from the requirement to undertake a compulsory unit or units of study.
- 2.3.1 Where relief from undertaking a compulsory unit or units of study has been granted, an optional unit or units of study must be substituted for that unit(s).
- 2.3.2 A candidate must still complete units of study of the total credit point value required for completion of the Master of Administrative Law and Policy.
- 2.4 Table of units of study: Master of Administrative Law and Policy (MALP)**
- 2.4.1 Compulsory units of study**
- 2.4.1.1 Legal Reasoning and the Common Law System
- 2.4.1.1.1 Candidates for the Master of Administrative Law and Policy (MALP) who do not hold a legal qualification as specified in section 1.5 of these resolutions are required to undertake this unit.
- 2.4.1.1.2 Candidates must have completed or be concurrently enrolled in this unit before being permitted to enrol in other law units.
- 2.4.1.2 Administrative Law
- 2.4.1.3 Policy Making, Power and Politics
- 2.4.1.4 Public Policy
- 2.4.1.4.1 Candidates who have completed the unit of study Public Sector Policy 1, Taxation and Social Policy or Environmental Economics are not permitted to enrol in this unit.
- 2.4.2 Optional units of study**
- 2.4.2.1 Comparative Constitutional Law
- 2.4.2.2 Dispute Resolution in Australia
- 2.4.2.3 Drugs, Drug Policy and the Law
- 2.4.2.4 Environmental Impact Assessment Law
- 2.4.2.5 Environmental Planning Law
- 2.4.2.6 Federal Jurisdiction
- 2.4.2.7 Government Regulation, Health Policy and Ethics
- 2.4.2.8 Immigration and Nationality Law
- 2.4.2.9 Judicial Review: Principles, Policy and Procedure
- 2.4.2.10 Law, Ageing and Disability
- 2.4.2.11 Law of Tax Administration
- 2.4.2.12 Local Government Law
- 2.4.2.13 Privacy, Surveillance and Fair Information Practices
- 2.4.2.14 Refugee Law
- 2.5.1 Of the optional units of study prescribed by the Faculty of Law for the Master of Administrative Law and Policy (MALP), candidates must attend classes in units of study totalling at least 12 but no more than 24 credit points.
- 2.5.2 The units of study for the Master of Administrative Law and Policy (MALP) may be taken from units offered in other faculties including from the Department of Government and International Relations, the Department of Sociology and Social Policy, and the School of Social Work and Policy Studies as units of study leading to the master's degree.
- 2.6 Candidates in the Master of Administrative Law and Policy (MALP) may enrol in an Independent Research Project unit or units of study comprising 6 or 12, but not more than 12, credit points, subject to the approval of the Associate Dean (Postgraduate Coursework) and satisfaction of any policies issued by the Program Co-ordinator.
- 2.6.1 A single unit Independent Research Project worth 6 credit points will be of one semester in length; a 12 credit point Independent Research Project unit will cover two semesters.
- 2.6.2 A single unit Independent Research Project requires submission of a substantial research paper of approximately 10,000 words; a 12 credit point unit requires a substantial research paper of approximately 20,000 words.
- 2.6.3 'Approximately' in relation to word length means a deviation of not more or less than 15 percent from the stated word limit.
- 2.7 A candidate may, under special circumstances, be permitted by the Associate Dean (Postgraduate Coursework), or the Associate Dean's nominee, to undertake a unit or units of study other than those specified by the Faculty as leading to the Master of Administrative Law and Policy (MALP), and to have that unit or those units of study credited towards the degree.
- 2.8 Only in exceptional circumstances will a candidate for the Master of Administrative Law and Policy (MALP) be permitted to enrol in designated undergraduate law units of study as approved and offered by the Faculty.
- 2.8.1 A candidate must demonstrate that the undergraduate unit would enhance their area of specialisation or otherwise contribute to their program of postgraduate learning.
- 2.8.2 A candidate may enrol in undergraduate law units totalling at most 12 credit points.
- 2.8.3 A candidate may not enrol in the unit Foundations of Law.
- 2.8.4 A candidate will be required to comply with any alternative assessment requirements imposed in respect of that candidate for the undergraduate unit of study (normally including a research paper constituting not less than 60 per cent of the assessment requirements for the unit of study), and to be assessed at postgraduate standard.
- 2.8.5 The Postgraduate Coursework Committee may award the credit on the recommendation of the Associate Dean (Postgraduate Coursework).
- 2.8.6 Each 8 credit point undergraduate unit may only count as one 6 credit point unit towards the Master of Administrative Law and Policy (MALP).
- 3. Requirements for the Master of Administrative Law and Policy (MALP)**
- 3.1 A candidate for the Master of Administrative Law and Policy (MALP) must:
- 3.1.1 attend classes (or in the case of the Independent Research Project unit, satisfy the requirements for that unit) in units of study totalling 48 credit points chosen from the units of study prescribed by the Faculty as units of study leading to the master's degree; and
- 3.1.2 pass the assessments in those units of study.
- 3.2 A candidate for the Master of Administrative Law and Policy (MALP) who first enrolled prior to 1 January 1999, if eligible and permitted to enrol for an Honours dissertation, must complete that dissertation at the stipulated standard in addition to the 48 credit points required in 3.1.
- 4. Requirements for Honours**
- 4.1 A candidate for the Master of Administrative Law and Policy (MALP) is not eligible for Honours unless they first enrolled before 1 January 1999 and are currently enrolled in Honours as at 1 January 2009.

## 5. Suspension of candidature

- 5.1 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, suspend the candidature on the grounds and conditions the Committee or its nominee thinks fit.
- 5.1.1 Any period of suspension does not count towards any period within which the course of study would otherwise have been required to be completed;
- 5.2 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, permit a candidate who has been admitted to candidature but has not enrolled for a first time to defer enrolment for one year.

## 6. Satisfactory progress

- 6.1 The Postgraduate Coursework Committee or its nominee may require a candidate to show cause why the candidature should not be terminated for unsatisfactory progress, in any of the following circumstances:
- 6.1.1 a candidate has not completed all the requirements of the degree within the time specified in section 7 of these resolutions; or
- 6.1.2 the candidate has obtained failures in any two units of study or two failures in one unit of study.
- 6.2 If the Postgraduate Coursework Committee considers that the candidate has not shown good cause why the candidature should not be terminated, the Committee may terminate the candidature.

## 7. Time limit

- 7.1 A full-time candidate in the Master of Administrative Law and Policy (MALP) must complete all the requirements for the degree not more than three years and not less than one year from the date of first enrolment as a candidate.
- 7.2 A part-time candidate must complete all the requirements for the Master of Administrative Law and Policy (MALP) not more than six years and not less than two years from the date of first enrolment as a candidate.
- 7.3 Periods of suspended candidature are not to be counted in the time for completing the Master of Administrative Law and Policy (MALP).
- 7.4 In special circumstances and with the approval of the Postgraduate Coursework Committee, a candidate may complete the Master of Administrative Law and Policy (MALP) outside the periods specified in sections 7.1 and 7.2 of these resolutions.
- 7.5 In no case may a candidate obtain credit for a unit of study completed more than ten years prior to completion of the requirements of the degree. In exceptional circumstances, the Postgraduate Coursework Committee may waive this requirement.

## 8. Assessment policy

- 8.1 Each unit of study is assessed in grades of High Distinction, Distinction, Credit and Pass. The range of marks applicable are:
- 8.1.1 High Distinction 85–100 percent
- 8.1.2 Distinction 75–84 percent
- 8.1.3 Credit 65–74 percent
- 8.1.4 Pass 50–64 percent
- 8.2 For candidates who first enrolled after 1 January 1999, the Master of Administrative Law and Policy (MALP) is awarded only on a pass basis.
- 8.3 With permission of the lecturer coordinating the unit of study concerned, candidates may write a research paper in full or partial satisfaction of the assessment requirements in a unit of study.
- 8.3.1 The topic of any research paper to be submitted must be nominated by the candidate and approved as a relevant topic by the lecturer in the unit of study concerned. When nominating a topic, the candidate must outline the matter to be dealt with in the research paper.
- 8.3.2 The required length of any research paper for a unit of study shall be 6,000-10,000 words for a unit of study of 6 credit points and 12,000-20,000 words for a unit of study of 12 credit points. The lecturer co-ordinating the unit of study determines the length within these ranges.
- 8.4 A unit of study of 6 credit points requires attendance of approximately 26 hours of classes. A unit of study of 12 credit points requires attendance of approximately 52 hours of classes.

- 8.4.1 A candidate whose attendance record at classes in a unit of study in which the candidate is enrolled is unsatisfactory may be refused permission to take the assessments in that unit of study. A candidate refused permission will be deemed to have discontinued the unit of study with permission.
- 8.4.2 For the purpose of this resolution, attendance at less than 70 percent of scheduled classes is an unsatisfactory attendance record.
- 8.5 In exceptional circumstances, the lecturer may waive up to 50% of the unit of study attendance.

## 9. Credit transfer policy

- 9.1 Applications for credit for other study are to be made to the Postgraduate Coursework Committee or its nominee. The other study may include:
- 9.1.1 study prior to enrolment; and
- 9.1.2 study elsewhere during enrolment.
- 9.2 The Postgraduate Coursework Committee or its nominee may in its discretion grant a candidate for the Master of Administrative Law and Policy (MALP) credit for completion of units of study offered towards another degree or diploma in this university or an equivalent provider of tertiary education. The following conditions apply to such credit:
- 9.2.1 credit may not be given for units of study taken outside the Faculty having a total credit point value more than half of that required for completion of the course of study;
- 9.2.2 credit may be given for units of study taken in the Faculty subject to Faculty fee or other policies;
- 9.2.3 subject to section 9.3, credit will not be given for units of study which are credited towards the award of another degree or diploma;
- 9.2.4 the candidate may not take units of study in the curriculum for the course of study which are substantially similar to the units of study for which credit has been given;
- 9.2.5 the subject(s) of the unit(s) of study for which credit is sought must be sufficiently relevant to the course of study;
- 9.2.6 the work completed for the other degree or diploma must, in the opinion of the Committee, be of a sufficient standard;
- 9.2.7 credit may not be given for work done in another Faculty of this University or at an equivalent provider of tertiary education as satisfying the requirements (if any) for a dissertation;
- 9.2.8 credit will only be given for units of study completed within ten years immediately preceding the commencement of candidature for the master's degree.
- 9.3 The Postgraduate Coursework Committee or its nominee may in its discretion permit an applicant who has graduated with a graduate diploma previously awarded by the Faculty to have units from that graduate diploma credited towards the Master of Administrative Law and Policy (MALP). The following conditions apply:
- 9.3.1 an applicant for the Master of Administrative Law and Policy (MALP) may only apply to have units credited towards that master's degree that were previously credited towards a graduate diploma awarded by the Faculty within ten years immediately preceding the commencement of candidature for the Master of Administrative Law and Policy (MALP);
- 9.3.2 a candidate for the Master of Administrative Law and Policy (MALP) who is given such credit is not thereby exempted from fulfilling the coursework requirements for that degree, including the completion of any compulsory units that currently apply;
- 9.3.3 credit in accordance with this section, in respect of units of study comprising a graduate diploma, may not be given more than once in respect of the same units.
- 9.4 A unit or units of study totalling at most 12 credit points, which have been completed in the Faculty as a single unit enrolment(s), may be credited towards the Master of Administrative Law and Policy (MALP) on terms the Postgraduate Coursework Committee determines from time to time.

## Master of Asian and Pacific Legal Systems (MAPLS)

### 1. Admission

- 1.1 An applicant may be admitted to candidature for the Master of Asian and Pacific Legal Systems (MAPLS) if the applicant holds such qualifications at such levels of achievement on such terms

- and conditions as may be determined from time to time by the Faculty.
- 1.2 Applications for admission to candidature must be made in writing to the Faculty by the time and in the manner determined by the Faculty from time to time. The Faculty refers such applications to the Postgraduate Coursework Committee or its nominee.
  - 1.3 The language of study and assessment is English. Before accepting an application the Faculty may require the applicant to demonstrate proficiency in English (including undertaking a specified program of study in English).
  - 1.4 An applicant may be admitted as either a full-time or a part-time candidate for the degree.
  - 1.5 An applicant may be admitted to candidature for the Master of Asian and Pacific Legal Systems (MAPLS) if:
    - 1.5.1 the applicant has completed a degree of Bachelor of Laws (LLB) or equivalent at a level of merit sufficient for the program of study; or
    - 1.5.2 the applicant has completed with sufficient merit for the program of study all the examinations of the Joint Examinations Committee of the Supreme Court of New South Wales.
  - 1.6 An applicant without a legal qualification as specified in section 1.5 of these resolutions may be admitted to candidature for the Master of Asian and Pacific Legal Systems (MAPLS) if:
    - 1.6.1 the candidate has obtained a degree or completed a qualification at a level of merit which the Postgraduate Coursework Committee considers sufficient to enable the candidate to undertake the course of study; and
    - 1.6.2 that degree or qualification is obtained within any fields stipulated by the Faculty as required for non-law candidates for a specialist degree.
  - 1.7 A person may be permitted to enrol in a single unit or units of study if the Postgraduate Coursework Committee or its nominee approves the application.
- 2. Units of study**
- 2.1 The units of study prescribed by the Faculty as leading to the Master of Asian and Pacific Legal Systems (MAPLS) are set out in section 2.4 of these resolutions.
    - 2.1.1 In addition to units of study specified in section 1.4, units taught by visiting lecturers and/or units offered on an ad hoc basis by the Faculty of Law may be included in the degree.
    - 2.1.2 Not all units may be offered every year. Candidates should refer to the latest lecture timetable for confirmation of current year unit of study availability.
  - 2.2 All units of study have a value of 6 credit points unless otherwise specified.
  - 2.3 In exceptional cases, candidates who through previous tertiary study or a combination of that study with work experience, can demonstrate competence in one or more of the compulsory units of study may be relieved from the requirement to undertake a compulsory unit or units of study.
    - 2.3.1 Where relief from undertaking a compulsory unit or units of study has been granted, an optional unit or units of study must be substituted for that unit(s).
    - 2.3.2 A candidate must still complete units of study of the total credit point value required for completion of the Master of Asian and Pacific Legal Systems (MAPLS).
  - 2.4 **Table of units of study: Master of Asian and Pacific Legal Systems (MAPLS)**
    - 2.4.1 **Compulsory unit of study**
      - 2.4.1.1 Law and Legal Culture in Asia and the Pacific (12 credit points)
    - 2.4.2 **Optional units of study**
      - 2.4.2.1 Asia Pacific Environmental Law
      - 2.4.2.2 Asia Pacific Environmental Law Journal
      - 2.4.2.3 Australian International Taxation
      - 2.4.2.4 Tax Treaties
      - 2.4.2.5 Chinese Laws and Chinese Legal Systems (12 credit points)
      - 2.4.2.6 Chinese Legal System and Foreign Investment Law
      - 2.4.2.7 Comparative Environmental Law
      - 2.4.2.8 Japanese Law, Society and Public Policy
      - 2.4.2.9 Korean Law
      - 2.4.2.10 Law and Business in Indonesia
      - 2.4.2.11 Law and Society in Indonesia
      - 2.4.2.12 Sustainable Development Law in China (12 credit points)
      - 2.4.2.13 Tax Law in Asia and the Pacific
    - 2.4.2.14 Vietnamese Laws & Vietnamese Legal Systems (12 credit points)
  - 2.5 Candidates in the Master of Asian and Pacific Legal Systems (MAPLS) may enrol in an Independent Research Project unit or units of study comprising 6 or 12, but not more than 12, credit points, subject to the approval of the Associate Dean (Postgraduate Coursework) and satisfaction of any policies issued by the Program Coordinator.
    - 2.5.1 A single unit Independent Research Project worth 6 credit points will be of one semester in length; a 12 credit point Independent Research Project unit will cover two semesters.
    - 2.5.2 A single unit Independent Research Project requires submission of a substantial research paper of approximately 10,000 words; a 12 credit point unit requires a substantial research paper of approximately 20,000 words.
    - 2.5.3 'Approximately' in relation to word length means a deviation of not more or less than 15 percent from the stated word limit.
  - 2.6 A candidate may, under special circumstances, be permitted by the Associate Dean (Postgraduate Coursework), or the Associate Dean's nominee, to undertake a unit or units of study other than those specified by the Faculty as leading to the Master of Asian and Pacific Legal Systems (MAPLS), and to have that unit or those units of study credited towards the degree.
  - 2.7 Only in exceptional circumstances will a candidate for the Master of Asian and Pacific Legal Systems (MAPLS) be permitted to enrol in designated undergraduate law units of study as approved and offered by the Faculty.
    - 2.7.1 A candidate must demonstrate that the undergraduate unit would enhance their area of specialisation or otherwise contribute to their program of postgraduate learning.
    - 2.7.2 A candidate may enrol in undergraduate law units totalling at most 12 credit points.
    - 2.7.3 A candidate may not enrol in the unit Foundations of Law.
    - 2.7.4 A candidate will be required to comply with any alternative assessment requirements imposed in respect of that candidate for the undergraduate unit of study (normally including a research paper constituting not less than 60 percent of the assessment requirements for the unit of study), and to be assessed at postgraduate standard.
    - 2.7.5 The Postgraduate Coursework Committee may award the credit on the recommendation of the Associate Dean (Postgraduate Coursework).
    - 2.7.6 Each 8 credit point undergraduate unit may only count as one 6 credit point unit towards the Master of Asian and Pacific Legal Systems.
- 3. Requirements for the Master of Asian and Pacific Legal Systems (MAPLS)**
- 3.1 A candidate for the Master of Asian and Pacific Legal Systems (MAPLS) must:
    - 3.1.1 attend classes (or in the case of the *Independent Research Project* unit, satisfy the requirements for that unit) in units of study totalling 48 credit points chosen from the units of study prescribed by the Faculty as units of study leading to the degree; and
    - 3.1.2 pass the assessments in those units of study.
  - 3.2 A candidate for the Master of Asian and Pacific Legal Systems (MAPLS) who first enrolled prior to 1 January 1999, if eligible and permitted to enrol for an Honours dissertation, must complete that dissertation at the stipulated standard in addition to the 48 credit points required in 3.1.
- 4. Requirements for Honours**
- 4.1 A candidate for the Master of Asian and Pacific Legal Systems (MAPLS) is not eligible for Honours unless they first enrolled before 1 January 1999 and are currently enrolled in Honours.
- 5. Suspension of candidature**
- 5.1 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, suspend the candidature on the grounds and conditions the Committee or its nominee thinks fit.
    - 5.1.1 Any period of suspension does not count towards any period within which the course of study would otherwise have been required to be completed;
  - 5.2 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, permit a candidate who has been admitted to candidature but has not enrolled for a first time to defer enrolment for one year.

## 6. Satisfactory progress

- 6.1 The Postgraduate Coursework Committee or its nominee may require a candidate to show cause why the candidature should not be terminated for unsatisfactory progress, in any of the following circumstances:
- 6.1.1 a candidate has not completed all the requirements of the degree within the time specified in section 7 of these resolutions; or
- 6.1.2 the candidate has obtained failures in any two units of study or two failures in one unit of study.
- 6.2 If the Postgraduate Coursework Committee considers that the candidate has not shown good cause why the candidature should not be terminated, the Committee may terminate the candidature.

## 7. Time limit

- 7.1 A full-time candidate in the Master of Asian and Pacific Legal Systems (MAPLS) must complete all the requirements for the degree not more than three years and not less than one year from the date of first enrolment as a candidate.
- 7.2 A part-time candidate must complete all the requirements for the Master of Asian and Pacific Legal Systems (MAPLS) not more than six years and not less than two years from the date of first enrolment as a candidate.
- 7.3 Periods of suspended candidature are not to be counted in the time for completing the Master of Asian and Pacific Legal Systems (MAPLS).
- 7.4 In special circumstances and with the approval of the Postgraduate Coursework Committee, a candidate may complete the Master of Asian and Pacific Legal Systems (MAPLS) outside the periods specified in sections 7.1 and 7.2 of these resolutions.
- 7.5 In no case may a candidate obtain credit for a unit of study completed more than ten years prior to completion of the requirements of the degree. In exceptional circumstances, the Postgraduate Coursework Committee may waive this requirement.

## 8. Assessment policy

- 8.1 Each unit of study is assessed in grades of High Distinction, Distinction, Credit and Pass. The range of marks applicable are:
- 8.1.1 High Distinction 85–100 percent
- 8.1.2 Distinction 75–84 percent
- 8.1.3 Credit 65–74 percent
- 8.1.4 Pass 50–64 percent
- 8.2 For candidates who first enrolled after 1 January 1999, the Master of Asian and Pacific Legal Systems (MAPLS) is awarded only on a Pass basis.
- 8.3 With permission of the lecturer coordinating the unit of study concerned, candidates may write a research paper in full or partial satisfaction of the assessment requirements in a unit of study.
- 8.3.1 The topic of any research paper to be submitted must be nominated by the candidate and approved as a relevant topic by the lecturer in the unit of study concerned. When nominating a topic, the candidate must outline the matter to be dealt with in the research paper.
- 8.3.2 The required length of any research paper for a unit of study shall be 6000–10,000 words for a unit of study of 6 credit points and 12,000–20,000 words for a unit of study of 12 credit points. The lecturer coordinating the unit of study determines the length within these ranges.
- 8.4 A unit of study of 6 credit points requires attendance of approximately 26 hours of classes. A unit of study of 12 credit points requires attendance of approximately 52 hours of classes.
- 8.4.1 A candidate whose attendance record at classes in a unit of study in which the candidate is enrolled is unsatisfactory may be refused permission to take the assessments in that unit of study. A candidate refused permission will be deemed to have discontinued the unit of study with permission.
- 8.4.2 For the purpose of this resolution, attendance at less than 70 percent of scheduled classes is an unsatisfactory attendance record.
- 8.5 In exceptional circumstances, the lecturer may waive up to 50% of the unit of study attendance.

## 9. Credit transfer policy

- 9.1 Applications for credit for other study are to be made to the Postgraduate Coursework Committee or its nominee. The other study may include:
- 9.1.1 study prior to enrolment; and
- 9.1.2 study elsewhere during enrolment.
- 9.2 The Postgraduate Coursework Committee or its nominee may in its discretion grant a candidate for the Master of Asian and Pacific Legal Systems (MAPLS) credit for completion of units of study offered towards another degree or diploma in this university or an equivalent provider of tertiary education. The following conditions apply to such credit:
- 9.2.1 credit may not be given for units of study taken outside the Faculty having a total credit point value more than half of that required for completion of the course of study;
- 9.2.2 credit may be given for units of study taken in the Faculty subject to Faculty fee or other policies;
- 9.2.3 subject to section 9.3, credit will not be given for units of study which are credited towards the award of another degree or diploma;
- 9.2.4 the candidate may not take units of study in the curriculum for the course of study which are substantially similar to the units of study for which credit has been given;
- 9.2.5 the subject(s) of the unit(s) of study for which credit is sought must be sufficiently relevant to the course of study;
- 9.2.6 the work completed for the other degree or diploma must, in the opinion of the Committee, be of a sufficient standard;
- 9.2.7 credit may not be given for work done in another faculty of this university or at an equivalent provider of tertiary education as satisfying the requirements (if any) for a dissertation;
- 9.2.8 credit will only be given for units of study completed within 10 years immediately preceding the commencement of candidature for the master's degree.
- 9.3 The Postgraduate Coursework Committee or its nominee may in its discretion permit an applicant who has graduated with a Graduate Diploma previously awarded by the Faculty to have units from that graduate diploma credited towards the Master of Asian and Pacific Legal Systems (MAPLS). The following conditions apply:
- 9.3.1 an applicant for the Master of Asian and Pacific Legal Systems (MAPLS) may only apply to have units credited towards that master's degree that were previously credited towards a graduate diploma awarded by the Faculty within ten years immediately preceding the commencement of candidature for the Master of Asian and Pacific Legal Systems (MAPLS);
- 9.3.2 a candidate for the Master of Asian and Pacific Legal Systems (MAPLS) who is given such credit is not thereby exempted from fulfilling the coursework requirements for that master's degree, including the completion of any compulsory units that currently apply;
- 9.3.3 credit in accordance with this section, in respect of units of study comprising a graduate diploma, may not be given more than once in respect of the same units.
- 9.4 A unit or units of study totalling at most 12 credit points, which have been completed in the Faculty as a single unit enrolment(s), may be credited towards the Master of Asian and Pacific Legal Systems (MAPLS) on terms the Postgraduate Coursework Committee determines from time to time.

## Master of Business Law (MBL)

### 1. Admission

- 1.1 An applicant may be admitted to candidature for the Master of Business Law (MBL) if the applicant holds such qualifications at such levels of achievement on such terms and conditions as may be determined from time to time by the Faculty.
- 1.2 Applications for admission to candidature must be made in writing to the Faculty by the time and in the manner determined by the Faculty from time to time. The Faculty refers such applications to the Postgraduate Coursework Committee or its nominee.
- 1.3 The language of study and assessment is English. Before accepting an application the Faculty may require the applicant to demonstrate proficiency in English (including undertaking a specified program of study in English).
- 1.4 An applicant may be admitted as either a full-time or a part-time candidate for the degree.

- 1.5 An applicant may be admitted to candidature for the Master of Business Law (MBL) if:
- 1.5.1 the applicant has completed a Bachelor of Laws (LLB) or equivalent at a level of merit sufficient for the program of study; or
- 1.5.2 the applicant has completed with sufficient merit for the program of study all the examinations of the Joint Examinations Committee of the Supreme Court of New South Wales.
- 1.6 An applicant without a legal qualification as specified in section 1.5 of these resolutions may be admitted to candidature for the Master of Business Law (MBL) if:
- 1.6.1 the candidate has obtained a degree or completed a qualification at a level of merit which the Postgraduate Coursework Committee considers sufficient to enable the candidate to undertake the course of study; and
- 1.6.2 that degree or qualification is obtained within any fields (normally accountancy, commerce or business) stipulated by the Faculty as required for non-law candidates for a specialist degree.
- 1.7 A person may be permitted to enrol in a single unit or units of study if the Postgraduate Coursework Committee or its nominee approves the application.
- 2. Units of study**
- 2.1 The units of study prescribed by the Faculty as leading to the Master of Business Law (MBL) are set out in section 2.3 of these resolutions.
- 2.1.1 In addition to units of study specified in section 3.4, units taught by visiting lecturers and/or units offered on an ad hoc basis by the Faculty of Law may be included in the degree.
- 2.1.2 Not all units may be offered every year. Candidates should refer to the latest lecture timetable for confirmation of current year unit of study availability.
- 2.2 All units of study have a value of 6 credit points unless otherwise specified.
- 2.3 Table of units of study: Master of Business Law (MBL)**
- 2.3.1 Candidates for the Master of Business Law (MBL) are required to complete 48 credit points from the list of units available in the following courses:
- 2.3.1.1 Graduate Diploma in Commercial Law (GradDipCommLaw)
- 2.3.1.2 Graduate Diploma in Corporate, Securities and Finance Law (GradDipCorpLaw)
- 2.3.1.3 Graduate Diploma in International Business Law (GradDipIntBusL)
- 2.3.1.4 Master of International Taxation (MIntTax)
- 2.3.1.5 Master of Taxation (MTax)
- 2.3.2 Candidates enrolling in units from the Master of Taxation (MTax) must complete the unit of study The Impact of Tax on Business Structures & Operations and/or any other prerequisite unit or units prescribed by the Faculty.
- 2.3.2.1 The Coordinator of the Master of Business Law (MBL) (in conjunction with the coordinator of the Master of Taxation Law) may waive the requirement in 2.3.2 in appropriate cases.
- 2.3.2.2 Candidates who do not hold a legal qualification and who have not completed a legal studies unit as part of a degree in accountancy, business or commerce within a common law jurisdiction will be required to complete the unit of study Legal Reasoning and the Common Law System.
- 2.3.2.3 Such candidates must have completed or be concurrently enrolled in Legal Reasoning and the Common Law System before being permitted to enrol in other law units.
- 2.3.2.4 The Coordinator of the Master of Business Law (MBL) may waive the requirement in 2.3.3 in appropriate cases.
- 2.4 Candidates in the Master of Business Law (MBL) may enrol in an Independent Research Project unit or units of study comprising 6 or 12, but not more than 12, credit points, subject to the approval of the Associate Dean (Postgraduate Coursework) and satisfaction of any policies issued by the Program Coordinator.
- 2.4.1 A single unit Independent Research Project worth 6 credit points will be of one semester in length; a 12 credit point Independent Research Project unit will cover two semesters.
- 2.4.2 A single unit Independent Research Project requires submission of a substantial research paper of approximately 10,000 words; a 12 credit point unit requires a substantial research paper of approximately 20,000 words.
- 2.4.3 'Approximately' in relation to word length means a deviation of not more or less than 15 percent from the stated word limit.
- 2.5 A candidate may, under special circumstances, be permitted by the Associate Dean (Postgraduate Coursework), or the Associate Dean's nominee, to undertake a unit or units of study other than those specified by the Faculty as leading to the Master of Business Law (MBL), and to have that unit or those units of study credited towards the degree.
- 2.6 Only in exceptional circumstances will a candidate for the Master of Business Law (MBL) be permitted to enrol in designated undergraduate law units of study as approved and offered by the Faculty.
- 2.6.1 A candidate must demonstrate that the undergraduate unit would enhance their area of specialisation or otherwise contribute to their program of postgraduate learning.
- 2.6.2 A candidate may enrol in undergraduate law units totalling at most 12 credit points.
- 2.6.3 A candidate may not enrol in the unit Foundations of Law.
- 2.6.4 A candidate will be required to comply with any alternative assessment requirements imposed in respect of that candidate for the undergraduate unit of study (normally including a research paper constituting not less than 60 percent of the assessment requirements for the unit of study), and to be assessed at postgraduate standard.
- 2.6.5 The Postgraduate Coursework Committee may award the credit on the recommendation of the Associate Dean (Postgraduate Coursework).
- 2.6.6 Each 8 credit point undergraduate unit may only count as one 6 credit point unit towards the Master of Business Law (MBL).
- 3. Requirements for the Master of Business Law (MBL)**
- 3.1 A candidate for the Master of Business Law (MBL) must:
- 3.1.1 attend classes (or in the case of the Independent Research Project unit, satisfy the requirements for that unit) in units of study totalling 48 credit points chosen from the units of study prescribed by the Faculty as units of study leading to the degree; and
- 3.1.2 pass the assessments in those units of study.
- 4. Suspension of candidature**
- 4.1 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, suspend the candidature on the grounds and conditions the Committee or its nominee thinks fit.
- 4.1.1 Any period of suspension does not count towards any period within which the course of study would otherwise have been required to be completed;
- 4.2 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, permit a candidate who has been admitted to candidature but has not enrolled for a first time to defer enrolment for one year.
- 5. Satisfactory progress**
- 5.1 The Postgraduate Coursework Committee or its nominee may require a candidate to show cause why the candidature should not be terminated for unsatisfactory progress, in any of the following circumstances:
- 5.1.1 a candidate has not completed all the requirements of the degree within the time specified in section 7 of these resolutions; or
- 5.1.2 the candidate has obtained failures in any two units of study or two failures in one unit of study.
- 5.2 If the Postgraduate Coursework Committee considers that the candidate has not shown good cause why the candidature should not be terminated, the Committee may terminate the candidature.
- 6. Time limit**
- 6.1 A full-time candidate in the Master of Business Law (MBL) must complete all the requirements for the degree not more than three years and not less than one year from the date of first enrolment as a candidate.
- 6.2 A part-time candidate must complete all the requirements for the Master of Business Law (MBL) not more than six years and not less than two years from the date of first enrolment as a candidate.
- 6.3 Periods of suspended candidature are not to be counted in the time for completing the Master of Business Law (MBL).
- 6.4 In special circumstances and with the approval of the Postgraduate Coursework Committee, a candidate may

complete the Master of Business Law (MBL) outside the periods specified in sections 6.1 and 6.2 of these resolutions.

6.5 In no case may a candidate obtain credit for a unit of study completed more than ten years prior to completion of the requirements of the degree.

6.5.1 In exceptional circumstances, the Postgraduate Coursework Committee may waive this requirement.

### 7. Assessment policy

7.1 Each unit of study is assessed in grades of High Distinction, Distinction, Credit and Pass. The range of marks applicable are:

7.1.1 High Distinction 85–100 percent

7.1.2 Distinction 75–84 percent

7.1.3 Credit 65–74 percent

7.1.4 Pass 50–64 percent

7.2 The Master of Business Law (MBL) is awarded only on a Pass basis.

7.3 With permission of the lecturer coordinating the unit of study concerned, candidates may write a research paper in full or partial satisfaction of the assessment requirements in a unit of study.

7.3.1 The topic of any research paper to be submitted must be nominated by the candidate and approved as a relevant topic by the lecturer in the unit of study concerned. When nominating a topic, the candidate must outline the matter to be dealt with in the research paper.

7.3.2 The required length of any research paper for a unit of study shall be 6,000-10,000 words for a unit of study of 6 credit points and 12,000-20,000 words for a unit of study of 12 credit points. The lecturer co-ordinating the unit of study determines the length within these ranges.

7.4 A unit of study of 6 credit points requires attendance of approximately 26 hours of classes. A unit of study of 12 credit points requires attendance of approximately 52 hours of classes.

7.4.1 A candidate whose attendance record at classes in a unit of study in which the candidate is enrolled is unsatisfactory may be refused permission to take the assessments in that unit of study. A candidate refused permission will be deemed to have discontinued the unit of study with permission.

7.4.2 For the purpose of this resolution, attendance at less than 70 percent of scheduled classes is an unsatisfactory attendance record.

7.5 In exceptional circumstances, the lecturer may waive up to 50% of the unit of study attendance.

### 8. Credit transfer policy

8.1 Applications for credit for other study are to be made to the Postgraduate Coursework Committee or its nominee. The other study may include:

8.1.1 study prior to enrolment; and

8.1.2 study elsewhere during enrolment.

8.2 The Postgraduate Coursework Committee or its nominee may in its discretion grant a candidate for the Master of Business Law (MBL) credit for completion of units of study offered towards another degree or diploma in this university or an equivalent provider of tertiary education. The following conditions apply to such credit:

8.2.1 credit may not be given for units of study taken outside the Faculty having a total credit point value more than half of that required for completion of the course of study;

8.2.2 credit may be given for units of study taken in the Faculty subject to Faculty fee or other policies;

8.2.3 subject to section 8.3, credit will not be given for units of study which are credited towards the award of another degree or diploma;

8.2.4 the candidate may not take units of study in the curriculum for the course of study which are substantially similar to the units of study for which credit has been given;

8.2.5 the subject(s) of the unit(s) of study for which credit is sought must be sufficiently relevant to the course of study;

8.2.6 the work completed for the other degree or diploma must, in the opinion of the Committee, be of a sufficient standard;

8.2.7 credit may not be given for work done in another faculty of this University or at an equivalent provider of tertiary education as satisfying the requirements (if any) for a dissertation;

8.2.8 credit will only be given for units of study completed within ten years immediately preceding the commencement of candidature for the master's degree.

8.3 The Postgraduate Coursework Committee or its nominee may in its discretion permit an applicant who has graduated with a graduate diploma previously awarded by the Faculty to have units from that graduate diploma credited towards the Master of Business Law (MBL). The following conditions apply:

8.3.1 an applicant for a Master of Business Law (MBL) may only apply to have units credited towards that master's degree that were previously credited towards a graduate diploma awarded by the Faculty within ten years immediately preceding the commencement of candidature for the Master of Business Law (MBL);

8.3.2 a candidate for the Master of Business Law (MBL) who is given such credit is not thereby exempted from fulfilling the coursework requirements for that degree, including the completion of any compulsory units that currently apply;

8.3.3 credit in accordance with this section, in respect of units of study comprising a graduate diploma, may not be given more than once in respect of the same units.

8.4 A unit or units of study totalling at most 12 credit points, which have been completed in the Faculty as a single unit enrolment(s), may be credited towards the Master of Business Law (MBL) on terms the Postgraduate Coursework Committee determines from time to time.

## Master of Criminology (MCrim)

### 1. Admission

1.1 An applicant may be admitted to candidature for the Master of Criminology (MCrim) if the applicant holds such qualifications at such levels of achievement on such terms and conditions as may be determined from time to time by the Faculty.

1.2 Applications for admission to candidature must be made in writing to the Faculty by the time and in the manner determined by the Faculty from time to time. The Faculty refers such applications to the Postgraduate Coursework Committee or its nominee.

1.3 The language of study and assessment is English. Before accepting an application the Faculty may require the applicant to demonstrate proficiency in English (including undertaking a specified program of study in English).

1.4 An applicant may be admitted as either a full-time or a part-time candidate for the degree.

1.5 In the Master of Criminology (MCrim) an applicant may be admitted as a candidate for either:

1.5.1 the Master of Criminology (MCrim) by coursework or

1.5.2 the Master of Criminology (MCrim) by thesis.

1.6 At the time of admission a candidate must elect to undertake the Master of Criminology (MCrim) either by coursework or by thesis.

#### 1.7 Admission to the Master of Criminology (MCrim) by coursework:

1.7.1 An applicant may be admitted to candidature for the Master of Criminology (MCrim) by coursework if:

1.7.1.1 the applicant has completed a degree of Bachelor of Laws (LLB) or equivalent at a level of merit sufficient for the program of study; or

1.7.1.2 the applicant has completed with sufficient merit for the program of study all the examinations of the Joint Examinations Committee of the Supreme Court of New South Wales.

1.7.2 An applicant without a legal qualification as specified in 1.7.1 may be admitted to candidature for the Master of Criminology (MCrim) by coursework if:

1.7.2.1 the candidate has obtained a degree or completed a qualification at a level of merit which the Postgraduate Coursework Committee considers sufficient to enable the candidate to undertake the course of study; and

1.7.2.2 that degree or qualification is obtained within any fields stipulated by the Faculty as required for non-law candidates for a specialist degree.

#### 1.8 Admission to the Master of Criminology (MCrim) by thesis:

1.8.1 Admission to candidature for the Master of Laws (LLM) by thesis requires an honours degree at either first or second class honours.

- 1.8.2 Applications for admission to candidature for the Master of Criminology (MCrim) by thesis are assessed on the basis of:
- 1.8.2.1 suitability and sufficiency of merit of prior qualifications;
- 1.8.2.2 suitability of proposed topic; and
- 1.8.2.3 availability of appropriate supervision.
- 1.9 A person may be permitted to enrol in a single unit or units of study if the Postgraduate Coursework Committee or its nominee approves the application.
- 2. Units of study**
- 2.1 Candidates for the Master of Criminology (MCrim) by thesis are required to complete the unit of study Legal Research 1.
- 2.2 The units of study prescribed by the Faculty as leading to the Master of Criminology (MCrim) by coursework are set out in section 2.5 of these resolutions.
- 2.2.1 In addition to units of study specified in section 2.5, units taught by visiting lecturers and/or units offered on an ad hoc basis by the Faculty of Law may be included in the degree.
- 2.2.2 Not all units may be offered every year. Candidates should refer to the latest lecture timetable for confirmation of current year unit of study availability.
- 2.3 All units of study in the Master of Criminology (MCrim) by Coursework have a value of 6 credit points unless otherwise specified.
- 2.4 In exceptional cases, candidates who through previous tertiary study or a combination of that study with work experience, can demonstrate competence in one or more of the compulsory units of study may be relieved from the requirement to undertake a compulsory unit or units of study.
- 2.4.1 Where relief from undertaking a compulsory unit or units of study has been granted, an optional unit or units of study must be substituted for that unit(s).
- 2.4.2 A candidate must still complete units of study of the total credit point value required for completion of the Master of Criminology by Coursework (MCrim).
- 2.5 Table of units of study: Master of Criminology (MCrim) by Coursework**
- 2.5.1 Compulsory units of study**
- 2.5.1.1 Crime Research and Policy
- 2.5.1.2 Explaining Crime
- 2.5.1.3 Criminal Liability
- 2.5.1.3.1 Candidates for the Master of Criminology (MCrim) by coursework who do not hold a law degree or equivalent qualification are required to undertake this unit. Candidates for the Master of Criminology (MCrim) by coursework who hold a law degree or equivalent qualification will not be permitted to undertake this unit.
- 2.5.2 Optional units of study**
- 2.5.2.1 Advanced Forensic Psychiatry
- 2.5.2.1.1 This unit of study is only available to candidates who have completed Forensic Psychiatry.
- 2.5.2.2 Contemporary Challenges for Criminal Law
- 2.5.2.2.1 This unit is only available to candidates who have completed an undergraduate unit of study in criminal law or equivalent.
- 2.5.2.3 Contemporary Crime Issues
- 2.5.2.4 Critical Issues in Crime Research and Policy
- 2.5.2.4.1 This unit of study is only available to candidates who have completed Crime, Research and Policy.
- 2.5.2.5 Criminal Justice: Developments in Prevention and Control
- 2.5.2.6 Criminal Procedures
- 2.5.2.7 Death Law
- 2.5.2.8 Environmental Criminology
- 2.5.2.9 Explaining Punishment
- 2.5.2.10 Forensic Psychiatry
- 2.5.2.11 Gender, Race and Crime
- 2.5.2.12 Hate Crime
- 2.5.2.13 International and Comparative Criminal Justice
- 2.5.2.14 Policing Australian Society
- 2.5.2.15 Policing Bodies: Crime, Sexuality and Reproduction
- 2.5.2.16 Young People, Crime and the Law
- 2.6 Candidates for the Master of Criminology (MCrim) by coursework may complete a *Criminology Research Project*.
- 2.6.1 The topic of the *Criminology Research Project* may be related to any unit of study undertaken by the candidate as part of the course of study.
- 2.6.2 The candidate must nominate the topic of the *Criminology Research Project*, after consultation with and approval by the Program Coordinator.
- 2.6.3 The *Criminology Research Project* has a value of 12 credit points.
- 2.6.4 The required length of the *Criminology Research Project* is approximately 15,000 words.
- 2.7 A candidate may, under special circumstances, be permitted by the Associate Dean (Postgraduate Coursework), or the Associate Dean's nominee, to undertake a unit or units of study other than those specified by the Faculty as leading to the Master of Criminology by (MCrim) coursework, and to have that unit or those units of study credited towards the degree.
- 2.8 Only in exceptional circumstances will a candidate for the Master of Criminology (MCrim) by coursework be permitted to enrol in designated undergraduate law units of study as approved and offered by the Faculty.
- 2.8.1 A candidate must demonstrate that the undergraduate unit would enhance their area of specialisation or otherwise contribute to their program of postgraduate learning.
- 2.8.2 A candidate may enrol in undergraduate law units totalling at most 12 credit points.
- 2.8.3 A candidate may not enrol in the unit Foundations of Law.
- 2.8.4 A candidate will be required to comply with any alternative assessment requirements imposed in respect of that candidate for the undergraduate unit of study (normally including a research paper constituting not less than 60 percent of the assessment requirements for the unit of study), and to be assessed at postgraduate standard.
- 2.8.5 The Postgraduate Coursework Committee may award the credit on the recommendation of the Associate Dean (Postgraduate Coursework).
- 2.8.6 Each 8 credit point undergraduate unit may only count as one 6 credit point unit towards the Master of Criminology by coursework (MCrim).
- 3. Requirements for the Master of Criminology (MCrim)**
- 3.1 A candidate for the Master of Criminology (MCrim) by coursework must:
- 3.1.1 attend classes (or in the case of the *Criminology Research Project* satisfy the requirements for that unit) in units of study totalling 48 credit points chosen from the units of study prescribed by the Faculty as units of study leading to the Master of Criminology by coursework (MCrim); and
- 3.1.2 pass the assessments in those units of study.
- 3.2 A candidate for the Master of Criminology (MCrim) by coursework who first enrolled prior to 1 January 1999, if eligible and permitted to enrol for an Honours dissertation, must complete that dissertation at the stipulated standard in addition to the 48 credit points required in 4.1.
- 3.3 A candidate for the Master of Criminology (MCrim) by thesis must:
- 3.3.1 attend classes in the unit of study Legal Research 1 and pass the assessment in that unit; and
- 3.3.2 present to the Faculty a thesis in the subject approved by the Postgraduate Research Committee, having an upper limit of 50,000 words of text that may be exceeded only with permission from the Associate Dean (Postgraduate Research); and
- 3.3.3 satisfy the examiners that the thesis is a substantial contribution to the subject concerned.
- 4. Requirements for honours degrees**
- 4.1 The degree of Master of Criminology (MCrim) by thesis is awarded at Honours 1, Honours 2 or Pass level.
- 4.2 A candidate for the Master of Criminology (MCrim) by coursework is not eligible for Honours unless they first enrolled before 1 January 1999 and are currently enrolled in Honours as at 1 January 2009.
- 5. Suspension of candidature**
- 5.1 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, suspend the candidature on the grounds and conditions the Committee or its nominee thinks fit.
- 5.1.1 Any period of suspension does not count towards any period within which the course of study would otherwise have been required to be completed;
- 5.2 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, permit a candidate who has been admitted to candidature but has not enrolled for a first time to defer enrolment for one year.

**6. Satisfactory progress**

- 6.1 The Postgraduate Coursework Committee or its nominee may require a candidate to show cause why the candidature should not be terminated for unsatisfactory progress, in any of the following circumstances:
  - 6.1.1 a candidate has not completed all the requirements of the degree within the time specified in section 7 of these resolutions; or
  - 6.1.2 the candidate has obtained failures in any two units of study or two failures in one unit of study.
- 6.2 If the Postgraduate Coursework Committee considers that the candidate has not shown good cause why the candidature should not be terminated, the Committee may terminate the candidature.

**7. Time limit**

- 7.1 *For the Master of Criminology (MCrim) by thesis:*
  - 7.1.1 A full-time candidate must complete all the requirements for the degree not more than two years and not less than one year from the date of first enrolment as a candidate.
  - 7.1.2 A part-time candidate must complete all the requirements for the degree not more than four years and not less than two years from the date of first enrolment as a candidate.
  - 7.1.3 A full-time candidate must present three copies of the thesis not less than one year and not more than two years from the date of first enrolment as a candidate.
  - 7.1.4 A part-time candidate must present three copies of the thesis not less than two years and not more than four years from the date of first enrolment as a candidate.
- 7.2 *For the Master of Criminology (MCrim) by coursework:*
  - 7.2.1 a full-time candidate must complete all the requirements for the degree not more than three years and not less than one year from the date of first enrolment as a candidate;
  - 7.2.2 a part-time candidate must complete all the requirements for the degree not more than six years and not less than two years from the date of first enrolment as a candidate.
- 7.3 Periods of suspended candidature are not to be counted in the time for completing the Master of Criminology (MCrim).
- 7.4 In special circumstances and with the approval of the Postgraduate Coursework Committee, a candidate may complete the degree outside the periods specified in sections 7.1 and 7.2 of these resolutions.
- 7.5 In no case may a candidate obtain credit for a unit of study completed more than ten years prior to completion of the requirements of the degree. In exceptional circumstances, the Postgraduate Coursework Committee may waive this requirement.
- 7.6 In the Master of Criminology (MCrim) by thesis, the Postgraduate Research Committee may deem time spent or work done towards the Doctor of Philosophy (PhD) by a candidate before admission to candidature for the Master of Criminology (MCrim) by thesis to be time spent or work done after admission, provided the candidate has ceased to be a candidate for the Doctor of Philosophy (PhD).

**8. Assessment policy**

- 8.1 In the Master of Criminology (MCrim) by coursework each unit of study is assessed in grades of High Distinction, Distinction, Credit and Pass. The range of marks applicable are:
  - 8.1.1 High Distinction 85–100 percent
  - 8.1.2 Distinction 75–84 percent
  - 8.1.3 Credit 65–74 percent
  - 8.1.4 Pass 50–64 percent
- 8.2 For candidates who first enrolled after 1 January 1999, the Master of Criminology (MCrim) is awarded only on a Pass basis.
- 8.3 With permission of the lecturer coordinating the unit of study concerned, a candidate in the Master of Criminology (MCrim) by coursework may write a research paper in full or partial satisfaction of the assessment requirements in a unit of study.
  - 8.3.1 The topic of any research paper to be submitted must be nominated by the candidate and approved as a relevant topic by the lecturer in the unit of study concerned. When nominating a topic, the candidate must outline the matter to be dealt with in the research paper.
  - 8.3.2 The required length of any research paper for a unit of study shall be 6000-10,000 words for a unit of study of 6 credit points and 12,000-20,000 words for a unit of study of 12

credit points. The lecturer coordinating the unit of study determines the length within these ranges.

- 8.4 In the Master of Criminology (MCrim) by coursework, a unit of study of 6 credit points requires attendance of approximately 26 hours of classes; a unit of study of 12 credit points requires attendance of approximately 52 hours of classes.
  - 8.4.1 A candidate whose attendance record at classes in a unit of study in which the candidate is enrolled is unsatisfactory may be refused permission to take the assessments in that unit of study. A candidate refused permission will be deemed to have discontinued the unit of study with permission.
  - 8.4.2 For the purpose of this resolution, attendance at less than 70 percent of scheduled classes is an unsatisfactory attendance record.
- 8.5 In exceptional circumstances, the lecturer may waive up to 50% of the unit of study attendance.
- 8.6 *In the Master of Criminology (MCrim) by thesis:*
  - 8.6.1 A thesis candidate must apply in writing for the Postgraduate Research Committee's approval of the subject of the proposed thesis.
  - 8.6.2 The Postgraduate Research Committee appoints a member of the University's academic staff, or in exceptional cases and in accordance with University policies, another suitably qualified person, as supervisor of each candidate.
    - 8.6.2.1 A thesis candidate must personally consult with the supervisor or supervisors appointed by the Postgraduate Research Committee on a regular basis and in accordance with University and Faculty policies about supervision practices.
    - 8.6.6.2 The requirements in 8.6.2.1 may be adapted to meet special geographic or other circumstances.
  - 8.6.3 A candidate may be required by the Program Coordinator (or nominee) to attend lectures or seminars subject to the approval of any other relevant head of department.
  - 8.6.4 Before each re-enrolment, a candidate for the Master of Criminology (MCrim) by thesis must submit to the Associate Dean (Postgraduate Research) a short statement of the work done by the candidate in the preceding 12 months.
- 8.7 *Examination of theses for the Master of Criminology (MCrim) by thesis:*
  - 8.7.1 A thesis may be submitted for assessment in a temporary binding provided that it is strong enough to withstand ordinary handling and postage.
  - 8.7.2 The degree will not be awarded until the candidate has lodged with the University at least two copies of the thesis, containing any amendments or corrections that may be required. These copies must be bound in permanent form.
  - 8.7.3 The Postgraduate Research Committee, in accordance with the policies determined by the Faculty and University from time to time, must appoint two examiners with qualifications it thinks fit to examine the thesis of the candidate, of whom at least one must be external to the University of Sydney.
  - 8.7.4 A thesis must be accompanied by a certificate from the supervisor stating whether, in the supervisor's opinion, the thesis is presented in a satisfactory form and prima facie examinable.
  - 8.7.5 The candidate must state in the thesis, generally in a preface, and specifically in notes:
    - 8.7.5.1 the sources from which the information was derived;
    - 8.7.5.2 the extent to which the work of others has been used; and
    - 8.7.5.3 the portions of the thesis claimed as original.
  - 8.7.6 The candidate must not lodge as the thesis any work previously submitted for a degree of this or any other University. However, work of that kind may be incorporated in the thesis, provided that the thesis indicates the work so incorporated.
    - 8.7.7.1 The degree is awarded at Honours 1, Honours 2 or Pass level.
  - 8.7.8 The Postgraduate Research Committee must ensure that the result is in accordance with University policy and procedures as stipulated in the University's publication Postgraduate Studies Handbook.
- 9. **Credit transfer policy**
  - 9.1 *Master of Criminology (MCrim) by coursework:*
    - 9.1.1 Candidates for the Master of Criminology (MCrim) by coursework may make applications for credit for other study to the Postgraduate Coursework Committee or its nominee. The other study may include:

- 9.1.1.1 study prior to enrolment; and
- 9.1.1.2 study elsewhere during enrolment.
- 9.1.2 The Postgraduate Coursework Committee or its nominee may in its discretion grant a candidate for the Master of Criminology (MCrim) by coursework credit for completion of units of study offered towards another degree or diploma in this university or an equivalent provider of tertiary education. The following conditions apply to such credit:
- 9.1.2.1 credit may not be given for units of study taken outside the Faculty having a total credit point value more than half of that required for completion of the course of study;
- 9.1.2.2 credit may be given for units of study taken in the Faculty subject to Faculty fee or other policies;
- 9.1.2.3 subject to section 9.1.3 of these resolutions, credit will not be given for units of study which are credited towards the award of another degree or diploma;
- 9.1.2.4 the candidate may not take units of study in the curriculum for the course of study which are substantially similar to the units of study for which credit has been given;
- 9.1.2.5 the subject(s) of the unit(s) of study for which credit is sought must be sufficiently relevant to the course of study;
- 9.1.2.6 the work completed for the other degree or diploma must, in the opinion of the Committee, be of a sufficient standard;
- 9.1.2.7 credit may not be given for work done in another faculty of this university or at an equivalent provider of tertiary education as satisfying the requirements (if any) for a dissertation;
- 9.1.2.8 credit will only be given for units of study completed within ten years immediately preceding the commencement of candidature for the master's degree.
- 9.1.3 The Postgraduate Coursework Committee or its nominee may in its discretion permit an applicant who has graduated with a graduate diploma previously awarded by the Faculty to have units from that graduate diploma credited towards the Master of Criminology (MCrim) by coursework. The following conditions apply:
- 9.1.3.1 an applicant for the Master of Criminology (MCrim) by coursework may only apply to have units credited towards that degree which were previously credited towards a graduate diploma awarded by the Faculty within ten years immediately preceding the commencement of candidature for the Master of Criminology (MCrim) by coursework;
- 9.1.3.2 a candidate for the Master of Criminology (MCrim) by coursework who is given such credit is not thereby exempted from fulfilling the coursework requirements for that degree, including the completion of any compulsory units that currently apply;
- 9.1.3.3 credit in accordance with this section, in respect of units of study comprising a Graduate Diploma, may not be given more than once in respect of the same units.
- 9.1.4 Applicants who qualified for a Graduate Diploma in Criminology (GradDipCrim) under previous resolutions (which required a candidate to complete 8 units of study, rather than 4), may apply to upgrade to the Master of Criminology (MCrim) by coursework in accordance with section 9.1.3.
- 9.1.4.1 Such an applicant will be treated as having completed 24 credit points (4 units of study) towards the Master of Criminology (MCrim) by coursework, including the compulsory units required for the Master of Criminology (MCrim) by coursework.
- 9.2 A unit or units of study totalling at most 12 credit points, which have been completed in the Faculty as a single unit enrolment(s), may be credited towards the Master of Criminology (MCrim) by coursework on terms the Postgraduate Coursework Committee determines from time to time.
- 1.3 The language of study and assessment is English. Before accepting an application the Faculty may require the applicant to demonstrate proficiency in English (including undertaking a specified program of study in English).
- 1.4 An applicant may be admitted as either a full-time or a part-time candidate for the degree.
- 1.5 An applicant may be admitted to candidature for the Master of Environmental Law (MEL) if:
- 1.5.1 the applicant has completed a degree of Bachelor of Laws (LLB) or equivalent at a level of merit sufficient for the program of study; or
- 1.5.2 the applicant has completed with sufficient merit for the program of study all the examinations of the Joint Examinations Committee of the Supreme Court of New South Wales.
- 1.6 An applicant without a legal qualification as specified in section 1.5 of these resolutions may be admitted to candidature for the Master of Environmental Law (MEL) if:
- 1.6.1 the candidate has obtained a degree or completed a qualification at a level of merit which the Postgraduate Coursework Committee considers sufficient to enable the candidate to undertake the course of study; and
- 1.6.2 that degree or qualification is obtained within any fields stipulated by the Faculty as required for non-law candidates for a specialist degree.
- 1.7 A person may be permitted to enrol in a single unit or units of study if the Postgraduate Coursework Committee or its nominee approves the application.

## 2. Units of study

- 2.1 The units of study prescribed by the Faculty as leading to the Master of Environmental Law (MEL) are set out in section 2.4 of these resolutions.
- 2.1.1 In addition to units of study specified in section 2.4, units taught by visiting lecturers and/or units offered on an ad hoc basis by the Faculty of Law may be included in the degree.
- 2.1.2 Not all units may be offered every year. Candidates should refer to the latest lecture timetable for confirmation of current year unit of study availability.
- 2.2 All units of study have a value of 6 credit points unless otherwise specified.
- 2.3 In exceptional cases, candidates who through previous tertiary study or a combination of that study with work experience, can demonstrate competence in one or more of the compulsory units of study may be relieved from the requirement to undertake a compulsory unit or units of study.
- 2.3.1 Where relief from undertaking a compulsory unit or units of study has been granted, an optional unit or units of study must be substituted for that unit(s).
- 2.3.2 A candidate must still complete units of study of the total credit point value required for completion of the Master of Environmental Law (MEL).
- 2.4 **List of units of study: Master of Environmental Law (MEL)**
- 2.4.1 **Compulsory units of study**
- 2.4.1.1 Legal Reasoning and the Common Law System
- 2.4.1.1.1 Candidates for the Master of Environmental Law (MEL) who do not hold a legal qualification as specified in section 1.5 of these resolutions are required to undertake this unit.
- 2.4.1.1.2 Candidates must have completed or be concurrently enrolled in this unit before being permitted to enrol in other law units.
- 2.4.1.2 Environmental Law and Policy
- 2.4.1.2.1 For candidates who have not completed any tertiary study in environmental law, this unit is a prerequisite/corequisite to all other law units in the Master of Environmental Law (MEL).
- 2.4.2 **Optional units of study**
- 2.4.2.1 Administrative Law
- 2.4.2.2 Asia Pacific Environmental Law
- 2.4.2.3 Asia Pacific Environmental Law Journal
- 2.4.2.4 Biodiversity Law
- 2.4.2.5 Comparative Environmental Law
- 2.4.2.6 Dispute Resolution in Asia
- 2.4.2.7 Dispute Resolution in Australia
- 2.4.2.8 Environmental Criminology
- 2.4.2.9 Environmental Dispute Resolution
- 2.4.2.10 Environmental Economics

## Master of Environmental Law (MEL)

### 1. Admission

- 1.1 An applicant may be admitted to candidature for the Master of Environmental Law (MEL) if the applicant holds such qualifications at such levels of achievement on such terms and conditions as may be determined from time to time by the Faculty.
- 1.2 Applications for admission to candidature must be made in writing to the Faculty by the time and in the manner determined by the Faculty from time to time. The Faculty refers such applications to the Postgraduate Coursework Committee or its nominee.

- 2.4.2.10.1 Candidates who have previously completed Public Policy are not permitted to enrol in this unit.
- 2.4.2.11 Environmental Impact Assessment Law
- 2.4.2.12 Environmental Planning Law
- 2.4.2.13 European Environmental Law
- 2.4.2.14 Heritage Law
- 2.4.2.15 Integrated Natural Resources Management
- 2.4.2.16 International Environmental Law
- 2.4.2.17 International Law and Australian Institutions
- 2.4.2.18 Judicial Review - Principles, Policy and Procedure
- 2.4.2.19 Law and Legal Culture in Asia/Pacific (12 credit points)
- 2.4.2.20 Law of the Sea
- 2.4.2.21 Local Government Law
- 2.4.2.22 Modern Corporate Governance
- 2.4.2.23 Native Title – Perspectives on Co-existence
- 2.4.2.24 Pollution Law
- 2.4.2.25 Protection of the Antarctic Environment
- 2.4.2.26 Public Policy
- 2.4.2.26.1 Candidates who have completed Public Sector Policy 1, Taxation and Social Policy or Environmental Economics are not permitted to enrol in this unit.
- 2.4.2.27 Sustainable Development Law in China (12 credit points)
- 2.5 Candidates in the Master of Environmental Law (MEL) may enrol in an *Independent Research Project* unit or units of study comprising 6 or 12, but not more than 12, credit points, subject to the approval of the Associate Dean (Postgraduate Coursework) and satisfaction of any policies issued by the Program Coordinator.
- 2.5.1 A single unit *Independent Research Project* worth 6 credit points will be of one semester in length; a 12 credit point *Independent Research Project* unit will cover two semesters.
- 2.5.2 A single unit *Independent Research Project* requires submission of a substantial research paper of approximately 10,000 words; a 12 credit point unit requires a substantial research paper of approximately 20,000 words.
- 2.5.3 'Approximately' in relation to word length means a deviation of not more or less than 15 percent from the stated word limit.
- 2.6 A candidate may, under special circumstances, be permitted by the Associate Dean (Postgraduate Coursework), or the Associate Dean's nominee, to undertake a unit or units of study other than those specified by the Faculty as leading to the Master of Environmental Law (MEL), and to have that unit or those units of study credited towards the degree.
- 2.7 Only in exceptional circumstances will a candidate for the Master of Environmental Law (MEL) be permitted to enrol in designated undergraduate law units of study as approved and offered by the Faculty.
- 2.7.1 A candidate must demonstrate that the undergraduate unit would enhance their area of specialisation or otherwise contribute to their program of postgraduate learning.
- 2.7.2 A candidate may enrol in undergraduate law units totalling at most 12 credit points.
- 2.7.3 A candidate may not enrol in the unit *Foundations of Law*.
- 2.7.4 A candidate will be required to comply with any alternative assessment requirements imposed in respect of that candidate for the undergraduate unit of study (normally including a research paper constituting not less than 60 percent of the assessment requirements for the unit of study), and to be assessed at postgraduate standard.
- 2.7.5 The Postgraduate Coursework Committee may award the credit on the recommendation of the Associate Dean (Postgraduate Coursework).
- 2.7.6 Each 8 credit point undergraduate unit may only count as one 6 credit point unit towards the Master of Environmental Law (MEL).
- 3. Requirements for the Master of Environmental Law (MEL)**
- 3.1 A candidate for the Master of Environmental Law (MEL) must:
- 3.1.1 attend classes (or in the case of the *Independent Research Project* unit, satisfy the requirements for that unit) in units of study totalling 48 credit points chosen from the units of study prescribed by the Faculty as units of study leading to the degree; and
- 3.1.2 pass the assessments in those units of study.
- 3.2 A candidate for the Master of Environmental Law (MEL) who first enrolled prior to 1 January 1999, if eligible and permitted to enrol for an Honours dissertation, must complete that dissertation at the stipulated standard in addition to the 48 credit points required in 3.1.
- 4. Requirements for honours degrees**
- 4.1 A candidate for the Master of Environmental Law (MEL) is not eligible for Honours unless they first enrolled before 1 January 1999 and are currently enrolled in Honours as at 1 January 2009.
- 5. Suspension of candidature**
- 5.1 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, suspend the candidature on the grounds and conditions the Committee or its nominee thinks fit.
- 5.1.1 Any period of suspension does not count towards any period within which the course of study would otherwise have been required to be completed;
- 5.2 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, permit a candidate who has been admitted to candidature but has not enrolled for a first time to defer enrolment for one year.
- 6. Satisfactory progress**
- 6.1 The Postgraduate Coursework Committee or its nominee may require a candidate to show cause why the candidature should not be terminated for unsatisfactory progress, in any of the following circumstances:
- 6.1.1 a candidate has not completed all the requirements of the degree within the time specified in section 7 of these resolutions; or
- 6.1.2 the candidate has obtained failures in any two units of study or two failures in one unit of study.
- 6.2 If the Postgraduate Coursework Committee considers that the candidate has not shown good cause why the candidature should not be terminated, the Committee may terminate the candidature.
- 7. Time limit**
- 7.1 A full-time candidate in the Master of Environmental Law (MEL) must complete all the requirements for the degree not more than three years and not less than one year from the date of first enrolment as a candidate.
- 7.2 A part-time candidate in the Master of Environmental Law (MEL) must complete all the requirements for the degree not more than six years and not less than two years from the date of first enrolment as a candidate.
- 7.3 Periods of suspended candidature are not to be counted in the time for completing the Master of Environmental Law (MEL).
- 7.4 In special circumstances and with the approval of the Postgraduate Coursework Committee, a candidate may complete the Master of Environmental Law (MEL) outside the periods specified in sections 7.1 and 7.2 of these resolutions.
- 7.5 In no case may a candidate obtain credit for a unit of study completed more than ten years prior to completion of the requirements of the degree. In exceptional circumstances, the Postgraduate Coursework Committee may waive this requirement.
- 8. Assessment policy**
- 8.1 Each unit of study is assessed in grades of High Distinction, Distinction, Credit and Pass. The range of marks applicable are:
- 8.1.1 High Distinction 85–100 percent
- 8.1.2 Distinction 75–84 percent
- 8.1.3 Credit 65–74 percent
- 8.1.4 Pass 50–64 percent
- 8.2 For candidates who first enrolled after 1 January 1999, the Master of Environmental Law (MEL) is awarded only on a Pass basis.
- 8.3 With permission of the lecturer coordinating the unit of study concerned, candidates may write a research paper in full or partial satisfaction of the assessment requirements in a unit of study.
- 8.3.1 The topic of any research paper to be submitted must be nominated by the candidate and approved as a relevant topic by the lecturer in the unit of study concerned. When nominating a topic, the candidate must outline the matter to be dealt with in the research paper.
- 8.3.2 The required length of any research paper for a unit of study shall be 6,000-10,000 words for a unit of study of 6 credit points and 12,000-20,000 words for a unit of study of 12

credit points. The lecturer coordinating the unit of study determines the length within these ranges.

- 8.4 A unit of study of 6 credit points requires attendance of approximately 26 hours of classes. A unit of study of 12 credit points requires attendance of approximately 52 hours of classes.
- 8.4.1 A candidate whose attendance record at classes in a unit of study in which the candidate is enrolled is unsatisfactory may be refused permission to take the assessments in that unit of study. A candidate refused permission will be deemed to have discontinued the unit of study with permission.
- 8.4.2 For the purpose of this resolution, attendance at less than 70 percent of scheduled classes is an unsatisfactory attendance record.
- 8.5 In exceptional circumstances, the lecturer may waive up to 50% of the unit of study attendance.
- 9. Credit transfer policy**
- 9.1 Applications for credit for other study are to be made to the Postgraduate Coursework Committee or its nominee. The other study may include:
- 9.1.1 study prior to enrolment; and
- 9.1.2 study elsewhere during enrolment.
- 9.2 The Postgraduate Coursework Committee or its nominee may in its discretion grant a candidate for the Master of Environmental Law (MEL) credit for completion of units of study offered towards another degree or diploma in this University or an equivalent provider of tertiary education. The following conditions apply to such credit:
- 9.2.1 credit may not be given for units of study taken outside the Faculty having a total credit point value more than half of that required for completion of the course of study;
- 9.2.2 credit may be given for units of study taken in the Faculty subject to Faculty fee or other policies;
- 9.2.3 subject to section 9.3 of these resolutions, credit will not be given for units of study which are credited towards the award of another degree or diploma;
- 9.2.4 the candidate may not take units of study in the curriculum for the course of study which are substantially similar to the units of study for which credit has been given;
- 9.2.5 the subject(s) of the unit(s) of study for which credit is sought must be sufficiently relevant to the course of study;
- 9.2.6 the work completed for the other degree or diploma must, in the opinion of the Committee, be of a sufficient standard;
- 9.2.7 credit may not be given for work done in another faculty of this university or at an equivalent provider of tertiary education as satisfying the requirements (if any) for a dissertation;
- 9.2.8 credit will only be given for units of study completed within ten years immediately preceding the commencement of candidature for the master's degree.
- 9.3 The Postgraduate Coursework Committee or its nominee may in its discretion permit an applicant who has graduated with a graduate diploma previously awarded by the Faculty to have units from that graduate diploma credited towards the Master of Environmental Law (MEL). The following conditions apply:
- 9.3.1 an applicant for the Master of Environmental Law (MEL) may only apply to have units credited towards that master's degree that were previously credited towards a graduate diploma awarded by the Faculty within ten years immediately preceding the commencement of candidature for the Master of Environmental Law (MEL);
- 9.3.2 a candidate for the Master of Environmental Law (MEL) who is given such credit is not thereby exempted from fulfilling the coursework requirements for that degree, including the completion of any compulsory units that currently apply;
- 9.3.3 credit in accordance with this section, in respect of units of study comprising a graduate diploma, may not be given more than once in respect of the same units.
- 9.4 A unit or units of study totalling at most 12 credit points, which have been completed in the Faculty as a single unit enrolment(s), may be credited towards the Master of Environmental Law (MEL) on terms the Postgraduate Coursework Committee determines from time to time.

## Master of Environmental Science and Law (MEnvSci and Law)

### 1. Admission

- 1.1 The Dean of the Faculty of Science may admit to candidature:
- 1.1.1 graduates of the University of Sydney holding the degree of Bachelor of Science (BSc) or Bachelor of Laws (LLB); or
- 1.1.2 graduates of other universities or other appropriate institutions who have qualifications equivalent to those specified in subsection 1.1.1.

### 2. Units of study

- 2.1 The units of study for the Master of Environmental Science and Law are listed in the Table associated with these resolutions.

### 3. Requirements for the Master of Environmental Science and Law

- 3.1 Candidates for the Master of Environmental Science and Law are required to complete satisfactorily 48 credit points selected from units of study approved by the Faculties of Science and Law including:
- 3.1.1 a core unit of study (LAWS6044);
- 3.1.2 LAWS6252 is compulsory for students who do not have a law background
- 3.1.3 a minimum of 24 credit points selected from units of study offered by each Faculty.

#### Faculty Rules

### 4. Details of units of study

- 4.1 The units of study for the Master of Environmental Science and Law are listed in the following table:

Unit of study	
Unless otherwise indicated, all units are worth 6 credit points	
<i>Core units</i>	
LAWS6252	Legal Reasoning and Common Law System
LAWS6044	Environmental Law and Policy
<i>Science Units (* = recommended)</i>	
ENVI5501	Environmental Research Project (12cp)
ENVI5705*	Ecological Principles for Environmental Scientists
ENVI5707	Energy - Sources, Uses and Alternatives
ENVI5708*	Introduction to Environmental Chemistry
ENVI5808*	Applied Ecology for Environmental Scientists
ENVI5809	Computer Modelling and Resource Management
GEOG5001	Geographic Information Science A
GEOG5002	Geographic Information Science B
WILD5001	Australasian Wildlife: Introduction
WILD5002	Australasian Wildlife: Field Studies
<i>Law units (# = offered every second year)</i>	
LAWS6041	Environmental Dispute Resolution
LAWS6042	Environmental Economics
LAWS6043	Environmental Impact Assessment Law
LAWS6045	Environmental Planning Law
LAWS6055	Heritage Law
LAWS6081	Integrated Natural Resources Management
LAWS6061	International Environmental Law
LAWS6082#	Pollution Law
LAWS6154	Sustainable Development Law in China
LAWS6163	Energy Law
LAWS6165	Biodiversity Law
LAWS6186	Native Title - Co-Existence Perspectives
LAWS6191#	Water Law
LAWS6257	Public Policy

- 4.2 A candidate for the course shall proceed by completing units of study as prescribed by the Faculty.

- 4.3 A unit of study shall consist of such lectures, seminars, tutorial instruction, essays, exercises, practical work, or project work as may be prescribed.
- 4.4 In these resolutions, 'to complete a unit of study' or any derivative expression means:
- 4.4.1 to attend the lectures and the meetings, if any, for seminars or tutorial instruction;
- 4.4.2 to complete satisfactorily the essays, exercises, practical and project work if any; and
- 4.4.3 to pass any other examination of the unit of study that may apply.
- 4.5 All units of study for a particular subject area may not be available every semester.
- 4.6 A candidate shall complete coursework to the value of 48 credit points.
- 4.7 The Dean may allow substitution of any unit of study by another unit of study, including units of study from other postgraduate coursework programs in the Faculties of Science and Law, or elsewhere in the University.
- 5. Enrolment in more/less than minimum load**
- 5.1 A candidate may proceed on either a full-time or a part-time basis.
- 6. Cross-institutional study**
- 6.1 Cross-institutional study shall not be available to students enrolled in the Master of Environmental Science and Law except where the University of Sydney has a formal Cooperation Agreement with another University.
- 7. Restrictions on enrolment**
- 7.1 Admission to the Master of Environmental Science and Law may be limited by a quota.
- 7.2 In determining the quota, the University will take into account:
- 7.2.1 availability of resources including space, laboratory and computing facilities; and
- 7.2.2 availability of adequate and appropriate supervision.
- 7.3 In considering an application for admission to candidature the Dean shall take account of the quota and will select, in preference, applicants who are most meritorious in terms of subsection 1 above.
- 8. Discontinuation of enrolment**
- 8.1 A student who does not enrol in any semester without first obtaining written permission from the Dean to suspend candidature will be deemed to have discontinued enrolment in the course.
- 8.2 Students who have discontinued from the course will be required to apply for admission to the course and be subject to admission requirements pertaining at that time.
- 9. Suspension of candidature**
- 9.1 A student may seek written permission from the Dean to suspend candidature in the course.
- 9.2 Suspension may be granted for a maximum of one year.
- 10. Re-enrolment after an absence**
- 10.1 A student who plans to re-enrol after a period of suspension must advise the Faculty of Science Office in writing of their intention by no later than the end of October for First Semester of the following year or the end of May for Second Semester of the same year.
- 11. Satisfactory progress**
- 11.1 Candidates for the Master of Environmental Science and Law shall be governed by the rule as follows:
- 11.1.1 A student who has failed a cumulative total of 12cp at any stage of enrolment in the Master of Science and Law will be required to show good cause why he or she should be allowed to re-enrol and, if good cause has not been established, the student's enrolment will be terminated and the student will not be permitted to re-enrol.
- 12. Time limit**
- 12.1 A candidate for the Master of Environmental Science and Law shall complete the requirements for the award in a minimum of two semesters and a maximum of ten semesters, and except with permission of the Faculty, within six calendar years of admission to candidature.
- 13. Assessment policy**
- 13.1 A candidate may be tested by written and oral examinations, assignments, exercises and practical work or any combination of these.
- 13.2 On completion of the requirements for the degree, the Dean shall determine the results of the candidature.

**14. Credit transfer policy**

- 14.1 A candidate who, before admission to candidature, has spent time in graduate study and, within the previous three years, has completed coursework considered by the Faculty to be equivalent to units of study prescribed for the degree, for which no award has been conferred, may receive credit of up to 12 credit points towards the requirements for the degree of Master of Environmental Science and Law.

**15. Authority of the Deans**

- 15.1 The Deans of Science and Law shall jointly exercise authority in any matter concerning the course not otherwise dealt with in these resolutions.

**Master of Health Law (MHL)**

**1. Admission**

- 1.1 An applicant may be admitted to candidature for the Master of Health Law (MHL) if the applicant holds such qualifications at such levels of achievement on such terms and conditions as may be determined from time to time by the Faculty.
- 1.2 Applications for admission to candidature must be made in writing to the Faculty by the time and in the manner determined by the Faculty from time to time. The Faculty refers such applications to the Postgraduate Coursework Committee or its nominee.
- 1.3 The language of study and assessment is English. Before accepting an application the Faculty may require the applicant to demonstrate proficiency in English (including undertaking a specified program of study in English).
- 1.4 An applicant may be admitted as either a full-time or a part-time candidate for the degree.
- 1.5 An applicant may be admitted to candidature for the Master of Health Law if:
- 1.5.1 the applicant has completed a degree of Bachelor of Laws (LLB) or equivalent at a level of merit sufficient for the program of study; or
- 1.5.2 the applicant has completed with sufficient merit for the program of study all the examinations of the Joint Examinations Committee of the Supreme Court of New South Wales.
- 1.6 An applicant who does not hold a legal qualification as specified in 1.5 of these resolutions may be admitted to candidature for the Master of Health Law (MHL) if:
- 1.6.1 the applicant holds a degree in medicine, nursing or other relevant field, and
- 1.6.2 that degree was obtained at a level of merit which the Postgraduate Coursework Committee considers sufficient to enable the candidate to undertake the course of study.
- 1.7 A person may be permitted to enrol in a single unit or units of study if the Postgraduate Coursework Committee or its nominee approves the application.

**2. Units of study**

- 2.1 The units of study prescribed by the Faculty as leading to the Master of Health Law (MHL) are set out in section 2.4 of these resolutions.
- 2.1.1 In addition to units of study specified in section 2.4, units taught by visiting lecturers and/or units offered on an ad hoc basis by the Faculty of Law may be included in the degree.
- 2.1.2 Not all units may be offered every year. Candidates should refer to the latest lecture timetable for confirmation of current year unit of study availability.
- 2.2 All units of study have a value of six credit points unless otherwise specified.
- 2.3 In exceptional cases, candidates who through previous tertiary study or a combination of that study with work experience, can demonstrate competence in one or more of the compulsory units of study may be relieved from the requirement to undertake a compulsory unit or units of study.
- 2.3.1 Where relief from undertaking a compulsory unit or units of study has been granted, an optional unit or units of study must be substituted for that unit(s).
- 2.3.2 A candidate must still complete units of study of the total credit point value required for completion of the Master of Health Law (MHL).

## 2.4 Table of units of study: Master of Health Law (MHL)

### 2.4.1 Compulsory units of study

2.4.1.1 Introduction to Law for Health Professionals or Legal Reasoning and the Common Law System

2.4.1.1.1 Candidates in the Master of Health Law (MHL) who do not hold a law degree or equivalent qualification as specified in 1.5 of these resolutions must enrol in either Introduction to Law for Health Professionals or Legal Reasoning and the Common Law System, but not both. Candidates are encouraged to enrol in Introduction to Law for Health Professionals where possible.

2.4.1.1.2 Candidates must have completed or be concurrently enrolled in either Introduction to Law for Health Professionals or Legal Reasoning and the Common Law System before being permitted to enrol in other law units.

2.4.1.2 In addition to the requirements in 2.4.1.1, candidates are required to complete 3 out of the following 4 units of study:

2.4.1.2.1 Government Regulation, Health Policy and Ethics

2.4.1.2.2 Health Care and Professional Liability

2.4.1.2.3 Information Rights in Health Care

2.4.1.2.4 Critical Issues in Public Health Law

2.4.1.2.4.1 The unit of study New Directions in Public Health Law and Policy may be substituted for Critical Issues in Public Health Law as a compulsory unit for credit towards the Master of Health Law (MHL).

### 2.4.2 Optional units of study

2.4.2.1 Advanced Forensic Psychiatry

2.4.2.2 Death Law

2.4.2.3 Dispute Resolution in Australia

2.4.2.4 Drugs, Drug Policy and the Law

2.4.2.5 Forensic Psychiatry

2.4.2.6 Genetics and the Law

2.4.2.7 Health Law and Globalisation

2.4.2.8 Law, Ageing and Disability

2.4.2.9 Law, Ethics and the Autonomy Rationale

2.4.2.10 Law Reform: Processes, Practices and Problems

2.4.2.11 Legal Issues in Health Care and Technology

2.4.2.12 Mediation - Skills and Theory

2.4.2.13 New Directions in Public Health Law and Policy

2.4.2.14 Policing Bodies: Crime, Sexuality and Reproduction

2.4.2.15 Reproduction and the Law

2.5 Candidates in the Master of Health Law (MHL) may enrol in an Independent Research Project unit or units of study comprising six or 12, but not more than 12, credit points, subject to the approval of the Associate Dean (Postgraduate Coursework) and satisfaction of any policies issued by the Program Coordinator.

2.5.1 A single unit Independent Research Project worth six credit points will be of one semester in length; a 12 credit point Independent Research Project unit will cover two semesters.

2.5.2 A single unit Independent Research Project requires submission of a substantial research paper of approximately 10,000 words; a 12 credit point unit requires a substantial research paper of approximately 20,000 words.

2.5.3 'Approximately' in relation to word length means a deviation of not more or less than 15 percent from the stated word limit.

2.6 A candidate may, under special circumstances, be permitted by the Associate Dean (Postgraduate Coursework), or the Associate Dean's nominee, to undertake a unit or units of study other than those specified by the Faculty as leading to the Master of Health Law (MHL), and to have that unit or those units of study credited towards the degree.

2.7 Only in exceptional circumstances will a candidate for the Master of Health Law (MHL) be permitted to enrol in designated undergraduate law units of study as approved and offered by the Faculty.

2.7.1 A candidate must demonstrate that the undergraduate unit would enhance their area of specialisation or otherwise contribute to their program of postgraduate learning.

2.7.2 A candidate may enrol in undergraduate law units totalling at most 12 credit points.

2.7.3 A candidate may not enrol in the unit Foundations of Law.

2.7.4 A candidate will be required to comply with any alternative assessment requirements imposed in respect of that candidate for the undergraduate unit of study (normally including a research paper constituting not less than 60

percent of the assessment requirements for the unit of study), and to be assessed at postgraduate standard.

2.7.5 The Postgraduate Coursework Committee may award the credit on the recommendation of the Associate Dean (Postgraduate Coursework).

2.7.6 Each 8 credit point undergraduate unit may only count as one 6 credit point unit towards the Master of Health Law.

## 3. Requirements for the Master of Health Law (MHL)

3.1 A candidate for the Master of Health Law (MHL) must:

3.1.1 attend classes (or in the case of the Independent Research Project unit, satisfy the requirements for that unit) in units of study totalling 48 credit points chosen from the units of study prescribed by the Faculty as units of study leading to the degree; and

3.1.2 pass the assessments in those units of study.

3.2 A candidate for the Master of Health Law (MHL) who first enrolled prior to 1 January 1999, if eligible and permitted to enrol for an Honours dissertation, must complete that dissertation at the stipulated standard in addition to the 48 credit points required in 3.1.

## 4. Requirements for Honours degrees

4.1 A candidate for the Master of Health Law (MHL) is not eligible for Honours unless they first enrolled 1 January 1999 and are currently enrolled in Honours as at 1 January 2009.

## 5. Suspension of candidature

5.1 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, suspend the candidature on the grounds and conditions the Committee or its nominee thinks fit.

5.1.1 Any period of suspension does not count towards any period within which the course of study would otherwise have been required to be completed;

5.2 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, permit a candidate who has been admitted to candidature but has not enrolled for a first time to defer enrolment for one year.

## 6. Satisfactory progress

6.1 The Postgraduate Coursework Committee or its nominee may require a candidate to show cause why the candidature should not be terminated for unsatisfactory progress, in any of the following circumstances:

6.1.1 a candidate has not completed all the requirements of the Degree within the time specified in section 7 of these resolutions; or

6.1.2 the candidate has obtained failures in any two units of study or two failures in one unit of study.

6.2 If the Postgraduate Coursework Committee considers that the candidate has not shown good cause why the candidature should not be terminated, the Committee may terminate the candidature.

## 7. Time limit

7.1 A full-time candidate in the Master of Health Law (MHL) must complete all the requirements for the degree not more than three years and not less than one year from the date of first enrolment as a candidate.

7.2 A part-time candidate in the Master of Health Law (MHL) must complete all the requirements for the degree not more than six years and not less than two years from the date of first enrolment as a candidate.

7.3 Periods of suspended candidature are not to be counted in the time for completing the Master of Health Law (MHL).

7.4 In special circumstances and with the approval of the Postgraduate Coursework Committee, a candidate may complete the Master of Health Law (MHL) outside the periods specified in sections 7.1 and 7.2 of these resolutions.

7.5 In no case may a candidate obtain credit for a unit of study completed more than ten years prior to completion of the requirements of the degree. In exceptional circumstances, the Postgraduate Coursework Committee may waive this requirement.

## 8. Assessment policy

8.1 Each unit of study is assessed in grades of High Distinction, Distinction, Credit and Pass. The range of marks applicable are:

8.1.1 High Distinction 85–100 percent

8.1.2 Distinction 75–84 percent

8.1.3 Credit 65–74 percent

- 8.1.4 Pass 50–64 percent
- 8.2 For candidates who first enrolled after 1 January 1999, the Master of Health Law (MHL) is awarded only on a Pass basis.
- 8.3 With permission of the lecturer coordinating the unit of study concerned, candidates may write a research paper in full or partial satisfaction of the assessment requirements in a unit of study.
- 8.3.1 The topic of any research paper to be submitted must be nominated by the candidate and approved as a relevant topic by the lecturer in the unit of study concerned. When nominating a topic, the candidate must outline the matter to be dealt with in the research paper.
- 8.3.2 The required length of any research paper for a unit of study shall be 6000-10,000 words for a unit of study of 6 credit points and 12,000-20,000 words for a unit of study of 12 credit points. The lecturer coordinating the unit of study determines the length within these ranges.
- 8.4 A unit of study of 6 credit points requires attendance of approximately 26 hours of classes. A unit of study of 12 credit points requires attendance of approximately 52 hours of classes.
- 8.4.1 A candidate whose attendance record at classes in a unit of study in which the candidate is enrolled is unsatisfactory may be refused permission to take the assessments in that unit of study. A candidate refused permission will be deemed to have discontinued the unit of study with permission.
- 8.4.2 For the purpose of this resolution, attendance at less than 70 percent of scheduled classes is an unsatisfactory attendance record.
- 8.5 In exceptional circumstances, the lecturer may waive up to 50% of the unit of study attendance.
- 9. Credit transfer policy**
- 9.1 Applications for credit for other study are to be made to the Postgraduate Coursework Committee or its nominee. The other study may include:
- 9.1.1 study prior to enrolment; and
- 9.1.2 study elsewhere during enrolment.
- 9.2 The Postgraduate Coursework Committee or its nominee may in its discretion grant a candidate for the Master of Health Law (MHL) credit for completion of units of study offered towards another degree or diploma in this university or an equivalent provider of tertiary education. The following conditions apply to such credit:
- 9.2.1 credit may not be given for units of study taken outside the Faculty having a total credit point value more than half of that required for completion of the course of study;
- 9.2.2 credit may be given for units of study taken in the Faculty subject to Faculty fee or other policies;
- 9.2.3 subject to section 9.3 of these resolutions, credit will not be given for units of study which are credited towards the award of another degree or diploma;
- 9.2.4 the candidate may not take units of study in the curriculum for the course of study which are substantially similar to the units of study for which credit has been given;
- 9.2.5 the subject(s) of the unit(s) of study for which credit is sought must be sufficiently relevant to the course of study;
- 9.2.6 the work completed for the other degree or diploma must, in the opinion of the Committee, be of a sufficient standard;
- 9.2.7 credit may not be given for work done in another faculty of this university or at an equivalent provider of tertiary education as satisfying the requirements (if any) for a dissertation;
- 9.2.8 credit will only be given for units of study completed within ten years immediately preceding the commencement of candidature for the master's degree.
- 9.3 The Postgraduate Coursework Committee or its nominee may in its discretion permit an applicant who has graduated with a graduate diploma previously awarded by the Faculty to have units from that graduate diploma credited towards the Master of Health Law (MHL). The following conditions apply:
- 9.3.1 an applicant for the Master of Health Law (MHL) may only apply to have units credited towards that master's degree that were previously credited towards a graduate diploma awarded by the Faculty within ten years immediately preceding the commencement of candidature for the Master of Health Law (MHL);
- 9.3.2 a candidate for the Master of Health Law (MHL) who is given such credit is not thereby exempted from fulfilling the

- coursework requirements for that degree, including the completion of any compulsory units that currently apply;
- 9.3.3 credit in accordance with this section, in respect of units of study comprising a graduate diploma, may not be given more than once in respect of the same units.
- 9.4 A unit or units of study totalling at most 12 credit points, which have been completed in the Faculty as a single unit enrolment(s), may be credited towards the Master of Health Law on terms the Postgraduate Coursework Committee determines from time to time.

## Master of International Business and Law

### Course rules

#### 1. Admission

- 1.1 An applicant for admission to candidature for the pass degree must:
- 1.1.1 have completed a bachelor's degree, graduate diploma/certificate or equivalent at an institution approved by the Faculty and at a standard acceptable to the Faculty.

#### 2. Units of study

- 2.1 The units of study which may be taken for the pass degree are set out under the tables of postgraduate units of study in the Faculty of Economics and Business Handbook, together with:
- 2.1.1 credit point value;
- 2.1.2 the units of study with which they are mutually exclusive;
- 2.1.3 the semesters in which they are offered;
- 2.1.4 corequisites/prerequisites/assumed learning/ assumed knowledge; and
- 2.1.5 any special conditions.

#### 3. Requirements for the pass degree

- 3.1 To qualify for the award of the pass degree, a student must successfully complete units of study amounting to a total of 48 credit points, comprising:
- 3.1.1 at least 2 core units of study (12 credit points) in international business as specified in the Faculty of Economics and Business Handbook;
- 3.1.2 up to 2 elective units of study (12 credit points) in international business as specified in the Faculty of Economics and Business Handbook;
- 3.1.3 2 core units of study (12 credit points) in law, as specified in the Faculty of Economics and Business Handbook; and
- 3.1.4 2 elective units of study (12 credit points) in law, as specified in the Faculty of Economics and Business Handbook.

#### 4. Award of the degree

- 4.1 The Master of International Business and Law will be awarded in two grades, namely pass and merit.
- 4.1.1 Merit will be awarded to students who achieve an average of at least 75 per cent in the pass degree.

## Master of International Law (MIL)

#### 1. Admission

- 1.1 An applicant may be admitted to candidature for the Master of International Law (MIL) if the applicant holds such qualifications at such levels of achievement on such terms and conditions as may be determined from time to time by the Faculty.
- 1.2 Applications for admission to candidature must be made in writing to the Faculty by the time and in the manner determined by the Faculty from time to time. The Faculty refers such applications to the Postgraduate Coursework Committee or its nominee.
- 1.3 The language of study and assessment is English. Before accepting an application the Faculty may require the applicant to demonstrate proficiency in English (including undertaking a specified program of study in English).
- 1.4 An applicant may be admitted as either a full-time or a part-time candidate for the degree.
- 1.5 An applicant may be admitted to candidature for the Master of International Law (MIL) if:
- 1.5.1 the applicant has completed a degree of Bachelor of Laws (LLB) or equivalent at a level of merit sufficient for the program of study; or

- 1.5.2 the applicant has completed with sufficient merit for the program of study all the examinations of the Joint Examinations Committee of the Supreme Court of New South Wales.
- 1.6 An applicant without a legal qualification as specified in section 1.5 of these resolutions may be admitted to candidature for the Master of International Law (MIL) if:
- 1.6.1 the candidate has obtained a degree or completed a qualification at a level of merit which the Postgraduate Coursework Committee considers sufficient to enable the candidate to undertake the course of study; and
- 1.6.2 that degree or qualification is obtained within any fields stipulated by the Faculty as required for non-law candidates for a specialist degree.
- 1.7 A person may be permitted to enrol in a single unit or units of study if the Postgraduate Coursework Committee or its nominee approves the application.
- 2. Units of study**
- 2.1 The units of study prescribed by the Faculty as leading to the Master of International Law (MIL) are set out in section 2.4 of these resolutions.
- 2.1.1 In addition to units of study specified in section 2.4, units taught by visiting lecturers and/or units offered on an ad hoc basis by the Faculty of Law may be included in the degree.
- 2.1.2 Not all units may be offered every year. Candidates should refer to the latest lecture timetable for confirmation of current year unit of study availability.
- 2.2 All units of study have a value of 6 credit points unless otherwise specified.
- 2.3 In exceptional cases, candidates who through previous tertiary study or a combination of that study with work experience, can demonstrate competence in one or more of the compulsory units of study may be relieved from the requirement to undertake a compulsory unit or units of study.
- 2.3.1 Where relief from undertaking a compulsory unit or units of study has been granted, an optional unit or units of study must be substituted for that unit(s).
- 2.3.2 A candidate must still complete units of study of the total credit point value required for completion of the Master of International Law (MIL).
- 2.4 List of units of study: Master of International Law (MIL)**
- 2.4.1 Compulsory units of study**
- 2.4.1.1 International Law and Australian Institutions
- 2.4.1.2 Public International Law
- 2.4.1.2.1 Public International Law is a pre/corequisite for Master of International Law (MIL) candidates who have not undertaken previous studies in International Law.
- 2.4.1.3 In addition to these compulsory units of study, candidates in the Master of International Law (MIL) are required to complete one unit of 6 credit points from units offered in the Master of International Studies (MIntStuds) Program within the Faculty of Arts.
- 2.4.2 Core units of study**
- 2.4.2.1 International Business Law
- 2.4.2.2 International Commercial Arbitration
- 2.4.2.3 International Environmental Law
- 2.4.2.4 International Human Rights
- 2.4.2.5 International Law and the Use of Armed Force
- 2.4.2.6 Law of the Sea
- 2.4.2.7 Protection of the Antarctic Environment
- 2.4.2.8 Refugee Law
- 2.4.2.9 Theories of International Law
- 2.4.2.10 World Trade Organisation I
- 2.4.3 Optional units of study**
- 2.4.3.1 Asia Pacific Environmental Law
- 2.4.3.2 Australian International Taxation
- 2.4.3.3 Chinese Laws and Chinese Legal Systems (12 credit points)
- 2.4.3.3.1 Candidates undertaking this unit are not permitted to enrol in Introduction to Chinese Law.
- 2.4.3.5 Comparative Competition Law
- 2.4.3.6 Comparative Constitutional Law
- 2.4.3.7 Comparative Corporate Taxation
- 2.4.3.8 Comparative Environmental Law
- 2.4.3.9 Comparative International Taxation
- 2.4.3.10 Comparative Value Added Tax
- 2.4.3.11 Dispute Resolution in Asia
- 2.4.3.12 Doing Business in China
- 2.4.3.13 European Environmental Law
- 2.4.3.14 GST - International Issues
- 2.4.3.15 Health Law and Globalisation
- 2.4.3.16 Human Rights and the Global Economy
- 2.4.3.17 Immigration and Nationality Law
- 2.4.3.18 International and Comparative Criminal Justice
- 2.4.3.19 International Investment Law
- 2.4.3.20 International Law Research Project (12 credit points)
- 2.4.3.21 Introduction to Chinese Law
- 2.4.3.21.1 Candidates who have previously completed Chinese Laws and Chinese Legal Systems (12 credit points) are not permitted to enrol in this unit.
- 2.4.3.22 Japanese Law
- 2.4.3.23 Japanese Law and the Economy
- 2.4.3.24 Law and Society in Indonesia
- 2.4.3.25 Legal Reasoning and the Common Law System
- 2.4.3.26.1 Candidates who do not hold a law degree or equivalent qualification may undertake this unit prior to enrolling in other law units.
- 2.4.3.27 Maritime Law
- 2.4.3.28 Sustainable Development Law in China (12 credit points)
- 2.4.3.29 Tax Law in Asia and the Pacific
- 2.4.3.30 Tax Treaties
- 2.4.3.31 The Legal System of the European Union
- 2.4.3.32 Trade and Commerce in European Law
- 2.4.3.33 Transfer Pricing in International Taxation
- 2.4.3.34 World Trade Organisation II
- 2.5 Candidates enrolling in the unit of study International Law Research Project (12 credit points) must nominate a topic for the research paper, which must be approved by the Program Coordinator. When nominating a topic, the candidate must outline the matter to be dealt with in the research paper.
- 2.5.1 The required length of the research paper is 12,000-20,000 words. The Program Coordinator determines the length within these ranges.
- 2.6 A candidate may, under special circumstances, be permitted by the Associate Dean (Postgraduate Coursework), or the Associate Dean's nominee, to undertake a unit or units of study other than those specified by the Faculty as leading to the Master of International Law (MIL), and to have that unit or those units of study credited towards the degree.
- 2.7 Only in exceptional circumstances will a candidate for the Master of International Law (MIL) be permitted to enrol in designated undergraduate law units of study as approved and offered by the Faculty.
- 2.7.1 A candidate must demonstrate that the undergraduate unit would enhance their area of specialisation or otherwise contribute to their program of postgraduate learning.
- 2.7.2 A candidate may enrol in undergraduate law units totalling at most 12 credit points.
- 2.7.3 A candidate may not enrol in the unit Foundations of Law.
- 2.7.4 A candidate will be required to comply with any alternative assessment requirements imposed in respect of that candidate for the undergraduate unit of study (normally including a research paper constituting not less than 60 percent of the assessment requirements for the unit of study), and to be assessed at postgraduate standard.
- 2.7.5 The Postgraduate Coursework Committee may award the credit on the recommendation of the Associate Dean (Postgraduate Coursework).
- 2.7.6 Each 8 credit point undergraduate unit may only count as one 6 credit point unit towards the Master of International Law (MIL).
- 3. Requirements for the Master of International Law (MIL)**
- 3.1 A candidate for the Master of International Law (MIL) must:
- 3.1.1 attend classes in units of study totalling 48 credit points chosen from units of study prescribed by the Faculty as units of study leading towards the award of the Master of International Law; and
- 3.1.2 pass the assessments in those units of study.
- 4. Suspension of candidature**
- 4.1 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, suspend the candidature on the grounds and conditions the Committee or its nominee thinks fit.

- 4.1.1 Any period of suspension does not count towards any period within which the course of study would otherwise have been required to be completed;
- 4.2 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, permit a candidate who has been admitted to candidature but has not enrolled for a first time to defer enrolment for one year.
5. **Satisfactory progress**
- 5.1 The Postgraduate Coursework Committee or its nominee may require a candidate to show cause why the candidature should not be terminated for unsatisfactory progress, in any of the following circumstances:
- 5.1.1 a candidate has not completed all the requirements of the degree within the time specified in section 6 of these resolutions; or
- 5.1.2 the candidate has obtained failures in any two units of study or two failures in one unit of study.
- 5.2 If the Postgraduate Coursework Committee considers that the candidate has not shown good cause why the candidature should not be terminated, the Committee may terminate the candidature.
6. **Time limit**
- 6.1 A full-time candidate in the Master of International Law (MIL) must complete all the requirements for the degree not more than three years and not less than one year from the date of first enrolment as a candidate.
- 6.2 A part-time candidate in the Master of International Law (MIL) must complete all the requirements for the degree not more than six years and not less than two years from the date of first enrolment as a candidate.
- 6.3 Periods of suspended candidature are not to be counted in the time for completing the Master of International Law (MIL).
- 6.4 In special circumstances and with the approval of the Postgraduate Coursework Committee, a candidate may complete the Master of International Law (MIL) outside the periods specified in sections 6.1 and 6.2 of these resolutions.
- 6.5 In no case may a candidate obtain credit for a unit of study completed more than ten years prior to completion of the requirements of the degree. In exceptional circumstances, the Postgraduate Coursework Committee may waive this requirement.
7. **Assessment policy**
- 7.1 Each unit of study is assessed in grades of High Distinction, Distinction, Credit and Pass. The range of marks applicable are:
- 7.1.1 High Distinction 85–100 percent
- 7.1.2 Distinction 75–84 percent
- 7.1.3 Credit 65–74 percent
- 7.1.4 Pass 50–64 percent
- 7.2 The Master of International Law (MIL) is awarded only on a Pass basis.
- 7.3 With permission of the lecturer coordinating the unit of study concerned, candidates may write a research paper in full or partial satisfaction of the assessment requirements in a unit of study.
- 7.3.1 The topic of any research paper to be submitted must be nominated by the candidate and approved as a relevant topic by the lecturer in the unit of study concerned. When nominating a topic, the candidate must outline the matter to be dealt with in the research paper.
- 7.3.2 The required length of any research paper for a unit of study shall be 6000-10,000 words for a unit of study of 6 credit points and 12,000-20,000 words for a unit of study of 12 credit points. The lecturer coordinating the unit of study determines the length within these ranges.
- 7.4 A unit of study of 6 credit points requires attendance of approximately 26 hours of classes. A unit of study of 12 credit points requires attendance of approximately 52 hours of classes.
- 7.4.1 A candidate whose attendance record at classes in a unit of study in which the candidate is enrolled is unsatisfactory may be refused permission to take the assessments in that unit of study. A candidate refused permission will be deemed to have discontinued the unit of study with permission.
- 7.4.2 For the purpose of this resolution, attendance at less than 70 percent of scheduled classes is an unsatisfactory attendance record.
- 7.5 In exceptional circumstances, the lecturer may waive up to 50% of the unit of study attendance.
8. **Credit transfer policy**
- 8.1 Applications for credit for other study are to be made to the Postgraduate Coursework Committee or its nominee. The other study may include:
- 8.1.1 study prior to enrolment; and
- 8.1.2 study elsewhere during enrolment.
- 8.2 The Postgraduate Coursework Committee or its nominee may in its discretion grant a candidate for the Master of International Law (MIL) credit for completion of units of study offered towards another degree or diploma in this university or an equivalent provider of tertiary education. The following conditions apply to such credit:
- 8.2.1 credit may not be given for units of study taken outside the Faculty having a total credit point value more than half of that required for completion of the course of study;
- 8.2.2 credit may be given for units of study taken in the Faculty subject to Faculty fee or other policies;
- 8.2.3 subject to section 8.3, credit will not be given for units of study which are credited towards the award of another degree or diploma;
- 8.2.4 the candidate may not take units of study in the curriculum for the course of study which are substantially similar to the units of study for which credit has been given;
- 8.2.5 the subject(s) of the unit(s) of study for which credit is sought must be sufficiently relevant to the course of study;
- 8.2.6 the work completed for the other degree or diploma must, in the opinion of the Committee, be of a sufficient standard;
- 8.2.7 credit may not be given for work done in another faculty of this university or at an equivalent provider of tertiary education as satisfying the requirements (if any) for a dissertation;
- 8.2.8 credit will only be given for units of study completed within ten years immediately preceding the commencement of candidature for the master's degree.
- 8.3 The Postgraduate Coursework Committee or its nominee may in its discretion permit an applicant who has graduated with a graduate diploma previously awarded by the Faculty to have units from that graduate diploma credited towards the Master of International Law (MIL). The following conditions apply:
- 8.3.1 an applicant for the Master of International Law (MIL) may only apply to have units credited towards that master's degree that were previously credited towards a graduate diploma awarded by the Faculty within ten years immediately preceding the commencement of candidature for the Master of International Law (MIL);
- 8.3.2 a candidate for the Master of International Law (MIL) who is given such credit is not thereby exempted from fulfilling the coursework requirements for that degree, including the completion of any compulsory units that currently apply;
- 8.3.3 credit in accordance with this section, in respect of units of study comprising a graduate diploma, may not be given more than once in respect of the same units.
- 8.4 A unit or units of study totalling at most 12 credit points, which have been completed in the Faculty as a single unit enrolment(s), may be credited towards the Master of International Law (MIL) on terms the Postgraduate Coursework Committee determines from time to time.

## Master of International Taxation (MIntTax)

### 1. Admission

- 1.1 An applicant may be admitted to candidature for the Master of International Taxation (MIntTax) if the applicant holds such qualifications at such levels of achievement on such terms and conditions as may be determined from time to time by the Faculty.
- 1.2 Applications for admission to candidature must be made in writing to the Faculty by the time and in the manner determined by the Faculty from time to time. The Faculty refers such applications to the Postgraduate Coursework Committee or its nominee.
- 1.3 The language of study and assessment is English. Before accepting an application the Faculty may require the applicant to demonstrate proficiency in English (including undertaking a specified program of study in English).

- 1.4 An applicant may be admitted as either a full-time or a part-time candidate for the degree.
- 1.5 An applicant may be admitted to candidature for the Master of International Taxation (MIntTax) if:
- 1.5.1 the applicant has completed a degree of Bachelor of Laws (LLB) or equivalent at a level of merit sufficient for the program of study; or
- 1.5.2 the applicant has completed with sufficient merit for the program of study all the examinations of the Joint Examinations Committee of the Supreme Court of New South Wales.
- 1.6 An applicant without a legal qualification as specified in section 1.5 of these resolutions may be admitted to candidature for the Master of International Taxation (MIntTax) if:
- 1.6.1 the candidate has obtained a degree or completed a qualification at a level of merit which the Postgraduate Coursework Committee considers sufficient to enable the candidate to undertake the course of study; and
- 1.6.2 that degree or qualification is obtained within any fields stipulated by the Faculty as required for non-law candidates for a specialist degree.
- 1.7 A person may be permitted to enrol in a single unit or units of study if the Postgraduate Coursework Committee or its nominee approves the application.
- 2. Units of study**
- 2.1 The units of study prescribed by the Faculty as leading to the Master of International Taxation (MIntTax) are set out in section 2.4 of these resolutions.
- 2.1.1 In addition to units of study specified in section 2.4, units taught by visiting lecturers and/or units offered on an ad hoc basis by the Faculty of Law may be included in the degree.
- 2.1.2 Not all units may be offered every year. Candidates should refer to the latest lecture timetable for confirmation of current year unit of study availability.
- 2.2 All units of study have a value of 6 credit points unless otherwise specified.
- 2.3 In exceptional cases, candidates who through previous tertiary study or a combination of that study with work experience, can demonstrate competence in one or more of the compulsory units of study may be relieved from the requirement to undertake a compulsory unit or units of study.
- 2.3.1 Where relief from undertaking a compulsory unit or units of study has been granted, an optional unit or units of study must be substituted for that unit(s).
- 2.3.2 A candidate must still complete units of study of the total credit point value required for completion of the Master of International Taxation (MIntTax).
- 2.4 Table of units of study: Master of International Taxation (MIntTax)**
- 2.4.1 Compulsory units of study**
- 2.4.1.1 Comparative International Taxation
- 2.4.1.1.1 Except in special circumstances and with permission of the Associate Dean (Coursework), candidates may not enrol in units of study offered for the course of study unless the candidate has completed or is concurrently enrolled in this unit of study.
- 2.4.2 Optional units of study**
- 2.4.2.1 Advanced Goods and Services Tax
- 2.4.2.2 Australian International Taxation
- 2.4.2.3 Comparative Corporate Taxation
- 2.4.2.4 Comparative Value Added Tax
- 2.4.2.5 GST – International Issues
- 2.4.2.6 Law of Tax Administration
- 2.4.2.7 Public Policy
- 2.4.2.7.1 Candidates who have completed Public Sector Policy 1, Taxation and Social Policy or Environmental Economics are not permitted to enrol in this unit.
- 2.4.2.8 Tax Law in Asia and the Pacific
- 2.4.2.9 Tax Treaties
- 2.4.2.10 Taxation of Business and Investment Income A
- 2.4.2.10.1 This unit replaces New Income Tax System. Candidates who have previously completed New Income Tax System are not permitted to enrol in this unit.
- 2.4.2.11 Taxation of Controlled Foreign Companies, Foreign Investment Funds and Transferor Trusts
- 2.4.2.12 Transfer Pricing in International Taxation
- 2.5 Candidates in the Master of International Taxation (MIntTax) may enrol in an Independent Research Project unit or units of study comprising 6 or 12, but not more than 12, credit points, subject to the approval of the Associate Dean (Postgraduate Coursework) and satisfaction of any policies issued by the Program Co-ordinator.
- 2.5.1 A single unit Independent Research Project worth 6 credit points will be of one semester in length; a 12 credit point Independent Research Project unit will cover two semesters.
- 2.5.2 A single unit Independent Research Project requires submission of a substantial research paper of approximately 10,000 words; a 12 credit point unit requires a substantial research paper of approximately 20,000 words.
- 2.5.3 'Approximately' in relation to word length means a deviation of not more or less than 15 percent from the stated word limit.
- 2.6 A candidate may, under special circumstances, be permitted by the Associate Dean (Postgraduate Coursework), or the Associate Dean's nominee, to undertake a unit or units of study other than those specified by the Faculty as leading to the Master of International Taxation (MIntTax), and to have that unit or those units of study credited towards the degree.
- 2.7 Only in exceptional circumstances will a candidate for the Master of International Taxation (MIntTax) be permitted to enrol in designated undergraduate law units of study as approved and offered by the Faculty.
- 2.7.1 A candidate must demonstrate that the undergraduate unit would enhance their area of specialisation or otherwise contribute to their program of postgraduate learning.
- 2.7.2 A candidate may enrol in undergraduate law units totalling at most 12 credit points.
- 2.7.3 A candidate may not enrol in the unit Foundations of Law.
- 2.7.4 A candidate will be required to comply with any alternative assessment requirements imposed in respect of that candidate for the undergraduate unit of study (normally including a research paper constituting not less than 60 percent of the assessment requirements for the unit of study), and to be assessed at postgraduate standard.
- 2.7.5 The Postgraduate Coursework Committee may award the credit on the recommendation of the Associate Dean (Postgraduate Coursework).
- 2.7.6 Each 8 credit point undergraduate unit may only count as one 6 credit point unit towards the Master of International Taxation (MIntTax).
- 3. Requirements for the Master of International Taxation (MIntTax)**
- 3.1 A candidate for the Master of International Taxation (MIntTax) must:
- 3.1.1 attend classes (or in the case of the Independent Research Project unit, satisfy the requirements for that unit) in units of study totalling 48 credit points chosen from the units of study prescribed by the Faculty as units of study leading to the degree; and
- 3.1.2 pass the assessments in those units of study.
- 3.2 A candidate for the Master of International Taxation (MIntTax) who first enrolled prior to 1 January 1999, if eligible and permitted to enrol for an Honours dissertation, must complete that dissertation at the stipulated standard in addition to the 48 credit points required in 3.1.
- 4. Requirements for honours degrees**
- 4.1 A candidate for the Master of International Taxation (MIntTax) is not eligible for Honours unless they first enrolled before 1 January 1999 and are currently enrolled in Honours as at 1 January 2009.
- 5. Suspension of candidature**
- 5.1 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, suspend the candidature on the grounds and conditions the Committee or its nominee thinks fit.
- 5.1.1 Any period of suspension does not count towards any period within which the course of study would otherwise have been required to be completed.
- 5.2 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, permit a candidate who has been admitted to candidature but has not enrolled for a first time to defer enrolment for one year.
- 6. Satisfactory progress**
- 6.1 The Postgraduate Coursework Committee or its nominee may require a candidate to show cause why the candidature should

- not be terminated for unsatisfactory progress, in any of the following circumstances:
- 6.1.1 a candidate has not completed all the requirements of the degree within the time specified in section 7 of these resolutions; or
  - 6.1.2 the candidate has obtained failures in any two units of study or two failures in one unit of study.
  - 6.2 If the Postgraduate Coursework Committee considers that the candidate has not shown good cause why the candidature should not be terminated, the Committee may terminate the candidature.
- 7. Time limit**
- 7.1 A full-time candidate in the Master of International Taxation (MIntTax) must complete all the requirements for the degree not more than three years and not less than one year from the date of first enrolment as a candidate.
  - 7.2 A part-time candidate must in the Master of International Taxation (MIntTax) complete all the requirements for the degree not more than six years and not less than two years from the date of first enrolment as a candidate.
  - 7.3 Periods of suspended candidature are not to be counted in the time for completing the Master of International Taxation (MIntTax).
  - 7.4 In special circumstances and with the approval of the Postgraduate Coursework Committee, a candidate may complete the Master of International Taxation (MIntTax) outside the periods specified in sections 7.1 and 7.2 of these resolutions.
  - 7.5 In no case may a candidate obtain credit for a unit of study completed more than ten years prior to completion of the requirements of the degree. In exceptional circumstances, the Postgraduate Coursework Committee may waive this requirement.
- 8. Assessment policy**
- 8.1 Each unit of study is assessed in grades of High Distinction, Distinction, Credit and Pass. The range of marks applicable are:
    - 8.1.1 High Distinction 85–100 percent
    - 8.1.2 Distinction 75–84 percent
    - 8.1.3 Credit 65–74 percent
    - 8.1.4 Pass 50–64 percent
  - 8.2 For candidates who first enrolled after 1 January 1999, the Master of International Taxation (MIntTax) is awarded only on a Pass basis.
  - 8.3 With permission of the lecturer coordinating the unit of study concerned, candidates may write a research paper in full or partial satisfaction of the assessment requirements in a unit of study.
    - 8.3.1 The topic of any research paper to be submitted must be nominated by the candidate and approved as a relevant topic by the lecturer in the unit of study concerned. When nominating a topic, the candidate must outline the matter to be dealt with in the research paper.
    - 8.3.2 The required length of any research paper for a unit of study shall be 6000–10,000 words for a unit of study of 6 credit points and 12,000–20,000 words for a unit of study of 12 credit points. The lecturer coordinating the unit of study determines the length within these ranges.
  - 8.4 A unit of study of 6 credit points requires attendance of approximately 26 hours of classes. A unit of study of 12 credit points requires attendance of approximately 52 hours of classes.
    - 8.4.1 A candidate whose attendance record at classes in a unit of study in which the candidate is enrolled is unsatisfactory may be refused permission to take the assessments in that unit of study. A candidate refused permission will be deemed to have discontinued the unit of study with permission.
    - 8.4.2 For the purpose of this resolution, attendance at less than 70 per cent of scheduled classes is an unsatisfactory attendance record.
  - 8.5 In exceptional circumstances, the lecturer may waive up to 50% of the unit of study attendance.
- 9. Credit transfer policy**
- 9.1 Applications for credit for other study are to be made to the Postgraduate Coursework Committee or its nominee. The other study may include:
    - 9.1.1 study prior to enrolment; and
    - 9.1.2 study elsewhere during enrolment.

- 9.2 The Postgraduate Coursework Committee or its nominee may in its discretion grant a candidate for the Master of International Taxation (MIntTax) credit for completion of units of study offered towards another degree or diploma in this university or an equivalent provider of tertiary education. The following conditions apply to such credit:
  - 9.2.1 credit may not be given for units of study taken outside the Faculty having a total credit point value more than half of that required for completion of the course of study;
  - 9.2.2 credit may be given for units of study taken in the Faculty subject to Faculty fee or other policies;
  - 9.2.3 subject to section 9.3, credit will not be given for units of study which are credited towards the award of another degree or diploma;
  - 9.2.4 the candidate may not take units of study in the curriculum for the course of study which are substantially similar to the units of study for which credit has been given;
  - 9.2.5 the subject(s) of the unit(s) of study for which credit is sought must be sufficiently relevant to the course of study;
  - 9.2.6 the work completed for the other degree or diploma must, in the opinion of the Committee, be of a sufficient standard;
  - 9.2.7 credit may not be given for work done in another faculty of this university or at an equivalent provider of tertiary education as satisfying the requirements (if any) for a dissertation;
  - 9.2.8 credit will only be given for units of study completed within ten years immediately preceding the commencement of candidature for the master's degree.
- 9.3 The Postgraduate Coursework Committee or its nominee may in its discretion permit an applicant who has graduated with a graduate diploma previously awarded by the Faculty to have units from that graduate diploma credited towards the Master of International Taxation (MIntTax). The following conditions apply:
  - 9.3.1 an applicant for the Master of International Taxation (MIntTax) may only apply to have units credited towards that master's degree that were previously credited towards a graduate diploma awarded by the Faculty within ten years immediately preceding the commencement of candidature for the Master of International Taxation (MIntTax);
  - 9.3.2 a candidate for the Master of International Taxation (MIntTax) who is given such credit is not thereby exempted from fulfilling the coursework requirements for that degree, including the completion of any compulsory units that currently apply;
  - 9.3.3 credit in accordance with this section, in respect of units of study comprising a graduate diploma, may not be given more than once in respect of the same units.
- 9.4 A unit or units of study totalling at most 12 credit points, which have been completed in the Faculty as a single unit enrolment(s), may be credited towards the Master of International Taxation (MIntTax) on terms the Postgraduate Coursework Committee determines from time to time.

## Master of Jurisprudence (MJur)

### 1. Admission

- 1.1 An applicant may be admitted to candidature for the Master of Jurisprudence (MJur) if the applicant holds such qualifications at such levels of achievement on such terms and conditions as may be determined from time to time by the Faculty.
- 1.2 Applications for admission to candidature must be made in writing to the Faculty by the time and in the manner determined by the Faculty from time to time. The Faculty refers such applications to the Postgraduate Coursework Committee or its nominee.
- 1.3 The language of study and assessment is English. Before accepting an application the Faculty may require the applicant to demonstrate proficiency in English (including undertaking a specified program of study in English).
- 1.4 An applicant may be admitted as either a full-time or a part-time candidate for the degree.
- 1.5 An applicant may be admitted to candidature for the Master of Jurisprudence (MJur) if:
  - 1.5.1 the applicant has completed a degree of Bachelor of Laws (LLB) or equivalent at a level of merit sufficient for the program of study; or

- 1.5.2 the applicant has completed with sufficient merit for the program of study all the examinations of the Joint Examinations Committee of the Supreme Court of New South Wales.
- 1.6 An applicant without a legal qualification as specified in section 1.5 of these resolutions may be admitted to candidature for the Master of Jurisprudence (MJur) if:
- 1.6.1 the candidate has obtained a degree or completed a qualification at a level of merit which the Postgraduate Coursework Committee considers sufficient to enable the candidate to undertake the course of study; and
- 1.6.2 that degree or qualification is obtained within any fields stipulated by the Faculty as required for non-law candidates for a specialist degree.
- 1.7 A person may be permitted to enrol in a single unit or units of study if the Postgraduate Coursework Committee or its nominee approves the application.
- 2. Units of study**
- 2.1 The units of study prescribed by the Faculty as leading to the Master of Jurisprudence (MJur) are set out in section 2.3 of these resolutions.
- 2.1.1 In addition to units of study specified in section 2.4, units taught by visiting lecturers and/or units offered on an ad hoc basis by the Faculty of Law may be included in the degree.
- 2.1.2 Not all units may be offered every year. Candidates should refer to the latest lecture timetable for confirmation of current year unit of study availability.
- 2.2 All units of study have a value of 6 credit points unless otherwise specified.
- 2.3 Table of units of study: Master of Jurisprudence (MJur)**
- 2.3.1 Compulsory units of study**
- 2.3.1.1 Jurisprudence Research Project (12 credit points)
- 2.3.1.1.1 The Jurisprudence Research Project will cover two semesters.
- 2.3.1.1.2 The Jurisprudence Research Project requires a substantial research paper of approximately 15,000 words. 'Approximately' in relation to word length means a deviation of not more or less than 15 percent from the stated word limit.
- 2.3.1.1.3 The topic of the research paper for the Jurisprudence Research Project may be related to any unit of study undertaken by the candidate as part of the course of study.
- 2.3.1.1.4 The topic of the research paper for the Jurisprudence Research Project must be nominated by the candidate and approved as a relevant topic by the Program Coordinator prior to enrolment.
- 2.3.1.1.5 When nominating a topic, the candidate must outline the matter to be dealt with in the research paper.
- 2.3.2 Optional units of study**
- 2.3.2.1 Aspects of Law and Justice
- 2.3.2.1.1 Candidates who have previously completed Aspects of Law and Justice 1 and Aspects of Law and Justice 2 are not permitted to enrol in this unit.
- 2.3.2.2 Aspects of Law and Social Control
- 2.3.2.3 Comparative Constitutional Law
- 2.3.2.4 Comparative Family in Law and Society
- 2.3.2.5 Constitutional Theory
- 2.3.2.6 Dispute Resolution in Asia
- 2.3.2.7 Federal Jurisdiction
- 2.3.2.8 Feminist Legal Theory & Practice
- 2.3.2.9 Freedom of Speech and Freedom of Religion
- 2.3.2.10 International Human Rights
- 2.3.2.11 Japanese Law
- 2.3.2.12 Japanese Law and the Economy
- 2.3.2.13 Law and Legal Culture in Asia/Pacific (12 credit points)
- 2.3.2.14 Law and Society in Indonesia
- 2.3.2.15 Legal Responsibility and Philosophy of Mind
- 2.3.2.16 Precedent, Interpretation and Probability
- 2.3.2.16.1 Candidates who have previously completed Aspects of Legal Reasoning 1 and Aspects of Legal Reasoning 2 are not permitted to enrol in this unit.
- 2.3.2.17 The Legal System of the European Union
- 2.3.2.18 Trade and Commerce in European Law
- 2.3.2.19 With the permission of the Program Coordinator, a candidate for the Master of Jurisprudence (MJur) may complete up to 24 credit points by undertaking a unit or units of study prescribed for one of the other master's degrees offered by the Faculty.
- 2.4 A candidate may, under special circumstances, be permitted by the Associate Dean (Postgraduate Coursework), or the Associate Dean's nominee, to undertake a unit or units of study other than those specified by the Faculty as leading to the Master of Jurisprudence (MJur), and to have that unit or those units of study credited towards the degree.
- 2.5 Only in exceptional circumstances will a candidate for the Master of Jurisprudence (MJur) be permitted to enrol in designated undergraduate law units of study as approved and offered by the Faculty.
- 2.5.1 A candidate must demonstrate that the undergraduate unit would enhance their area of specialisation or otherwise contribute to their program of postgraduate learning.
- 2.5.2 A candidate may enrol in undergraduate law units totalling at most 12 credit points.
- 2.5.3 A candidate may not enrol in the unit Foundations of Law.
- 2.5.4 A candidate will be required to comply with any alternative assessment requirements imposed in respect of that candidate for the undergraduate unit of study (normally including a research paper constituting not less than 60 percent of the assessment requirements for the unit of study), and to be assessed at postgraduate standard.
- 2.5.5 The Postgraduate Coursework Committee may award the credit on the recommendation of the Associate Dean (Postgraduate Coursework).
- 2.5.6 Each 8 credit point undergraduate unit may only count as one 6 credit point unit towards the Master of Jurisprudence (MJur).
- 3. Requirements for the Master of Jurisprudence (MJur)**
- 3.1 A candidate for the Master of Jurisprudence (MJur) must:
- 3.1.1 attend classes in units of study totalling 36 credit points chosen from the units of study prescribed by the Faculty as units of study leading to the degree; and
- 3.1.2 pass the assessment in those units of study; and
- 3.1.3 complete the Jurisprudence Research Project worth 12 credit points within the subject matter of the course of study as approved by the Program Coordinator.
- 3.2 A candidate for the Master of Jurisprudence (MJur) who first enrolled prior to 1 January 1999, if eligible and permitted to enrol for an Honours dissertation, must complete that dissertation at the stipulated standard in addition to the 48 credit points required in 3.1.
- 4. Requirements for honours degrees**
- 4.1 A candidate for the Master of Jurisprudence (MJur) who is not eligible for Honours unless they first enrolled before 1 January 1999 and are currently enrolled in Honours as at 1 January 2009.
- 5. Suspension of candidature**
- 5.1 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, suspend the candidature on the grounds and conditions the Committee or its nominee thinks fit.
- 5.1.1 Any period of suspension does not count towards any period within which the course of study would otherwise have been required to be completed;
- 5.2 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, permit a candidate who has been admitted to candidature but has not enrolled for a first time to defer enrolment for one year.
- 6. Satisfactory progress**
- 6.1 The Postgraduate Coursework Committee or its nominee may require a candidate to show cause why the candidature should not be terminated for unsatisfactory progress, in any of the following circumstances:
- 6.1.1 a candidate has not completed all the requirements of the degree within the time specified in section 7 of these resolutions; or
- 6.1.2 the candidate has obtained failures in any two units of study or two failures in one unit of study.
- 6.2 If the Postgraduate Coursework Committee considers that the candidate has not shown good cause why the candidature should not be terminated, the Committee may terminate the candidature.

**7. Time limit**

- 7.1 A full-time candidate in the Master of Jurisprudence (MJur) must complete all the requirements for the degree not more than three years and not less than one year from the date of first enrolment as a candidate.
- 7.2 A part-time candidate in the Master of Jurisprudence (MJur) must complete all the requirements for the degree not more than six years and not less than two years from the date of first enrolment as a candidate.
- 7.3 Periods of suspended candidature are not to be counted in the time for completing the Master of Jurisprudence (MJur).
- 7.4 In special circumstances and with the approval of the Postgraduate Coursework Committee, a candidate may complete the Master of Jurisprudence (MJur) outside the periods specified in sections 7.2 and 7.3 of these resolutions.
- 7.5 In no case may a candidate obtain credit for a unit of study completed more than ten years prior to completion of the requirements of the degree. In exceptional circumstances, the Postgraduate Coursework Committee may waive this requirement.

**8. Assessment policy**

- 8.1 Each unit of study is assessed in grades of High Distinction, Distinction, Credit and Pass. The range of marks applicable are:
  - 8.1.1 High Distinction 85–100 percent
  - 8.1.2 Distinction 75–84 percent
  - 8.1.3 Credit 65–74 percent
  - 8.1.4 Pass 50–64 percent
- 8.2 For candidates who first enrolled after 1 January 1999, the Master of Jurisprudence (MJur) is awarded only on a Pass basis.
- 8.3 With permission of the lecturer coordinating the unit of study concerned, candidates may write a research paper in full or partial satisfaction of the assessment requirements in a unit of study.
  - 8.3.1 The topic of any research paper to be submitted must be nominated by the candidate and approved as a relevant topic by the lecturer in the unit of study concerned. When nominating a topic, the candidate must outline the matter to be dealt with in the research paper.
  - 8.3.2 The required length of any research paper for a unit of study shall be 6000–10,000 words for a unit of study of 6 credit points and 12,000–20,000 words for a unit of study of 12 credit points. The lecturer coordinating the unit of study determines the length within these ranges.
- 8.4 A unit of study of 6 credit points requires attendance of approximately 26 hours of classes. A unit of study of 12 credit points requires attendance of approximately 52 hours of classes.
  - 8.4.1 A candidate whose attendance record at classes in a unit of study in which the candidate is enrolled is unsatisfactory may be refused permission to take the assessments in that unit of study. A candidate refused permission will be deemed to have discontinued the unit of study with permission.
  - 8.4.2 For the purpose of this resolution, attendance at less than 70 per cent of scheduled classes is an unsatisfactory attendance record.
- 8.5 In exceptional circumstances, the lecturer may waive up to 50% of the unit of study attendance.

**9. Credit transfer policy**

- 9.1 Applications for credit for other study are to be made to the Postgraduate Coursework Committee or its nominee. The other study may include:
  - 9.1.1 study prior to enrolment; and
  - 9.1.2 study elsewhere during enrolment.
- 9.2 The Postgraduate Coursework Committee or its nominee may in its discretion grant a candidate for the Master of Jurisprudence (MJur) credit for completion of units of study offered towards another degree or diploma in this university or an equivalent provider of tertiary education. The following conditions apply to such credit:
  - 9.2.1 credit may not be given for units of study taken outside the Faculty having a total credit point value more than half of that required for completion of the course of study.
  - 9.2.2 credit may be given for units of study taken in the Faculty subject to Faculty fee or other policies;

- 9.2.3 subject to section 9.3 of these resolutions, credit will not be given for units of study which are credited towards the award of another degree or diploma;
- 9.2.4 the candidate may not take units of study in the curriculum for the course of study which are substantially similar to the units of study for which credit has been given;
- 9.2.5 the subject(s) of the unit(s) of study for which credit is sought must be sufficiently relevant to the course of study;
- 9.2.6 the work completed for the other degree or diploma must, in the opinion of the Committee, be of a sufficient standard;
- 9.2.7 credit may not be given for work done in another faculty of this university or at an equivalent provider of tertiary education as satisfying the requirements (if any) for a dissertation;
- 9.2.8 credit will only be given for units of study completed within ten years immediately preceding the commencement of candidature for the master's degree.
- 9.3 The Postgraduate Coursework Committee or its nominee may in its discretion permit an applicant who has graduated with a graduate diploma previously awarded by the Faculty to have units from that graduate diploma credited towards the Master of Jurisprudence (MJur). The following conditions apply:
  - 9.3.1 an applicant for the Master of Jurisprudence (MJur) may only apply to have units credited towards that master's degree that were previously credited towards a graduate diploma awarded by the Faculty within ten years immediately preceding the commencement of candidature for the Master of Jurisprudence (MJur);
  - 9.3.2 a candidate for the Master of Jurisprudence (MJur) who is given such credit is not thereby exempted from fulfilling the coursework requirements for that degree;
  - 9.3.3 credit in accordance with this section, in respect of units of study comprising a graduate diploma, may not be given more than once in respect of the same units.
- 9.4 A unit or units of study totalling at most 12 credit points, which have been completed in the Faculty as a single unit enrolment(s), may be credited towards the Master of Jurisprudence (MJur) on terms the Postgraduate Coursework Committee determines from time to time.

**Master of Labour Law and Relations (MLLR)**

**1. Admission**

- 1.1 An applicant may be admitted to candidature for the Master of Labour Law and Relations (MLLR) if the applicant holds such qualifications at such levels of achievement on such terms and conditions as may be determined from time to time by the Faculty.
- 1.2 Applications for admission to candidature must be made in writing to the Faculty by the time and in the manner determined by the Faculty from time to time. The Faculty refers such applications to the Postgraduate Coursework Committee or its nominee.
- 1.3 The language of study and assessment is English. Before accepting an application the Faculty may require the applicant to demonstrate proficiency in English (including undertaking a specified program of study in English).
- 1.4 An applicant may be admitted as either a full-time or a part-time candidate for the degree.
- 1.5 An applicant may be admitted to candidature for the Master of Labour Law and Relations (MLLR) if:
  - 1.5.1 the applicant has completed a degree of Bachelor of Laws (LLB) or equivalent at a level of merit sufficient for the program of study; or
  - 1.5.2 the applicant has completed with sufficient merit for the program of study all the examinations of the Joint Examinations Committee of the Supreme Court of New South Wales.
- 1.6 An applicant without a legal qualification as specified in section 1.5 of these resolutions may be admitted to candidature for the Master of Labour Law and Relations (MLLR) if:
  - 1.6.1 the candidate has obtained a degree or completed a qualification at a level of merit which the Postgraduate Coursework Committee considers sufficient to enable the candidate to undertake the course of study; and
  - 1.6.2 that degree or qualification is obtained within any fields stipulated by the Faculty as required for non-law candidates for a specialist degree.

- 1.7 A person may be permitted to enrol in a single unit or units of study if the Postgraduate Coursework Committee or its nominee approves the application.
- 2. Units of study**
- 2.1 The units of study prescribed by the Faculty as leading to the Master of Labour Law and Relations (MLLR) are set out in section 2.4 of these resolutions.
- 2.1.1 In addition to units of study specified in section 2.4, units taught by visiting lecturers and/or units offered on an ad hoc basis by the Faculty of Law may be included in the degree.
- 2.1.2 Not all units may be offered every year. Candidates should refer to the latest lecture timetable for confirmation of current year unit of study availability.
- 2.2 All units of study have a value of 6 credit points unless otherwise specified.
- 2.3 In exceptional cases, candidates who through previous tertiary study or a combination of that study with work experience, can demonstrate competence in one or more of the compulsory units of study may be relieved from the requirement to undertake a compulsory unit or units of study.
- 2.3.1 Where relief from undertaking a compulsory unit or units of study has been granted, an optional unit or units of study must be substituted for that unit(s).
- 2.3.2 A candidate must still complete units of study of the total credit point value required for completion of the Master of Labour Law and Relations (MLLR).
- 2.4 Table of units of study: Master of Labour Law and Relations (MLLR)**
- 2.4.1 Compulsory units of study**
- 2.4.1.1 Legal Reasoning and the Common Law System
- 2.4.1.1.1 Candidates for the Master of Labour Law and Relations (MLLR) who do not hold a legal qualification as specified in section 2.5 of these resolutions are required to undertake Legal Reasoning and the Common Law System.
- 2.4.1.1.2 Candidates must have completed or be concurrently enrolled in Legal Reasoning and the Common Law System before being permitted to enrol in other law units.
- 2.4.1.2 International Industrial Relations
- 2.4.1.3 Labour Law
- 2.4.1.3.1 Unless and until otherwise approved by the Program Co-ordinator, all candidates (except candidates enrolling in 2.4.2.3, 2.4.2.4 and 2.4.2.7) must first complete Labour Law before enrolling in any other law unit of study, provided that a full-time candidate may enrol in other law units of study concurrently with this unit of study.
- 2.4.2 Optional units of study**
- 2.4.2.1 Advanced Employment Law
- 2.4.2.2 Comparative Industrial Law
- 2.4.2.3 Discrimination in the Workplace
- 2.4.2.4 Dispute Resolution in Australia
- 2.4.2.5 Immigration and Labour Law
- 2.4.2.6 Labour Law in the Global Economy
- 2.4.2.7 Mediation - Skills and Theory
- 2.4.2.8 Workplace Bargaining
- 2.4.2.9 Work Safety
- 2.5 Normally, half of the credit points for a candidate enrolled in the Master of Labour Law and Relations (MLLR) must be in the area of labour relations and half in the area of labour law.
- 2.5.1 In special circumstances (such as where prior undergraduate studies mean that there are insufficient remaining suitable labour relations units of study), the program coordinator may after consulting the head of the Discipline of Work and Organisational Studies approve a candidate's written application to take 30 credit points of labour law units of study and 18 credit points of labour relations units of study.
- 2.6 Unless varied by the Postgraduate Coursework Committee, candidates must select all labour relations units of study from units of study for the courses of study for the Certificate or Graduate Diploma in Industrial Relations and Human Resources Management, or the Master of Industrial Relations and Human Resource Management, in the Faculty of Economics and Business (hereafter Faculty of Economics and Business units of study) subject to the following conditions:
- 2.6.1 Faculty of Economics and Business units of study are counted as 6 credit points;
- 2.6.2 candidates must comply with all regulations, charges, attendance and assessment requirements of the Faculty of Economics and Business units of study (including restrictions on Honours units, which restrictions override these resolutions where inconsistent); and
- 2.6.3 candidates must not enrol in any labour relations units of study unless either the candidate has completed (or is concurrently enrolled in) the unit of study Australian Industrial Relations or the head of the Discipline of Work and Organisational Studies (or the coordinator of postgraduate courses in that department) has given written permission to substitute another unit of study on the basis that the candidate has already completed an equivalent undergraduate unit of study.
- 2.7 Candidates in the Master of Labour Law and Relations (MLLR) may enrol in an Independent Research Project unit or units of study comprising 6 or 12, but not more than 12, credit points, subject to the approval of the Associate Dean (Postgraduate Coursework) and satisfaction of any policies issued by the Program Coordinator.
- 2.7.1 A single unit Independent Research Project worth 6 credit points will be of one semester in length; a 12 credit point Independent Research Project unit will cover two semesters.
- 2.7.2 A single unit Independent Research Project requires submission of a substantial research paper of approximately 10,000 words; a 12 credit point unit requires a substantial research paper of approximately 20,000 words.
- 2.7.3 "Approximately" in relation to word length means a deviation of not more or less than 15% from the stated word limit.
- 2.8 A candidate may, under special circumstances, be permitted by the Associate Dean (Postgraduate Coursework), or the Associate Dean's nominee, to undertake a unit or units of study other than those specified by the Faculty as leading to the Master of Labour Law and Relations (MLLR), and to have that unit or those units of study credited towards the degree.
- 2.9 Only in exceptional circumstances will a candidate for the Master of Labour Law and Relations (MLLR) be permitted to enrol in designated undergraduate law units of study as approved and offered by the Faculty.
- 2.9.1 A candidate must demonstrate that the undergraduate unit would enhance their area of specialisation or otherwise contribute to their program of postgraduate learning.
- 2.9.2 A candidate may enrol in undergraduate law units totalling at most 12 credit points.
- 2.9.3 A candidate may not enrol in the unit Foundations of Law.
- 2.9.4 A candidate will be required to comply with any alternative assessment requirements imposed in respect of that candidate for the undergraduate unit of study (normally including a research paper constituting not less than 60 percent of the assessment requirements for the unit of study), and to be assessed at postgraduate standard.
- 2.9.5 The Postgraduate Coursework Committee may award the credit on the recommendation of the Associate Dean (Postgraduate Coursework).
- 2.9.6 Each 8 credit point undergraduate unit may only count as one 6 credit point unit towards the Master of Labour Law and Relations (MLLR).
- 2.10 A candidate for the Master of Labour Law and Relations (MLLR) may take and obtain credit for non-law units of study as prescribed in the course requirements.
- 3. Requirements for the Master of Labour Law and Relations (MLLR)**
- 3.1 A candidate for the Master of Labour Law and Relations (MLLR) must:
- 3.1.1 attend classes (or in the case of the Independent Research Project unit, satisfy the requirements for that unit) in units of study totalling 48 credit points chosen from the units of study prescribed by the Faculty as units of study leading to the degree; and
- 3.1.2 pass the assessments in those units of study.
- 3.2 A candidate for the Master of Master of Labour Law and Relations (MLLR) who first enrolled prior to 1 January 1999, if eligible and permitted to enrol for an honours dissertation, must complete that dissertation at the stipulated standard in addition to the 48 credit points required in 3.1.
- 4. Requirements for honours degrees**
- 4.1 A candidate for the Master of Labour Law and Relations (MLLR) is not eligible for Honours unless they first enrolled before 1

January 1999 and are currently enrolled in Honours as at 1 January 2009.

### 5. Suspension of candidature

5.1 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, suspend the candidature on the grounds and conditions the Committee or its nominee thinks fit.

5.1.1 Any period of suspension does not count towards any period within which the course of study would otherwise have been required to be completed;

5.2 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, permit a candidate who has been admitted to candidature but has not enrolled for a first time to defer enrolment for one year.

### 6. Satisfactory progress

6.1 The Postgraduate Coursework Committee or its nominee may require a candidate to show cause why the candidature should not be terminated for unsatisfactory progress, in any of the following circumstances:

6.1.1 a candidate has not completed all the requirements of the degree within the time specified in section 7 of these resolutions; or

6.1.2 the candidate has obtained failures in any two units of study or two failures in one unit of study.

6.2 If the Postgraduate Coursework Committee considers that the candidate has not shown good cause why the candidature should not be terminated, the Committee may terminate the candidature.

### 7. Time limit

7.1 A full-time candidate in the Master of Labour Law and Relations (MLLR) must complete all the requirements for the degree not more than three years and not less than one year from the date of first enrolment as a candidate.

7.2 A part-time candidate for the Master of Labour Law and Relations (MLLR) must complete all the requirements for the degree not more than six years and not less than two years from the date of first enrolment as a candidate.

7.3 Periods of suspended candidature are not to be counted in the time for completing the Master of Labour Law and Relations (MLLR).

7.4 In special circumstances and with the approval of the Postgraduate Coursework Committee, a candidate may complete the Master of Labour Law and Relations (MLLR) outside the periods specified in sections 7.1 and 7.2 of these resolutions.

7.5 In no case may a candidate obtain credit for a unit of study completed more than ten years prior to completion of the requirements of the degree. In exceptional circumstances, the Postgraduate Coursework Committee may waive this requirement.

### 8. Assessment policy

8.1 Each unit of study is assessed in grades of High Distinction, Distinction, Credit and Pass. The range of marks applicable are:

8.1.1 High Distinction 85–100 percent

8.1.2 Distinction 75–84 percent

8.1.3 Credit 65–74 percent

8.1.4 Pass 50–64 percent

8.2 For candidates who first enrolled after 1 January 1999, the Master of Labour Law and Relations (MLLR) is awarded only on a Pass basis.

8.3 With permission of the lecturer coordinating the unit of study concerned, candidates may write a research paper in full or partial satisfaction of the assessment requirements in a unit of study.

8.3.1 The topic of any research paper to be submitted must be nominated by the candidate and approved as a relevant topic by the lecturer in the unit of study concerned. When nominating a topic, the candidate must outline the matter to be dealt with in the research paper.

8.3.2 The required length of any research paper for a unit of study shall be 6000-10,000 words for a unit of study of 6 credit points and 12,000-20,000 words for a unit of study of 12 credit points. The lecturer coordinating the unit of study determines the length within these ranges.

8.4.1 A unit of study of 6 credit points requires attendance of approximately 26 hours of classes. A unit of study of 12 credit

points requires attendance of approximately 52 hours of classes.

8.4.1 A candidate whose attendance record at classes in a unit of study in which the candidate is enrolled is unsatisfactory may be refused permission to take the assessments in that unit of study. A candidate refused permission will be deemed to have discontinued the unit of study with permission.

8.4.2 For the purpose of this resolution, attendance at less than 70 percent of scheduled classes is an unsatisfactory attendance record.

8.5 In exceptional circumstances, the lecturer may waive up to 50% of the unit of study attendance.

### 9. Credit transfer policy

9.1 Applications for credit for other study are to be made to the Postgraduate Coursework Committee or its nominee. The other study may include:

9.1.1 study prior to enrolment; and

9.1.2 study elsewhere during enrolment.

9.2 The Postgraduate Coursework Committee or its nominee may in its discretion grant a candidate for the Master of Labour Law and Relations (MLLR) credit for completion of units of study offered towards another degree or diploma in this university or an equivalent provider of tertiary education. The following conditions apply to such credit:

9.2.1 credit may not be given for units of study taken outside the Faculty having a total credit point value more than half of that required for completion of the course of study;

9.2.2 credit may be given for units of study taken in the Faculty subject to Faculty fee or other policies;

9.2.3 credit will not be given for units of study which are credited towards the award of another degree or diploma;

9.2.4 the candidate may not take units of study in the curriculum for the course of study which are substantially similar to the units of study for which credit has been given;

9.2.5 the subject(s) of the unit(s) of study for which credit is sought must be sufficiently relevant to the course of study;

9.2.6 the work completed for the other degree or diploma must, in the opinion of the Committee, be of a sufficient standard;

9.2.7 credit may not be given for work done in another faculty of this university or at an equivalent provider of tertiary education as satisfying the requirements (if any) for a dissertation;

9.2.8 credit will only be given for units of study completed within ten years immediately preceding the commencement of candidature for the master's degree.

9.3 A unit or units of study totalling at most 12 credit points, which have been completed in the Faculty as a single unit enrolment(s), may be credited towards the Master of Labour Law and Relations (MLLR) on terms the Postgraduate Coursework Committee determines from time to time.

## Master of Taxation (MTax)

### 1. Admission

1.1 An applicant may be admitted to candidature for the Master of Taxation (MTax) if the applicant holds such qualifications at such levels of achievement on such terms and conditions as may be determined from time to time by the Faculty.

1.2 Applications for admission to candidature must be made in writing to the Faculty by the time and in the manner determined by the Faculty from time to time. The Faculty refers such applications to the Postgraduate Coursework Committee or its nominee.

1.3 The language of study and assessment is English. Before accepting an application the Faculty may require the applicant to demonstrate proficiency in English (including undertaking a specified program of study in English).

1.4 An applicant may be admitted as either a full-time or a part-time candidate for the degree.

1.5 An applicant may be admitted to candidature for the Master of Taxation (MTax) if:

1.5.1 the applicant has completed a degree of Bachelor of Laws (LLB) or equivalent at a level of merit sufficient for the program of study; or

1.5.2 the applicant has completed with sufficient merit for the program of study all the examinations of the Joint Examinations Committee of the Supreme Court of New South Wales.

- 1.6 An applicant without a legal qualification as specified in section 1.5 of these resolutions may be admitted to candidature for the Master of Taxation (MTax) if:
- 1.6.1 the candidate has obtained a degree or completed a qualification at a level of merit which the Postgraduate Coursework Committee considers sufficient to enable the candidate to undertake the course of study; and
- 1.6.2 that degree or qualification is obtained within any fields stipulated by the Faculty as required for non-law candidates for a specialist degree.
- 1.7 A person may be permitted to enrol in a single unit or units of study if the Postgraduate Coursework Committee or its nominee approves the application.
- 2. Units of study**
- 2.1 The units of study prescribed by the Faculty as leading to the Master of Taxation (MTax) are set out in section 2.3 of these resolutions.
- 2.1.1 In addition to units of study specified in section 2.4, units taught by visiting lecturers and/or units offered on an ad hoc basis by the Faculty of Law may be included in the degree.
- 2.1.2 Not all units may be offered every year. Candidates should refer to the latest lecture timetable for confirmation of current year unit of study availability.
- 2.2 All units of study have a value of 6 credit points unless otherwise specified.
- 2.3 Table of units of study: Master of Taxation (MTax)**
- 2.3.1 Optional units of study**
- 2.3.1.1 Advanced Goods and Services Tax
- 2.3.1.2 Australian International Taxation
- 2.3.1.3 Comparative Corporate Taxation
- 2.3.1.4 Comparative International Taxation
- 2.3.1.5 Comparative Value Added Tax
- 2.3.1.6 Corporate Taxation
- 2.3.1.7 GST - International Issues
- 2.3.1.8 Law of Tax Administration
- 2.3.1.9 Public Policy
- 2.3.1.9.1 Candidates who have completed Public Sector Policy 1, Taxation and Social Policy or Environmental Economics are not permitted to enrol in this unit.
- 2.3.1.10 Stamp Duties
- 2.3.1.11 Tax Law in Asia and the Pacific
- 2.3.1.12 Tax Treaties
- 2.3.1.13 Taxation of Business and Investment Income A
- 2.3.1.13.1 This unit replaces New Income Tax System. Candidates who have previously completed New Income Tax System are not permitted to enrol in this unit.
- 2.3.1.14 Taxation of Business and Investment Income B
- 2.3.1.15.1 This unit replaces Taxation of Business and Investment Income. Candidates who have previously completed Taxation of Business and Investment Income are not permitted to enrol in this unit.
- 2.3.1.16 Taxation of Controlled Foreign Companies, Foreign Investment Funds and Transferor Trusts
- 2.3.1.17 Taxation of Financial Transactions
- 2.3.1.18 Taxation of Mergers and Acquisitions
- 2.3.1.19 Taxation of Partnerships and Trusts
- 2.3.1.20 Taxation of Remuneration
- 2.3.1.21 Taxation of Superannuation and Insurance
- 2.3.1.22 Transfer Pricing in International Taxation
- 2.4 Candidates in the Master of Taxation may enrol in an Independent Research Project unit or units of study comprising 6 or 12, but not more than 12, credit points, subject to the approval of the Associate Dean (Postgraduate Coursework) and satisfaction of any policies issued by the Program Coordinator.
- 2.4.1 A single unit Independent Research Project worth 6 credit points will be of one semester in length; a 12 credit point Independent Research Project unit will cover two semesters.
- 2.4.2 A single unit Independent Research Project requires submission of a substantial research paper of approximately 10,000 words; a 12 credit point unit requires a substantial research paper of approximately 20,000 words.
- 2.4.3 'Approximately' in relation to word length means a deviation of not more or less than 15 percent from the stated word limit.
- 2.5 A candidate may, under special circumstances, be permitted by the Associate Dean (Postgraduate Coursework), or the Associate Dean's nominee, to undertake a unit or units of study other than those specified by the Faculty as leading to the Master of Taxation (MTax), and to have that unit or those units of study credited towards the degree.
- 2.6 Only in exceptional circumstances will a candidate for the Master of Taxation (MTax) be permitted to enrol in designated undergraduate law units of study as approved and offered by the Faculty.
- 2.6.1 A candidate must demonstrate that the undergraduate unit would enhance their area of specialisation or otherwise contribute to their program of postgraduate learning.
- 2.6.2 A candidate may enrol in undergraduate law units totalling at most 12 credit points.
- 2.6.3 A candidate may not enrol in the unit Foundations of Law.
- 2.6.4 A candidate will be required to comply with any alternative assessment requirements imposed in respect of that candidate for the undergraduate unit of study (normally including a research paper constituting not less than 60 percent of the assessment requirements for the unit of study), and to be assessed at postgraduate standard.
- 2.6.5 The Postgraduate Coursework Committee may award the credit on the recommendation of the Associate Dean (Postgraduate Coursework).
- 2.6.6 Each 8 credit point undergraduate unit may only count as one 6 credit point unit towards the Master of Taxation (MTax).
- 3. Requirements for the Master of Taxation (MTax)**
- 3.1 A candidate for the Master of Taxation (MTax) must:
- 3.1.1 attend classes (or in the case of the Independent Research Project unit, satisfy the requirements for that unit) in units of study totalling 48 credit points chosen from the units of study prescribed by the Faculty as units of study leading to the degree; and
- 3.1.2 pass the assessments in those units of study.
- 3.2 A candidate for the Master of Taxation (MTax) who first enrolled prior to 1 January 1999, if eligible and permitted to enrol for an honours dissertation, must complete that dissertation at the stipulated standard in addition to the 48 credit points required in 3.1.
- 4. Requirements for honours degrees**
- 4.1 A candidate for the Master of Taxation (MTax) who first enrolled after 1 January 1999 is not eligible for Honours unless they first enrolled before 1 January 1999 and are currently enrolled in Honours as at 1 January 2009.
- 5. Suspension of candidature**
- 5.1 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, suspend the candidature on the grounds and conditions the Committee or its nominee thinks fit.
- 5.1.1 Any period of suspension does not count towards any period within which the course of study would otherwise have been required to be completed;
- 5.2 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, permit a candidate who has been admitted to candidature but has not enrolled for a first time to defer enrolment for one year.
- 6. Satisfactory progress**
- 6.1 The Postgraduate Coursework Committee or its nominee may require a candidate to show cause why the candidature should not be terminated for unsatisfactory progress, in any of the following circumstances:
- 6.1.1 a candidate has not completed all the requirements of the degree within the time specified in section 7 of these resolutions; or
- 6.1.2 the candidate has obtained failures in any two units of study or two failures in one unit of study.
- 6.2 If the Postgraduate Coursework Committee considers that the candidate has not shown good cause why the candidature should not be terminated, the Committee may terminate the candidature.
- 7. Time limit**
- 7.1 A full-time candidate in the Master of Taxation (MTax) must complete all the requirements for the Degree not more than three years and not less than one year from the date of first enrolment as a candidate.
- 7.2 A part-time candidate in the Master of Taxation (MTax) must complete all the requirements for the degree not more than six years and not less than two years from the date of first enrolment as a candidate.

- 7.3 Periods of suspended candidature are not to be counted in the time for completing the Master of Taxation (MTax).
- 7.4 In special circumstances and with the approval of the Postgraduate Coursework Committee, a candidate may complete the Master of Taxation (MTax) outside the periods specified in sections 7.1 and 7.2 of these resolutions.
- 7.5 In no case may a candidate obtain credit for a unit of study completed more than ten years prior to completion of the requirements of the degree. In exceptional circumstances, the Postgraduate Coursework Committee may waive this requirement.
- 8. Assessment policy**
- 8.1 Each unit of study is assessed in grades of High Distinction, Distinction, Credit and Pass. The range of marks for each grade applicable to each unit of study are:
- 8.1.1 High Distinction 85–100 percent
- 8.1.2 Distinction 75–84 percent
- 8.1.3 Credit 65–74 percent
- 8.1.4 Pass 50–64 percent
- 8.2 For candidates who first enrolled after 1 January 1999, the Master of Taxation (MTax) is awarded only on a Pass basis.
- 8.3 With permission of the lecturer coordinating the unit of study concerned, candidates may write a research paper in full or partial satisfaction of the assessment requirements in a unit of study.
- 8.3.1 The topic of any research paper to be submitted must be nominated by the candidate and approved as a relevant topic by the lecturer in the unit of study concerned. When nominating a topic, the candidate must outline the matter to be dealt with in the research paper.
- 8.3.2 The required length of any research paper for a unit of study shall be 6000-10,000 words for a unit of study of 6 credit points and 12,000-20,000 words for a unit of study of 12 credit points. The lecturer coordinating the unit of study determines the length within these ranges.
- 8.4 A unit of study of 6 credit points requires attendance of approximately 26 hours of classes. A unit of study of 12 credit points requires attendance of approximately 52 hours of classes.
- 8.4.1 A candidate whose attendance record at classes in a unit of study in which the candidate is enrolled is unsatisfactory may be refused permission to take the assessments in that unit of study. A candidate refused permission will be deemed to have discontinued the unit of study with permission.
- 8.4.2 For the purpose of this resolution, attendance at less than 70 percent of scheduled classes is an unsatisfactory attendance record.
- 8.5 In exceptional circumstances, the lecturer may waive up to 50% of the unit of study attendance.
- 9. Credit transfer policy**
- 9.1 Applications for credit for other study are to be made to the Postgraduate Coursework Committee or its nominee. The other study may include:
- 9.1.1 study prior to enrolment; and
- 9.1.2 study elsewhere during enrolment.
- 9.2 The Postgraduate Coursework Committee or its nominee may in its discretion grant a candidate for the Master of Taxation (MTax) credit for completion of units of study offered towards another degree or diploma in this university or an equivalent provider of tertiary education. The following conditions apply to such credit:
- 9.2.1 credit may not be given for units of study taken outside the Faculty having a total credit point value more than half of that required for completion of the course of study;
- 9.2.2 credit may be given for units of study taken in the Faculty subject to Faculty fee or other policies;
- 9.2.3 subject to section 9.3 of these resolutions, credit will not be given for units of study which are credited towards the award of another degree or diploma;
- 9.2.4 the candidate may not take units of study in the curriculum for the course of study which are substantially similar to the units of study for which credit has been given;
- 9.2.5 the subject(s) of the unit(s) of study for which credit is sought must be sufficiently relevant to the course of study;
- 9.2.6 the work completed for the other degree or diploma must, in the opinion of the Committee, be of a sufficient standard;
- 9.2.7 credit may not be given for work done in another faculty of this university or at an equivalent provider of tertiary

- education as satisfying the requirements (if any) for a dissertation;
- 9.2.8 credit will only be given for units of study completed within ten years immediately preceding the commencement of candidature for the master's degree.
- 9.3 The Postgraduate Coursework Committee or its nominee may in its discretion permit an applicant who has graduated with a graduate diploma previously awarded by the Faculty to have units from that graduate diploma credited towards the Master of Taxation (MTax). The following conditions apply:
- 9.3.1 an applicant for the Master of Taxation (MTax) may only apply to have units credited towards that master's degree that were previously credited towards a graduate diploma awarded by the Faculty within ten years immediately preceding the commencement of candidature for the Master of Taxation (MTax);
- 9.3.2 a candidate for the Master of Taxation (MTax) who is given such credit is not thereby exempted from fulfilling the coursework requirements for that degree, including the completion of any compulsory units that currently apply;
- 9.3.3 credit in accordance with this section, in respect of units of study comprising a graduate diploma, may not be given more than once in respect of the same units.
- 9.4 A unit or units of study totalling at most 12 credit points, which have been completed in the Faculty as a single unit enrolment(s), may be credited towards the Master of Taxation (MTax) on terms the Postgraduate Coursework Committee determines from time to time.

## Graduate Diploma in Law (GradDipLaw)

### 1. Admission

- 1.1 An applicant may be admitted to candidature for the Graduate Diploma in Law (GradDipLaw) if the applicant holds such qualifications at such levels of achievement on such terms and conditions as may be determined from time to time by the Faculty.
- 1.2 Applications for admission to candidature must be made in writing to the Faculty by the time and in the manner determined by the Faculty from time to time. The Faculty refers such applications to the Postgraduate Coursework Committee or its nominee.
- 1.3 The language of study and assessment is English. Before accepting an application the Faculty may require the applicant to demonstrate proficiency in English (including undertaking a specified program of study in English).
- 1.4 An applicant may be admitted as either a full-time or a part-time candidate for the graduate diploma.
- 1.5 An applicant may be admitted to candidature for a Graduate Diploma in Law (GradDipLaw) if:
- 1.5.1 the applicant has completed a degree of Bachelor of Laws (LLB) or equivalent at a level of merit sufficient for the program of study; or
- 1.5.2 the applicant has completed with sufficient merit for the program of study all the examinations of the Joint Examinations Committee of the Supreme Court of New South Wales.
- 1.6 A person may be permitted to enrol in a single unit or units of study if the Postgraduate Coursework Committee or its nominee approves the application.

### 2. Units of study

- 2.1 The units of study prescribed by the Faculty as leading to the Graduate Diploma in Law (GradDipLaw) are set out in section 2.3 of these resolutions.
- 2.1.1 In addition to units of study specified in section 2.4, units taught by visiting lecturers and/or units offered on an ad hoc basis by the Faculty of Law may be included in the Diploma.
- 2.1.2 Not all units may be offered every year. Candidates should refer to the latest lecture timetable for confirmation of current year unit of study availability.
- 2.2 All units of study have a value of 6 credit points unless otherwise specified.
- 2.3 Table of units of study: Graduate Diploma in Law (GradDipLaw)**
- 2.3.1 A candidate for the Graduate Diploma in Law (GradDipLaw) may choose from the full range of postgraduate units of study offered by the Faculty unless specified otherwise.

- 2.4 Only in exceptional circumstances will a candidate for the Graduate Diploma in Law (GradDipLaw) be permitted to enrol in designated undergraduate law units of study as approved and offered by the Faculty.
- 2.4.1 A candidate must demonstrate that the undergraduate unit would enhance their area of specialisation or otherwise contribute to their program of postgraduate learning.
- 2.4.2 A candidate may enrol in undergraduate law units totalling at most 6 credit points.
- 2.4.3 A candidate may not enrol in the unit Foundations of Law.
- 2.4.4 A candidate will be required to comply with any alternative assessment requirements imposed in respect of that candidate for the undergraduate unit of study (normally including a research paper constituting not less than 60 percent of the assessment requirements for the unit of study), and to be assessed at postgraduate standard.
- 2.4.5 The Postgraduate Coursework Committee may award the credit on the recommendation of the Associate Dean (Postgraduate Coursework).
- 2.4.6 Each 8 credit point undergraduate unit may only count as one 6 credit point unit towards the Graduate Diploma in Law (GradDipLaw).
- 3. Requirements for the Graduate Diploma in Law (GradDipLaw)**
- 3.1 A candidate for the Graduate Diploma in Law (GradDipLaw) must:
- 3.1.1 attend classes in units of study totalling 24 credit points chosen from the units of study prescribed by the Faculty as units of study leading to the graduate diploma; and
- 3.1.2 pass the assessments in those units of study.
- 4. Suspension of candidature**
- 4.1 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, suspend the candidature on the grounds and conditions the Committee or its nominee thinks fit.
- 4.1.1 Any period of suspension does not count towards any period within which the course of study would otherwise have been required to be completed;
- 4.2 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, permit a candidate who has been admitted to candidature but has not enrolled for a first time to defer enrolment for one year.
- 5. Satisfactory progress**
- 5.1 The Postgraduate Coursework Committee or its nominee may require a candidate to show cause why the candidature should not be terminated for unsatisfactory progress, in any of the following circumstances:
- 5.1.1 a candidate has not completed all the requirements of the graduate diploma within the time specified in section 6 of these resolutions; or
- 5.1.2 the candidate has obtained failures in any two units of study or two failures in one unit of study.
- 5.2 If the Postgraduate Coursework Committee considers that the candidate has not shown good cause why the candidature should not be terminated, the Committee may terminate the candidature.
- 6. Time limit**
- 6.1 A full-time candidate must complete all the requirements for the Graduate Diploma in Law (GradDipLaw) not more than two years and not less than six months from the date of first enrolment as a candidate.
- 6.2 A part-time candidate must complete all the requirements for the Graduate Diploma in Law (GradDipLaw) not more than three years and not less than one year from the date of first enrolment as a candidate.
- 6.3 Periods of suspended candidature are not to be counted in the time for completing a graduate diploma.
- 6.4 In special circumstances and with the approval of the Postgraduate Coursework Committee, a candidate may complete a Graduate Diploma in Law (GradDipLaw) outside the periods specified in sections 6.1 and 6.2.
- 6.5 In no case may a candidate obtain credit for a unit of study completed more than ten years prior to completion of the requirements of the diploma. In exceptional circumstances, the Postgraduate Coursework Committee may waive this requirement.

## **7. Assessment policy**

- 7.1 Each unit of study is assessed in grades of High Distinction, Distinction, Credit and Pass. The range of marks for each grade applicable to each unit of study are:
- 7.1.1 High Distinction 85–100 percent
- 7.1.2 Distinction 75–84 percent
- 7.1.3 Credit 65–74 percent
- 7.1.4 Pass 50–64 percent
- 7.2 Graduate Diplomas are awarded only on a Pass basis.
- 7.3 A unit of study of 6 credit points requires attendance of approximately 26 hours of classes. A unit of study of 12 credit points requires attendance of approximately 52 hours of classes.
- 7.3.1 A candidate whose attendance record at classes in a unit of study in which the candidate is enrolled is unsatisfactory may be refused permission to take the assessments in that unit of study. A candidate refused permission will be deemed to have discontinued the unit of study with permission.
- 7.3.2 For the purpose of this resolution, attendance at less than 70 percent of scheduled classes is an unsatisfactory attendance record.
- 7.4 In exceptional circumstances, the lecturer may waive up to 50% of the unit of study attendance.

## **8. Credit transfer policy**

- 8.1 Applications for credit for other study are to be made to the Postgraduate Coursework Committee or its nominee. The other study may include:
- 8.1.1 study prior to enrolment; and
- 8.1.2 study elsewhere during enrolment.
- 8.2 The Postgraduate Coursework Committee or its nominee may in its discretion grant a candidate for the Graduate Diploma in Law credit for completion of units of study offered towards another degree or diploma in this university or an equivalent provider of tertiary education. The following conditions apply:
- 8.2.1 credit may not be given for units of study taken outside the Faculty having a total credit point value more than half of that required for completion of the course of study;
- 8.2.2 credit may be given for units of study taken in the Faculty subject to Faculty fee or other policies;
- 8.2.3 credit will not be given for units of study which are credited towards the award of another degree or diploma;
- 8.2.4 the candidate may not take units of study in the curriculum for the course of study which are substantially similar to the units of study for which credit has been given;
- 8.2.5 the subject(s) of the unit(s) of study for which credit is sought must be sufficiently relevant to the course of study;
- 8.2.6 the work completed for the other degree or diploma must, in the opinion of the Committee, be of a sufficient standard;
- 8.2.7 credit may not be given for work done in another faculty of this university or at an equivalent provider of tertiary education as satisfying the requirements (if any) for a dissertation;
- 8.2.8 credit will only be given for units of study completed within ten years immediately preceding the commencement of candidature for the graduate diploma.
- 8.3 A unit or units of study totalling at most 12 credit points, which have been completed in the Faculty as a single unit enrolment(s), may be credited towards the Graduate Diploma in Law (GradDipLaw) on terms the Postgraduate Coursework Committee determines from time to time.

## **Graduate Diploma in Commercial Law (GradDipCommLaw)**

### **1. Admission**

- 1.1 An applicant may be admitted to candidature for the Graduate Diploma in Commercial Law (GradDipCommLaw) if the applicant holds such qualifications at such levels of achievement on such terms and conditions as may be determined from time to time by the Faculty.
- 1.2 Applications for admission to candidature must be made in writing to the Faculty by the time and in the manner determined by the Faculty from time to time. The Faculty refers such applications to the Postgraduate Coursework Committee or its nominee.
- 1.3 The language of study and assessment is English. Before accepting an application the Faculty may require the applicant

- to demonstrate proficiency in English (including undertaking a specified program of study in English).
- 1.4 An applicant may be admitted as either a full-time or a part-time candidate for the Graduate Diploma.
- 1.5 An applicant may be admitted to candidature for the Graduate Diploma in Commercial Law (GradDipCommLaw) if:
- 1.5.1 the applicant has completed a degree of Bachelor of Laws (LLB) or equivalent at a level of merit sufficient for the program of study; or
- 1.5.2 the applicant has completed with sufficient merit for the program of study all the examinations of the Joint Examinations Committee of the Supreme Court of New South Wales.
- 1.6 A person may be permitted to enrol in a single unit or units of study if the Postgraduate Coursework Committee or its nominee approves the application.
- 2. Units of study**
- 2.1 The units of study prescribed by the Faculty as leading to the Graduate Diploma in Commercial Law (GradDipCommLaw) are set out in section 2.3 of these resolutions.
- 2.1.1 In addition to units of study specified in section 2.4, units taught by visiting lecturers and/or units offered on an ad hoc basis by the Faculty of Law may be included in the Diploma.
- 2.1.2 Not all units may be offered every year. Candidates should refer to the latest lecture timetable for confirmation of current year unit of study availability.
- 2.2 All units of study have a value of 6 credit points unless otherwise specified.
- 2.3 List of units of study: Graduate Diploma in Commercial Law (GradDipCommLaw)**
- 2.3.1 Optional units of study**
- 2.3.1.1 Advanced Financing Techniques
- 2.3.1.1.1 Candidates who do not have a background in Australian corporate law are encouraged to undertake Introductory Corporate Law and possibly Debt Financing or Equity Financing before taking this unit.
- 2.3.1.2 Comparative Competition Law
- 2.3.1.3 Comparative Constitutional Law
- 2.3.1.4 Consumer Protection Law - Regulation of Unfair Marketing Practices
- 2.3.1.5 Corporate Fundraising
- 2.3.1.6 Current Issues in Defamation Law
- 2.3.1.7 Debt Financing
- 2.3.1.7.1 Candidates who do not have a background in Australian corporate law are encouraged to undertake Introductory Corporate Law before taking this unit.
- 2.3.1.8 Dispute Resolution in Asia
- 2.3.1.9 Equity Financing
- 2.3.2.9.1 Candidates who do not have a background in Australian corporate law are encouraged to undertake Introductory Corporate Law before taking this unit.
- 2.3.2.10 Insolvency Law
- 2.3.2.11 Intellectual Property: Issues in Marketing Rights
- 2.3.2.12 International Business Law
- 2.3.2.13 International Commercial Arbitration
- 2.3.2.14 International Investment Law
- 2.3.1.16 Issues in the Law of Copyright
- 2.3.1.17 Japanese Law
- 2.3.1.18 Japanese Law and the Economy
- 2.3.1.19 Maritime Law
- 2.3.1.20 Modern Corporate Governance
- 2.3.1.21 Principles of Defamation Law
- 2.3.1.22 Privacy, Surveillance and Fair Information Practices
- 2.3.1.23 Regulation of Collective Investments
- 2.3.1.25 Restitution for Ineffective Contracts
- 2.3.1.26 Restitution for Unjust Enrichment
- 2.3.1.27 Takeovers and Reconstructions
- 2.3.1.28 The Legal System of the European Union
- 2.3.1.29 Trade and Commerce in European Law
- 2.3.1.30 World Trade Organisation Law I
- 2.3.1.31 World Trade Organisation Law II
- 2.4 A candidate may, under special circumstances, be permitted by the Associate Dean (Postgraduate Coursework), or the Associate Dean's nominee, to undertake a unit or units of study other than those specified by the Faculty as leading to the Graduate Diploma in Commercial Law (GradDipCommLaw), and to have that unit or those units of study credited towards the diploma.
- 2.5 Only in exceptional circumstances will a candidate for the Graduate Diploma in Commercial Law (GradDipCommLaw) be permitted to enrol in designated undergraduate law units of study as approved and offered by the Faculty.
- 2.5.1 A candidate must demonstrate that the undergraduate unit would enhance their area of specialisation or otherwise contribute to their program of postgraduate learning.
- 2.5.2 A candidate may enrol in undergraduate law units totalling at most 6 credit points.
- 2.5.3 A candidate may not enrol in the unit Foundations of Law.
- 2.5.4 A candidate will be required to comply with any alternative assessment requirements imposed in respect of that candidate for the undergraduate unit of study (normally including a research paper constituting not less than 60 per cent of the assessment requirements for the unit of study), and to be assessed at postgraduate standard.
- 2.5.5 The Postgraduate Coursework Committee may award the credit on the recommendation of the Associate Dean (Postgraduate Coursework).
- 2.5.6 Each eight credit point undergraduate unit may only count as one six credit point unit towards the Graduate Diploma in Commercial Law (GradDipCommLaw).
- 3. Requirements for the Graduate Diploma in Commercial Law (GradDipCommLaw)**
- 3.1 A candidate for the Graduate Diploma in Commercial Law (GradDipCommLaw) must:
- 3.1.1 attend classes in units of study totalling 24 credit points chosen from the units of study prescribed by the Faculty as units of study leading to the Graduate Diploma in Commercial Law (GradDipCommLaw); and
- 3.1.2 pass the assessments in those units of study.
- 4. Suspension of candidature**
- 4.1 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, suspend the candidature on the grounds and conditions the Committee or its nominee thinks fit.
- 4.1.1 Any period of suspension does not count towards any period within which the course of study would otherwise have been required to be completed;
- 4.2 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, permit a candidate who has been admitted to candidature but has not enrolled for a first time to defer enrolment for one year.
- 5. Satisfactory progress**
- 5.1 The Postgraduate Coursework Committee or its nominee may require a candidate to show cause why the candidature should not be terminated for unsatisfactory progress, in any of the following circumstances:
- 5.1.1 a candidate has not completed all the requirements of the graduate diploma within the time specified in section 6 of these resolutions; or
- 5.1.2 the candidate has obtained failures in any two units of study or two failures in one unit of study.
- 5.2 If the Postgraduate Coursework Committee considers that the candidate has not shown good cause why the candidature should not be terminated, the Committee may terminate the candidature.
- 6. Time limit**
- 6.1 A full-time candidate must complete all the requirements for the Graduate Diploma in Commercial Law (GradDipCommLaw) not more than two years and not less than six months from the date of first enrolment as a candidate.
- 6.2 A part-time candidate must complete all the requirements for the Graduate Diploma in Commercial Law (GradDipCommLaw) not more than three years and not less than one year from the date of first enrolment as a candidate.
- 6.3 Periods of suspended candidature are not to be counted in the time for completing a graduate diploma.
- 6.4 In special circumstances and with the approval of the Postgraduate Coursework Committee, a candidate may complete a Graduate Diploma in Commercial Law (GradDipCommLaw) outside the periods specified in sections 6.1 and 6.2.
- 6.5 In no case may a candidate obtain credit for a unit of study completed more than ten years prior to completion of the requirements of the diploma. In exceptional circumstances, the Postgraduate Coursework Committee may waive this requirement.

## 7. Assessment policy

- 7.1 Each unit of study is assessed in grades of High Distinction, Distinction, Credit and Pass. The range of marks for each grade applicable to each unit of study are:
- 7.1.1 High Distinction 85–100 percent
  - 7.1.2 Distinction 75–84 percent
  - 7.1.3 Credit 65–74 percent
  - 7.1.4 Pass 50–64 percent
- 7.2 Graduate Diplomas are awarded only on a Pass basis.
- 7.3 A unit of study of six credit points requires attendance of approximately 26 hours of classes. A unit of study of 12 credit points requires attendance of approximately 52 hours of classes.
- 7.3.1 A candidate whose attendance record at classes in a unit of study in which the candidate is enrolled is unsatisfactory may be refused permission to take the assessments in that unit of study. A candidate refused permission will be deemed to have discontinued the unit of study with permission.
- 7.3.2 For the purpose of this resolution, attendance at less than 70 per cent of scheduled classes is an unsatisfactory attendance record.
- 7.4 In exceptional circumstances, the lecturer may waive up to 50% of the unit of study attendance.

## 8. Credit transfer policy

- 8.1 Applications for credit for other study are to be made to the Postgraduate Coursework Committee or its nominee. The other study may include:
- 8.1.1 study prior to enrolment; and
  - 8.1.2 study elsewhere during enrolment.
- 8.2 The Postgraduate Coursework Committee or its nominee may in its discretion grant a candidate for the Graduate Diploma in Commercial Law (GradDipCommLaw) credit for completion of units of study offered towards another degree or diploma in this university or an equivalent provider of tertiary education. The following conditions apply:
- 8.2.1 credit may not be given for units of study taken outside the Faculty having a total credit point value more than half of that required for completion of the course of study;
  - 8.2.2 credit may be given for units of study taken in the Faculty subject to Faculty fee or other policies;
  - 8.2.3 credit will not be given for units of study which are credited towards the award of another degree or diploma;
  - 8.2.4 the candidate may not take units of study in the curriculum for the course of study which are substantially similar to the units of study for which credit has been given;
  - 8.2.5 the subject(s) of the unit(s) of study for which credit is sought must be sufficiently relevant to the course of study;
  - 8.2.6 the work completed for the other degree or diploma must, in the opinion of the Committee, be of a sufficient standard;
  - 8.2.7 credit may not be given for work done in another faculty of this university or at an equivalent provider of tertiary education as satisfying the requirements (if any) for a dissertation;
  - 8.2.8 credit will only be given for units of study completed within ten years immediately preceding the commencement of candidature for the graduate diploma.
- 8.3 A unit or units of study totalling at most 12 credit points, which have been completed in the Faculty as a single unit enrolment(s), may be credited towards the Graduate Diploma in Commercial Law (GradDipCommLaw) on terms the Postgraduate Coursework Committee determines from time to time.

## Graduate Diploma in Corporate Securities and Finance Law (GradDipCorpLaw)

### 1. Admission

- 1.1 An applicant may be admitted to candidature for the Graduate Diploma in Corporate Securities and Finance Law (GradDipCorpLaw) if the applicant holds such qualifications at such levels of achievement on such terms and conditions as may be determined from time to time by the Faculty.
- 1.2 Applications for admission to candidature must be made in writing to the Faculty by the time and in the manner determined by the Faculty from time to time. The Faculty refers such applications to the Postgraduate Coursework Committee or its nominee.

- 1.3 The language of study and assessment is English. Before accepting an application the Faculty may require the applicant to demonstrate proficiency in English (including undertaking a specified program of study in English).
- 1.4 An applicant may be admitted as either a full-time or a part-time candidate for the graduate diploma.
- 1.5 An applicant may be admitted to candidature for the Graduate Diploma in Corporate Securities and Finance Law (GradDipCorpLaw) if:
- 1.5.1 the applicant has completed a degree of Bachelor of Laws (LLB) or equivalent at a level of merit sufficient for the program of study; or
  - 1.5.2 the applicant has completed with sufficient merit for the program of study all the examinations of the Joint Examinations Committee of the Supreme Court of New South Wales.
- 1.6 An applicant without a legal qualification as specified in section 1.5 may be admitted to candidature for the Graduate Diploma in Corporate Securities and Finance Law (GradDipCorpLaw) if that applicant has obtained:
- 1.6.1 a degree or completed a qualification at a level of merit which the Postgraduate Coursework Committee considers sufficient to enable the candidate to undertake the course of study; and
  - 1.6.2 that degree or qualification is obtained within any fields stipulated by the Faculty as required for non-law candidates for a specialist diploma.
- 1.7 A person may be permitted to enrol in a single unit or units of study if the Postgraduate Coursework Committee or its nominee approves the application.

### 2. Units of study

- 2.1 The units of study prescribed by the Faculty as leading to the Graduate Diploma in Corporate Securities and Finance Law (GradDipCorpLaw) are set out in section 2.3 of these resolutions.
- 2.1.1 In addition to units of study specified in section 2.4, units taught by visiting lecturers and/or units offered on an ad hoc basis by the Faculty of Law may be included in the Diploma.
  - 2.1.2 Not all units may be offered every year. Candidates should refer to the latest lecture timetable for confirmation of current year unit of study availability.
- 2.2 All units of study have a value of 6 credit points unless otherwise specified.
- 2.3 **Table of units of study: Graduate Diploma in Corporate Securities and Finance Law (GradDipCorpLaw)**
- 2.3.1 **Optional units of study**
    - 2.3.1.1 In addition to the subjects listed in 2.3.1.2-2.3.1.21, candidates may also take one unit of study not on the prescribed list, including from among those units listed for the Master of Taxation (MTax).
    - 2.3.1.2 Advanced Financing Techniques
      - 2.3.1.2.1 Candidates who do not have a background in Australian corporate law are encouraged to undertake Introductory Corporate Law and possibly Debt Financing or Equity Financing before taking this unit.
      - 2.3.1.3 Comparative Competition Law
      - 2.3.1.4 Comparative Corporate Taxation
      - 2.3.1.5 Comparative International Taxation
      - 2.3.1.6 Corporate Fundraising
      - 2.3.1.7 Corporate Taxation
      - 2.3.1.8 Debt Financing
        - 2.3.1.8.1 Candidates who do not have a background in Australian corporate law are encouraged to undertake Introductory Corporate Law before taking this unit.
      - 2.3.1.9 Dispute Resolution in Asia
      - 2.3.1.10 Doing Business in China
      - 2.3.1.11 Equity Financing
        - 2.3.1.11.1 Candidates who do not have a background in Australian corporate law are encouraged to undertake Introductory Corporate Law before taking this unit.
      - 2.3.1.12 Intellectual Property: Issues in Marketing Rights
      - 2.3.1.13 International Business Law
      - 2.3.1.14 International Commercial Arbitration
      - 2.3.1.16 Japanese Law
      - 2.3.1.17 Japanese Law and the Economy
      - 2.3.1.18 Labour Law in the New Economy
      - 2.3.1.19 Modern Corporate Governance

- 2.3.1.21 Stamp Duties
- 2.3.1.22 Takeovers and Reconstructions
- 2.3.1.23 Taxation of Financial Transactions
- 2.3.1.23.1 This unit replaces Taxation of Financial Institutions and Financial Transactions. It is recommended that candidates who are not working in the field of tax and have not completed an undergraduate tax unit in Australia in the past five years undertake The Impact of Tax on Business Structures and Operations before enrolling in this unit.
- 2.3.1.24 World Trade Organisation Law I
- 2.3.1.25 World Trade Organisation Law II
- 2.4 A candidate may, under special circumstances, be permitted by the Associate Dean (Postgraduate Coursework), or the Associate Dean's nominee, to undertake a unit or units of study other than those specified by the Faculty as leading to the Graduate Diploma in Corporate Securities and Finance Law (GradDipCorpLaw), and to have that unit or those units of study credited towards the diploma.
- 2.5 Only in exceptional circumstances will a candidate for the Graduate Diploma in Corporate Securities and Finance Law (GradDipCorpLaw) be permitted to enrol in designated undergraduate law units of study as approved and offered by the Faculty.
- 2.5.1 A candidate must demonstrate that the undergraduate unit would enhance their area of specialisation or otherwise contribute to their program of postgraduate learning.
- 2.5.2 A candidate may enrol in undergraduate law units totalling at most 6 credit points.
- 2.5.3 A candidate may not enrol in the unit Foundations of Law.
- 2.5.4 A candidate will be required to comply with any alternative assessment requirements imposed in respect of that candidate for the undergraduate unit of study (normally including a research paper constituting not less than 60 per cent of the assessment requirements for the unit of study), and to be assessed at postgraduate standard.
- 2.5.5 The Postgraduate Coursework Committee may award the credit on the recommendation of the Associate Dean (Postgraduate Coursework).
- 2.5.6 Each 8 credit point undergraduate unit may only count as one 6 credit point unit towards the Graduate Diploma in Corporate Securities and Finance Law (GradDipCorpLaw).
- 3. Requirements for the Graduate Diploma in Corporate Securities and Finance Law (GradDipCorpLaw)**
- 3.1 A candidate for the Graduate Diploma in Corporate Securities and Finance Law (GradDipCorpLaw) must:
- 3.1.1 attend classes in units of study totalling 24 credit points chosen from the units of study prescribed by the Faculty as units of study leading to the graduate diploma; and
- 3.1.2 pass the assessments in those units of study.
- 4. Suspension of candidature**
- 4.1 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, suspend the candidature on the grounds and conditions the Committee or its nominee thinks fit.
- 4.1.1 Any period of suspension does not count towards any period within which the course of study would otherwise have been required to be completed;
- 4.2 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, permit a candidate who has been admitted to candidature but has not enrolled for a first time to defer enrolment for one year.
- 5. Satisfactory progress**
- 5.1 The Postgraduate Coursework Committee or its nominee may require a candidate to show cause why the candidature should not be terminated for unsatisfactory progress, in any of the following circumstances:
- 5.1.1 a candidate has not completed all the requirements of the diploma within the time specified in section 6 of these resolutions; or
- 5.1.2 the candidate has obtained failures in any two units of study or two failures in one unit of study.
- 5.2 If the Postgraduate Coursework Committee considers that the candidate has not shown good cause why the candidature should not be terminated, the Committee may terminate the candidature.

**6. Time limit**

- 6.1 A full-time candidate must complete all the requirements for the Graduate Diploma in Corporate Securities and Finance Law (GradDipCorpLaw) not more than two years and not less than six months from the date of first enrolment as a candidate.
- 6.2 A part-time candidate must complete all the requirements for the Graduate Diploma in Corporate Securities and Finance Law (GradDipCorpLaw) not more than three years and not less than one year from the date of first enrolment as a candidate.
- 6.3 Periods of suspended candidature are not to be counted in the time for completing the graduate diploma.
- 6.4 In special circumstances and with the approval of the Postgraduate Coursework Committee, a candidate may complete a Graduate Diploma in Corporate Securities and Finance Law outside the periods specified in sections 6.1 and 6.2.
- 6.5 In no case may a candidate obtain credit for a unit of study completed more than ten years prior to completion of the requirements of the diploma. In exceptional circumstances, the Postgraduate Coursework Committee may waive this requirement.
- 7. Assessment policy**
- 7.1 Each unit of study is assessed in grades of High Distinction, Distinction, Credit and Pass. The range of marks for each grade applicable to each unit of study are:
- 7.1.1 High Distinction 85–100 percent
- 7.1.2 Distinction 75–84 percent
- 7.1.3 Credit 65–74 percent
- 7.1.4 Pass 50–64 percent
- 7.2 Graduate Diplomas are awarded only on a Pass basis.
- 7.3 A unit of study of 6 credit points requires attendance of approximately 26 hours of classes. A unit of study of 12 credit points requires attendance of approximately 52 hours of classes.
- 7.3.1 A candidate whose attendance record at classes in a unit of study in which the candidate is enrolled is unsatisfactory may be refused permission to take the assessments in that unit of study. A candidate refused permission will be deemed to have discontinued the unit of study with permission.
- 7.3.2 For the purpose of this resolution, attendance at less than 70 percent of scheduled classes is an unsatisfactory attendance record.
- 7.4 In exceptional circumstances, the lecturer may waive up to 50% of the unit of study attendance.

**8. Credit transfer policy**

- 8.1 Applications for credit for other study are to be made to the Postgraduate Coursework Committee or its nominee. The other study may include:
- 8.1.1 study prior to enrolment; and
- 8.1.2 study elsewhere during enrolment.
- 8.2 The Postgraduate Coursework Committee or its nominee may in its discretion grant a candidate for the Graduate Diploma in Corporate Securities and Finance Law (GradDipCorpLaw) credit for completion of units of study offered towards another degree or diploma in this university or an equivalent provider of tertiary education. The following conditions apply:
- 8.2.1 credit may not be given for units of study taken outside the Faculty having a total credit point value more than half of that required for completion of the course of study;
- 8.2.2 credit may be given for units of study taken in the Faculty subject to Faculty fee or other policies;
- 8.2.3 credit will not be given for units of study which are credited towards the award of another degree or diploma;
- 8.2.4 the candidate may not take units of study in the curriculum for the course of study which are substantially similar to the units of study for which credit has been given;
- 8.2.5 the subject(s) of the unit(s) of study for which credit is sought must be sufficiently relevant to the course of study;
- 8.2.6 the work completed for the other degree or diploma must, in the opinion of the Committee, be of a sufficient standard;
- 8.2.7 credit may not be given for work done in another faculty of this university or at an equivalent provider of tertiary education as satisfying the requirements (if any) for a dissertation;
- 8.2.8 credit will only be given for units of study completed within ten years immediately preceding the commencement of candidature for the graduate diploma.

- 8.3 A unit or units of study totalling at most 12 credit points, which have been completed in the Faculty as a single unit enrolment(s), may be credited towards the Graduate Diploma in Corporate Securities and Finance Law (GradDipCorpLaw) on terms the Postgraduate Coursework Committee determines from time to time.

## Graduate Diploma in Criminology (GradDipCrim)

### 1. Admission

- 1.1 An applicant may be admitted to candidature for the Graduate Diploma in Criminology (GradDipCrim) if the applicant holds such qualifications at such levels of achievement on such terms and conditions as may be determined from time to time by the Faculty.
- 1.2 Applications for admission to candidature must be made in writing to the Faculty by the time and in the manner determined by the Faculty from time to time. The Faculty refers such applications to the Postgraduate Coursework Committee or its nominee.
- 1.3 The language of study and assessment is English. Before accepting an application the Faculty may require the applicant to demonstrate proficiency in English (including undertaking a specified program of study in English).
- 1.4 An applicant may be admitted as either a full-time or a part-time candidate for the graduate diploma.
- 1.5 An applicant may be admitted to candidature for the Graduate Diploma in Criminology (GradDipCrim) if:
- 1.5.1 the applicant has completed a degree of Bachelor of Laws (LLB) or equivalent at a level of merit sufficient for the program of study; or
- 1.5.2 the applicant has completed with sufficient merit for the program of study all the examinations of the Joint Examinations Committee of the Supreme Court of New South Wales.
- 1.6 An applicant without a legal qualification as specified in section 1.5 may be admitted to candidature for the Graduate Diploma in Criminology (GradDipCrim) if that applicant has obtained:
- 1.6.1 a degree or completed a qualification at a level of merit which the Postgraduate Coursework Committee considers sufficient to enable the candidate to undertake the course of study; and
- 1.6.2 that degree or qualification is obtained within any fields stipulated by the Faculty as required for non-law candidates for a specialist diploma.
- 1.6.3 in exceptional circumstances an applicant may be admitted to the Graduate Diploma in Criminology (GradDipCrim) on the basis of professional experience and professional training in areas deemed to be relevant by the Postgraduate Coursework Committee or its nominee.
- 1.7 A person may be permitted to enrol in a single unit or units of study if the Postgraduate Coursework Committee or its nominee approves the application.

### 2. Units of study

- 2.1 The units of study prescribed by the Faculty as leading to the Graduate Diploma in Criminology (GradDipCrim) are set out in section 2.4 of these resolutions.
- 2.1.1 In addition to units of study specified in section 2.4, units taught by visiting lecturers and/or units offered on an ad hoc basis by the Faculty of Law may be included in the diploma.
- 2.1.2 Not all units may be offered every year. Candidates should refer to the latest lecture timetable for confirmation of current year unit of study availability.
- 2.2 All units of study have a value of 6 credit points unless otherwise specified.
- 2.3 In exceptional cases, candidates who through previous tertiary study or a combination of that study with work experience, can demonstrate competence in one or more of the compulsory units of study may be relieved from the requirement to undertake a compulsory unit or units of study.
- 2.3.1 Where relief from undertaking a compulsory unit or units of study has been granted, an optional unit or units of study must be substituted for that unit(s).
- 2.3.2 A candidate must still complete units of study of the total credit point value required for completion of the Graduate Diploma in Criminology (GradDipCrim).

## 2.4 Table of units of study: Graduate Diploma in Criminology (GradDipCrim)

### 2.4.1 Compulsory units of study

- 2.4.1.1 Crime Research and Policy

- 2.4.1.2 Explaining Crime

### 2.4.2 Optional units of study

- 2.4.2.1 Advanced Forensic Psychiatry

- 2.4.2.1.1 This unit of study is only available to candidates who have completed Forensic Psychiatry.

- 2.4.2.2 Contemporary Challenges for Criminal Law

- 2.4.2.2.1 This unit is only available to candidates who have completed an undergraduate unit of study in criminal law or equivalent.

- 2.4.2.3 Contemporary Crime Issues

- 2.4.2.4 Critical Issues in Crime Research and Policy

- 2.4.2.4.1 This unit of study is only available to candidates who have completed Crime, Research and Policy.

- 2.4.2.5 Criminal Justice: Developments in Prevention and Control

- 2.4.2.6 Criminal Liability

- 2.4.2.6.1 This unit is only available to candidates who do not hold a law degree or equivalent qualification.

- 2.4.2.7 Criminal Procedures

- 2.4.2.8 Death Law

- 2.4.2.9 Explaining Punishment

- 2.4.2.10 Forensic Psychiatry

- 2.4.2.11 Gender, Race and Crime

- 2.4.2.12 Hate Crime

- 2.4.2.13 International and Comparative Criminal Justice

- 2.4.2.14 Policing Australian Society

- 2.4.2.15 Policing Bodies: Crime, Sexuality and Reproduction

- 2.4.2.16 Young People, Crime and the Law

- 2.5 A candidate may, under special circumstances, be permitted by the Associate Dean (Postgraduate Coursework), or the Associate Dean's nominee, to undertake a unit or units of study other than those specified by the Faculty as leading to the Graduate Diploma in Criminology (GradDipCrim), and to have that unit or those units of study credited towards the diploma.

- 2.6 Only in exceptional circumstances will a candidate for the Graduate Diploma in Criminology (GradDipCrim) be permitted to enrol in a designated undergraduate law unit of study as approved and offered by the Faculty.

- 2.6.1 A candidate must demonstrate that the undergraduate unit would enhance their area of specialisation or otherwise contribute to their program of postgraduate learning.

- 2.6.2 A candidate may enrol in undergraduate law units totalling at most 6 credit points.

- 2.6.3 A candidate may not enrol in the unit Foundations of Law.

- 2.6.4 A candidate will be required to comply with any alternative assessment requirements imposed in respect of that candidate for the undergraduate unit of study (normally including a research paper constituting not less than 60 per cent of the assessment requirements for the unit of study), and to be assessed at postgraduate standard.

- 2.6.5 The Postgraduate Coursework Committee may award the credit on the recommendation of the Associate Dean (Postgraduate Coursework).

- 2.6.6 Each 8 credit point undergraduate unit may only count as one 6 credit point unit towards the Graduate Diploma in Criminology (GradDipCrim).

### 3. Requirements for the Graduate Diploma in Criminology (GradDipCrim)

- 4.1 A candidate for the Graduate Diploma in Criminology (GradDipCrim) must:

- 4.1.1 attend classes in units of study totalling 24 credit points chosen from the units of study prescribed by the Faculty as units of study leading to the Graduate Diploma; and

- 4.1.2 pass the assessments in those units of study.

### 4. Suspension of candidature

- 4.1 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, suspend the candidature on the grounds and conditions the Committee or its nominee thinks fit.

- 4.1.1 Any period of suspension does not count towards any period within which the course of study would otherwise have been required to be completed;

- 4.2 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, permit a candidate who

has been admitted to candidature but has not enrolled for a first time to defer enrolment for one year.

**5. Satisfactory progress**

5.1 The Postgraduate Coursework Committee or its nominee may require a candidate to show cause why the candidature should not be terminated for unsatisfactory progress, in any of the following circumstances:

5.1.1 a candidate has not completed all the requirements of the diploma within the time specified in section 6 of these resolutions; or

5.1.2 the candidate has obtained failures in any two units of study or two failures in one unit of study.

5.2 If the Postgraduate Coursework Committee considers that the candidate has not shown good cause why the candidature should not be terminated, the Committee may terminate the candidature.

**6. Time limit**

6.1 A full-time candidate must complete all the requirements for the Graduate Diploma in Criminology (GradDipCrim) not more than two years and not less than six months from the date of first enrolment as a candidate.

6.2 A part-time candidate must complete all the requirements for the Graduate Diploma in Criminology (GradDipCrim) not more than three years and not less than one year from the date of first enrolment as a candidate.

6.3 Periods of suspended candidature are not to be counted in the time for completing a Graduate Diploma.

6.4 In special circumstances and with the approval of the Postgraduate Coursework Committee, a candidate may complete a Graduate Diploma in Criminology outside the periods specified in sections 6.1 and 6.2.

6.5 In no case may a candidate obtain credit for a unit of study completed more than ten years prior to completion of the requirements of the diploma. In exceptional circumstances, the Postgraduate Coursework Committee may waive this requirement.

**7. Assessment policy**

7.1 Each unit of study is assessed in grades of High Distinction, Distinction, Credit and Pass. The range of marks for each grade applicable to each unit of study are:

7.1.1 High Distinction 85–100 percent

7.1.2 Distinction 75-84 percent

7.1.3 Credit 65-74 percent

7.1.4 Pass 50-64 percent

7.2 Graduate Diplomas are awarded only on a Pass basis.

7.3 A unit of study of 6 credit points requires attendance of approximately 26 hours of classes. A unit of study of 12 credit points requires attendance of approximately 52 hours of classes.

7.3.1 A candidate whose attendance record at classes in a unit of study in which the candidate is enrolled is unsatisfactory may be refused permission to take the assessments in that unit of study. A candidate refused permission will be deemed to have discontinued the unit of study with permission.

7.3.2 For the purpose of this resolution, attendance at less than 70 percent of scheduled classes is an unsatisfactory attendance record.

7.4 In exceptional circumstances, the lecturer may waive up to 50% of the unit of study attendance.

**8. Credit transfer policy**

8.1 Applications for credit for other study are to be made to the Postgraduate Coursework Committee or its nominee. The other study may include:

8.1.1 study prior to enrolment; and

8.1.2 study elsewhere during enrolment.

8.2 The Postgraduate Coursework Committee or its nominee may in its discretion grant a candidate for the Graduate Diploma in Criminology (GradDipCrim) credit for completion of units of study offered towards another degree or diploma in this university or an equivalent provider of tertiary education. The following conditions apply:

8.2.1 credit may not be given for units of study taken outside the Faculty having a total credit point value more than half of that required for completion of the course of study;

8.2.2 credit may be given for units of study taken in the Faculty subject to Faculty fee or other policies;

8.2.3 credit will not be given for units of study which are credited towards the award of another degree or diploma;

8.2.4 the candidate may not take units of study in the curriculum for the course of study which are substantially similar to the units of study for which credit has been given;

8.2.5 the subject(s) of the unit(s) of study for which credit is sought must be sufficiently relevant to the course of study;

8.2.6 the work completed for the other degree or diploma must, in the opinion of the Committee, be of a sufficient standard;

8.2.7 credit may not be given for work done in another faculty of this university or at an equivalent provider of tertiary education as satisfying the requirements (if any) for a dissertation;

8.2.8 credit will only be given for units of study completed within ten years immediately preceding the commencement of candidature for the graduate diploma.

8.3 A unit or units of study totalling at most 12 credit points, which have been completed in the Faculty as a single unit enrolment(s), may be credited towards the Graduate Diploma in Criminology (GradDipCrim) on terms the Postgraduate Coursework Committee determines from time to time.

**Graduate Diploma in Environmental Law (GradDipEnvLaw)**

**1. Admission**

1.1 An applicant may be admitted to candidature for the Graduate Diploma in Environmental Law (GradDipEnvLaw) if the applicant holds such qualifications at such levels of achievement on such terms and conditions as may be determined from time to time by the Faculty.

1.2 Applications for admission to candidature must be made in writing to the Faculty by the time and in the manner determined by the Faculty from time to time. The Faculty refers such applications to the Postgraduate Coursework Committee or its nominee.

1.3 The language of study and assessment is English. Before accepting an application the Faculty may require the applicant to demonstrate proficiency in English (including undertaking a specified program of study in English).

1.4 An applicant may be admitted as either a full-time or a part-time candidate for the graduate diploma.

1.5 An applicant may be admitted to candidature for the Graduate Diploma in Environmental Law (GradDipEnvLaw) if:

1.5.1 the applicant has completed a degree of Bachelor of Laws (LLB) or equivalent at a level of merit sufficient for the program of study; or

1.5.2 the applicant has completed with sufficient merit for the program of study all the examinations of the Joint Examinations Committee of the Supreme Court of New South Wales.

1.6 An applicant without a legal qualification as specified in section 1.5 may be admitted to candidature for the Graduate Diploma in Environmental Law if that applicant has obtained:

1.6.1 a degree or completed a qualification at a level of merit which the Postgraduate Coursework Committee considers sufficient to enable the candidate to undertake the course of study; and

1.6.2 that degree or qualification is obtained within any fields stipulated by the Faculty as required for non-law candidates for a specialist diploma.

1.7 A person may be permitted to enrol in a single unit or units of study if the Postgraduate Coursework Committee or its nominee approves the application.

**2. Units of study**

2.1 The units of study prescribed by the Faculty as leading to the Graduate Diploma in Environmental Law (GradDipEnvLaw) are set out in section 2.4 of these resolutions.

2.1.1 In addition to units of study specified in section 2.4, units taught by visiting lecturers and/or units offered on an ad hoc basis by the Faculty of Law may be included in the Diploma.

2.1.2 Not all units may be offered every year. Candidates should refer to the latest lecture timetable for confirmation of current year unit of study availability.

2.2 All units of study have a value of 6 credit points unless otherwise specified.

2.3 In exceptional cases, candidates who through previous tertiary study or a combination of that study with work experience, can demonstrate competence in one or more of the compulsory

units of study may be relieved from the requirement to undertake a compulsory unit or units of study.

- 2.3.1 Where relief from undertaking a compulsory unit or units of study has been granted, an optional unit or units of study must be substituted for that unit(s).
- 2.3.2 A candidate must still complete units of study of the total credit point value required for completion of the Graduate Diploma in Environmental Law.
- 2.4 Table of units of study: Graduate Diploma in Environmental Law (GradDipEnvLaw)**
- 2.4.1 Compulsory units of study**
- 2.4.1.1 Legal Reasoning and the Common Law System
- 2.4.1.1.1 Candidates for the Graduate Diploma in Environmental Law (GradDipEnvLaw) who do not hold a legal qualification as specified in section 1.5 of these resolutions are required to undertake this unit.
- 2.4.1.1.2 Candidates must have completed or be concurrently enrolled in this unit before being permitted to enrol in other law units.
- 2.4.1.2 Environmental Law and Policy
- 2.4.1.2.1 For candidates who have not completed any tertiary study in environmental law, this unit is a prerequisite/corequisite to all other law units in the Graduate Diploma in Environmental Law (GradDipEnvLaw).
- 2.4.2 Optional units of study**
- 2.4.2.1 Administrative Law
- 2.4.2.2 Asia Pacific Environmental Law
- 2.4.2.3 Asia Pacific Environmental Law Journal
- 2.4.2.4 Biodiversity Law
- 2.4.2.5 Comparative Environmental Law
- 2.4.2.6 Dispute Resolution in Asia
- 2.4.2.7 Dispute Resolution in Australia
- 2.4.2.8 Environmental Criminology
- 2.4.2.9 Environmental Dispute Resolution
- 2.4.2.10 Environmental Economics
- 2.4.2.10.1 Candidates who have previously completed Public Policy are not permitted to enrol in this unit.
- 2.4.2.11 Environmental Impact Assessment Law
- 2.4.2.12 Environmental Planning Law
- 2.4.2.13 European Environmental Law
- 2.4.2.14 Heritage Law
- 2.4.2.15 Integrated Natural Resources Management
- 2.4.2.16 International Environmental Law
- 2.4.2.17 International Law and Australian Institutions
- 2.4.2.18 Judicial Review - Principles, Policy and Procedure
- 2.4.2.19 Law and Legal Culture in Asia/Pacific (12 credit points)
- 2.4.2.20 Law of the Sea
- 2.4.2.21 Local Government Law
- 2.4.2.22 Modern Corporate Governance
- 2.4.2.23 Native Title - Perspectives on Co-existence
- 2.4.2.24 Pollution Law
- 2.4.2.25 Protection of the Antarctic Environment
- 2.4.2.26 Public Policy
- 2.4.2.26.1 Candidates who have completed Public Sector Policy 1, Taxation and Social Policy or Environmental Economics are not permitted to enrol in this unit.
- 2.4.2.27 Sustainable Development Law in China (12 credit points)
- 2.5 A candidate may, under special circumstances, be permitted by the Associate Dean (Postgraduate Coursework), or the Associate Dean's nominee, to undertake a unit or units of study other than those specified by the Faculty as leading to the Graduate Diploma in Environmental Law (GradDipEnvLaw), and to have that unit or those units of study credited towards the diploma.
- 2.6 Only in exceptional circumstances will a candidate for the Graduate Diploma in Environmental Law (GradDipEnvLaw) be permitted to enrol in designated undergraduate law units of study as approved and offered by the Faculty.
- 2.6.1 A candidate must demonstrate that the undergraduate unit would enhance their area of specialisation or otherwise contribute to their program of postgraduate learning.
- 2.6.2 A candidate may enrol in undergraduate law units totalling at most 6 credit points.
- 2.6.3 A candidate may not enrol in the unit Foundations of Law.
- 2.6.4 A candidate will be required to comply with any alternative assessment requirements imposed in respect of that candidate for the undergraduate unit of study (normally

including a research paper constituting not less than 60 per cent of the assessment requirements for the unit of study), and to be assessed at postgraduate standard.

- 2.6.5 The Postgraduate Coursework Committee may award the credit on the recommendation of the Associate Dean (Postgraduate Coursework).
- 2.6.6 Each 8 credit point undergraduate unit may only count as one 6 credit point unit towards the Graduate Diploma in Environmental Law.
- 3. Requirements for the Graduate Diploma in Environmental Law (GradDipEnvLaw)**
- 3.1 A candidate for the Graduate Diploma in Environmental Law (GradDipEnvLaw) must:
- 3.1.1 attend classes in units of study totalling 24 credit points chosen from the units of study prescribed by the Faculty as units of study leading to the graduate diploma; and
- 3.1.2 pass the assessments in those units of study.
- 4. Suspension of candidature**
- 4.1 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, suspend the candidature on the grounds and conditions the Committee or its nominee thinks fit.
- 4.1.1 Any period of suspension does not count towards any period within which the course of study would otherwise have been required to be completed;
- 4.2 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, permit a candidate who has been admitted to candidature but has not enrolled for a first time to defer enrolment for one year.
- 5. Satisfactory progress**
- 5.1 The Postgraduate Coursework Committee or its nominee may require a candidate to show cause why the candidature should not be terminated for unsatisfactory progress, in any of the following circumstances:
- 5.1.1 a candidate has not completed all the requirements of the graduate diploma within the time specified in section 6 of these resolutions; or
- 5.1.2 the candidate has obtained failures in any two units of study or two failures in one unit of study.
- 5.2 If the Postgraduate Coursework Committee considers that the candidate has not shown good cause why the candidature should not be terminated, the Committee may terminate the candidature.
- 6. Time limit**
- 6.1 A full-time candidate must complete all the requirements for the Graduate Diploma in Environmental Law (GradDipEnvLaw) not more than two years and not less than six months from the date of first enrolment as a candidate.
- 6.2 A part-time candidate must complete all the requirements for the Graduate Diploma in Environmental Law (GradDipEnvLaw) not more than three years and not less than one year from the date of first enrolment as a candidate.
- 6.3 Periods of suspended candidature are not to be counted in the time for completing a graduate diploma.
- 6.4 In special circumstances and with the approval of the Postgraduate Coursework Committee, a candidate may complete a Graduate Diploma in Environmental Law (GradDipEnvLaw) outside the periods specified in sections 6.1 and 6.2.
- 6.5 In no case may a candidate obtain credit for a unit of study completed more than ten years prior to completion of the requirements of the diploma. In exceptional circumstances, the Postgraduate Coursework Committee may waive this requirement.
- 7. Assessment policy**
- 7.1 Each unit of study is assessed in grades of High Distinction, Distinction, Credit and Pass. The range of marks for each grade applicable to each unit of study are:
- 7.1.1 High Distinction 85-100 per cent
- 7.1.2 Distinction 75-84 per cent
- 7.1.3 Credit 65-74 per cent
- 7.1.4 Pass 50-64 per cent
- 7.2 Graduate Diplomas are awarded only on a Pass basis.
- 7.3 A unit of study of 6 credit points requires attendance of approximately 26 hours of classes. A unit of study of 12 credit points requires attendance of approximately 52 hours of classes.

- 7.3.1 A candidate whose attendance record at classes in a unit of study in which the candidate is enrolled is unsatisfactory may be refused permission to take the assessments in that unit of study. A candidate refused permission will be deemed to have discontinued the unit of study with permission.
- 7.3.2 For the purpose of this resolution, attendance at less than 70 per cent of scheduled classes is an unsatisfactory attendance record.
- 7.4 In exceptional circumstances, the lecturer may waive up to 50% of the unit of study attendance.
- 8. Credit transfer policy**
- 8.1 Applications for credit for other study are to be made to the Postgraduate Coursework Committee or its nominee. The other study may include:
- 8.1.1 study prior to enrolment; and
- 8.1.2 study elsewhere during enrolment.
- 8.2 The Postgraduate Coursework Committee or its nominee may in its discretion grant a candidate for the Graduate Diploma in Environmental Law (GradDipEnvLaw) credit for completion of units of study offered towards another degree or diploma in this university or an equivalent provider of tertiary education. The following conditions apply:
- 8.2.1 credit may not be given for units of study taken outside the Faculty having a total credit point value more than half of that required for completion of the course of study;
- 8.2.2 credit may be given for units of study taken in the Faculty subject to Faculty fee or other policies;
- 8.2.3 credit will not be given for units of study which are credited towards the award of another degree or diploma;
- 8.2.4 the candidate may not take units of study in the curriculum for the course of study which are substantially similar to the units of study for which credit has been given;
- 8.2.5 the subject(s) of the unit(s) of study for which credit is sought must be sufficiently relevant to the course of study;
- 8.2.6 the work completed for the other degree or diploma must, in the opinion of the Committee, be of a sufficient standard;
- 8.2.7 credit may not be given for work done in another faculty of this university or at an equivalent provider of tertiary education as satisfying the requirements (if any) for a dissertation;
- 8.2.8 credit will only be given for units of study completed within ten years immediately preceding the commencement of candidature for the graduate diploma.
- 8.3 A unit or units of study totalling at most 12 credit points, which have been completed in the Faculty as a single unit enrolment(s), may be credited towards the Graduate Diploma in Environmental Law (GradDipEnvLaw) on terms the Postgraduate Coursework Committee determines from time to time.

## Graduate Diploma in Health Law (GradDipHL)

### 1. Admission

- 1.1 An applicant may be admitted to candidature for the Graduate Diploma in Health Law (GradDipHL) if the applicant holds such qualifications at such levels of achievement on such terms and conditions as may be determined from time to time by the Faculty.
- 1.2 Applications for admission to candidature must be made in writing to the Faculty by the time and in the manner determined by the Faculty from time to time. The Faculty refers such applications to the Postgraduate Coursework Committee or its nominee.
- 1.3 The language of study and assessment is English. Before accepting an application the Faculty may require the applicant to demonstrate proficiency in English (including undertaking a specified program of study in English).
- 1.4 An applicant may be admitted as either a full-time or a part-time candidate for the Graduate Diploma.
- 1.5 An applicant may be admitted to candidature for the Graduate Diploma in Health Law (GradDipHL) if:
- 1.5.1 the applicant has completed a degree of Bachelor of Laws (LLB) or equivalent at a level of merit sufficient for the program of study; or
- 1.5.2 the applicant has completed with sufficient merit for the program of study all the examinations of the Joint Examinations Committee of the Supreme Court of New South Wales.

- 1.6 An applicant without a legal qualification as specified in section 1.5 may be admitted to candidature for the Graduate Diploma in Health Law (GradDipHL) if that applicant has obtained:
- 1.6.1 a degree or completed a qualification at a level of merit which the Postgraduate Coursework Committee considers sufficient to enable the candidate to undertake the course of study; and
- 1.6.2 that degree or qualification is obtained within any fields stipulated by the Faculty as required for non-law candidates for a specialist diploma.
- 1.7 A person may be permitted to enrol in a single unit or units of study if the Postgraduate Coursework Committee or its nominee approves the application.

### 2. Units of study

- 2.1 The units of study prescribed by the Faculty as leading to the Graduate Diploma in Health Law (GradDipHL) are set out in section 2.4 of these resolutions.
- 2.1.1 In addition to units of study specified in section 2.4, units taught by visiting lecturers and/or units offered on an ad hoc basis by the Faculty of Law may be included in the Diploma.
- 2.1.2 Not all units may be offered every year. Candidates should refer to the latest lecture timetable for confirmation of current year unit of study availability.
- 2.2 All units of study have a value of 6 credit points unless otherwise specified.
- 2.3 In exceptional cases, candidates who through previous tertiary study or a combination of that study with work experience, can demonstrate competence in one or more of the compulsory units of study may be relieved from the requirement to undertake a compulsory unit or units of study.
- 2.3.1 Where relief from undertaking a compulsory unit or units of study has been granted, an optional unit or units of study must be substituted for that unit(s).
- 2.3.2 A candidate must still complete units of study of the total credit point value required for completion of the Graduate Diploma in Health Law (GradDipHL).
- 2.4 Table of units of study: Graduate Diploma in Health Law (GradDipHL)**
- 2.4.1 Compulsory units of study**
- 2.4.1.1 Introduction to Law for Health Professionals or Legal Reasoning and the Common Law System
- 2.4.1.1.1 Candidates in the Graduate Diploma in Health Law (GradDipHL) who do not hold a law degree or equivalent qualification as specified in 1.5 of these resolutions must enrol in either Introduction to Law for Health Professionals or Legal Reasoning and the Common Law System, but not both. Candidates are encouraged to enrol in Introduction to Law for Health Professionals where possible.
- 2.4.1.1.2 Candidates must have completed or be concurrently enrolled in either Introduction to Law for Health Professionals or Legal Reasoning and the Common Law System before being permitted to enrol in other law units.
- 2.4.1.2 Health Care and Professional Liability
- 2.4.1.3 Information Rights in Health Care
- 2.4.2 Optional units of study**
- 2.4.2.1 Advanced Forensic Psychiatry
- 2.4.2.2 Critical Issues in Public Health Law
- 2.4.2.3 Death Law
- 2.4.2.4 Dispute Resolution in Australia
- 2.4.2.5 Drugs, Drug Policy and the Law
- 2.4.2.6 Forensic Psychiatry
- 2.4.2.7 Genetics and the Law
- 2.4.2.8 Government Regulation, Health Policy and Ethics
- 2.4.2.9 Health Law and Globalisation
- 2.4.2.10 Law, Ageing and Disability
- 2.4.2.11 Law, Ethics and the Autonomy Rationale
- 2.4.2.12 Law Reform: Processes, Practices and Problems
- 2.4.2.13 Legal Issues in Health Care and Technology
- 2.4.2.14 Mediation - Skills and Theory
- 2.4.2.15 New Directions in Public Health Law and Policy
- 2.4.2.16 Policing Bodies: Crime, Sexuality and Reproduction
- 2.4.2.17 Reproduction and the Law
- 2.5 A candidate may, under special circumstances, be permitted by the Associate Dean (Postgraduate Coursework), or the Associate Dean's nominee, to undertake a unit or units of study other than those specified by the Faculty as leading to the

- Graduate Diploma in Health Law (GradDipHL), and to have that unit or those units of study credited towards the diploma.
- 2.6 Only in exceptional circumstances will a candidate for the Graduate Diploma in Health Law (GradDipHL) be permitted to enrol in designated undergraduate law units of study as approved and offered by the Faculty.
- 2.6.1 A candidate must demonstrate that the undergraduate unit would enhance their area of specialisation or otherwise contribute to their program of postgraduate learning.
- 2.6.2 A candidate may enrol in undergraduate law units totalling at most six credit points.
- 2.6.3 A candidate may not enrol in the unit Foundations of Law.
- 2.6.4 A candidate will be required to comply with any alternative assessment requirements imposed in respect of that candidate for the undergraduate unit of study (normally including a research paper constituting not less than 60 per cent of the assessment requirements for the unit of study), and to be assessed at postgraduate standard.
- 2.6.5 The Postgraduate Coursework Committee may award the credit on the recommendation of the Associate Dean (Postgraduate Coursework).
- 2.6.6 Each eight credit point undergraduate unit may only count as one 6 credit point unit towards the Graduate Diploma in Health Law (GradDipHL).
- 3. Requirements for the Graduate Diploma in Health Law (GradDipHL)**
- 3.1 A candidate for the Graduate Diploma in Health Law (GradDipHL) must:
- 3.1.1 attend classes in units of study totalling 24 credit points chosen from the units of study prescribed by the Faculty as units of study leading to the graduate diploma; and
- 3.1.2 pass the assessments in those units of study.
- 4. Suspension of candidature**
- 4.1 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, suspend the candidature on the grounds and conditions the Committee or its nominee thinks fit.
- 4.1.1 Any period of suspension does not count towards any period within which the course of study would otherwise have been required to be completed;
- 4.2 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, permit a candidate who has been admitted to candidature but has not enrolled for a first time to defer enrolment for one year.
- 5. Satisfactory progress**
- 5.1 The Postgraduate Coursework Committee or its nominee may require a candidate to show cause why the candidature should not be terminated for unsatisfactory progress, in any of the following circumstances:
- 5.1.1 a candidate has not completed all the requirements of the graduate diploma within the time specified in section 6 of these resolutions; or
- 5.1.2 the candidate has obtained failures in any two units of study or two failures in one unit of study.
- 5.2 If the Postgraduate Coursework Committee considers that the candidate has not shown good cause why the candidature should not be terminated, the Committee may terminate the candidature.
- 6. Time limit**
- 6.1 A full-time candidate must complete all the requirements for the Graduate Diploma in Health Law (GradDipHL) not more than two years and not less than six months from the date of first enrolment as a candidate.
- 6.2 A part-time candidate must complete all the requirements for the Graduate Diploma in Health Law (GradDipHL) not more than three years and not less than one year from the date of first enrolment as a candidate.
- 6.3 Periods of suspended candidature are not to be counted in the time for completing a graduate diploma.
- 6.4 In special circumstances and with the approval of the Postgraduate Coursework Committee, a candidate may complete a Graduate Diploma in Health Law (GradDipHL) outside the periods specified in sections 6.1 and 6.2.
- 6.5 In no case may a candidate obtain credit for a unit of study completed more than ten years prior to completion of the requirements of the diploma. In exceptional circumstances, the Postgraduate Coursework Committee may waive this requirement.

## 7. Assessment policy

- 7.1 Each unit of study is assessed in grades of High Distinction, Distinction, Credit and Pass. The range of marks for each grade applicable to each unit of study are:
- 7.1.1 High Distinction 85–100 percent
- 7.1.2 Distinction 75–84 percent
- 7.1.3 Credit 65–74 percent
- 7.1.4 Pass 50–64 per cent
- 7.2 Graduate Diplomas are awarded only on a Pass basis.
- 7.3 A unit of study of 6 credit points requires attendance of approximately 26 hours of classes. A unit of study of 12 credit points requires attendance of approximately 52 hours of classes.
- 7.3.1 A candidate whose attendance record at classes in a unit of study in which the candidate is enrolled is unsatisfactory may be refused permission to take the assessments in that unit of study. A candidate refused permission will be deemed to have discontinued the unit of study with permission.
- 7.3.2 For the purpose of this resolution, attendance at less than 70 per cent of scheduled classes is an unsatisfactory attendance record.
- 7.4 In exceptional circumstances, the lecturer may waive up to 50% of the unit of study attendance.
- 8. Credit transfer policy**
- 8.1 Applications for credit for other study are to be made to the Postgraduate Coursework Committee or its nominee. The other study may include:
- 8.1.1 study prior to enrolment; and
- 8.1.2 study elsewhere during enrolment.
- 8.2 The Postgraduate Coursework Committee or its nominee may in its discretion grant a candidate for the Graduate Diploma in Health Law (GradDipHL) credit for completion of units of study offered towards another degree or diploma in this university or an equivalent provider of tertiary education. The following conditions apply:
- 8.2.1 credit may not be given for units of study taken outside the Faculty having a total credit point value more than half of that required for completion of the course of study;
- 8.2.2 credit may be given for units of study taken in the Faculty subject to Faculty fee or other policies;
- 8.2.3 credit will not be given for units of study which are credited towards the award of another degree or diploma;
- 8.2.4 the candidate may not take units of study in the curriculum for the course of study which are substantially similar to the units of study for which credit has been given;
- 8.2.5 the subject(s) of the unit(s) of study for which credit is sought must be sufficiently relevant to the course of study;
- 8.2.6 the work completed for the other Degree or Diploma must, in the opinion of the Committee, be of a sufficient standard;
- 8.2.7 credit may not be given for work done in another faculty of this university or at an equivalent provider of tertiary education as satisfying the requirements (if any) for a dissertation;
- 8.2.8 credit will only be given for units of study completed within ten years immediately preceding the commencement of candidature for the graduate diploma.
- 8.3 A unit or units of study totalling at most 12 credit points, which have been completed in the Faculty as a single unit enrolment(s), may be credited towards the Graduate Diploma in Health Law (GradDipHL) on terms the Postgraduate Coursework Committee determines from time to time.

## Graduate Diploma in International Business Law (GradDiplntBusL)

### 1. Admission

- 1.1 An applicant may be admitted to candidature for the Graduate Diploma in International Business Law (GradDiplntBusL) if the applicant holds such qualifications at such levels of achievement on such terms and conditions as may be determined from time to time by the Faculty.
- 1.2 Applications for admission to candidature must be made in writing to the Faculty by the time and in the manner determined by the Faculty from time to time. The Faculty refers such applications to the Postgraduate Coursework Committee or its nominee.

- 1.3 The language of study and assessment is English. Before accepting an application the Faculty may require the applicant to demonstrate proficiency in English (including undertaking a specified program of study in English).
- 1.4 An applicant may be admitted as either a full-time or a part-time candidate for the graduate diploma.
- 1.5 An applicant may be admitted to candidature for the Graduate Diploma in International Business Law (GradDiplntBusL) if:
- 1.5.1 the applicant has completed a degree of Bachelor of Laws (LLB) or equivalent at a level of merit sufficient for the program of study; or
- 1.5.2 the applicant has completed with sufficient merit for the program of study all the examinations of the Joint Examinations Committee of the Supreme Court of New South Wales.
- 1.6 An applicant without a legal qualification as specified in section 1.5 may be admitted to candidature for the Graduate Diploma in International Business Law (GradDiplntBusL) if that applicant has obtained:
- 1.6.1 a degree or completed a qualification at a level of merit which the Postgraduate Coursework Committee considers sufficient to enable the candidate to undertake the course of study; and
- 1.6.2 that degree or qualification is obtained within any fields stipulated by the Faculty as required for non-law candidates for a specialist diploma.
- 1.7 A person may be permitted to enrol in a single unit or units of study if the Postgraduate Coursework Committee or its nominee approves the application.
- 2. Units of study**
- 2.1 The units of study prescribed by the Faculty as leading to the Graduate Diploma in International Business Law (GradDiplntBusL) are set out in section 2.4 of these resolutions.
- 2.1.1 In addition to units of study specified in section 2.4, units taught by visiting lecturers and/or units offered on an ad hoc basis by the Faculty of Law may be included in the Diploma.
- 2.1.2 Not all units may be offered every year. Candidates should refer to the latest lecture timetable for confirmation of current year unit of study availability.
- 2.2 All units of study have a value of 6 credit points unless otherwise specified.
- 2.3 In exceptional cases, candidates who through previous tertiary study or a combination of that study with work experience, can demonstrate competence in one or more of the core units of study may be relieved from the requirement to undertake a core unit or units of study.
- 2.3.1 Where relief from undertaking a core unit or units of study has been granted, an optional unit or units of study must be substituted for that unit(s).
- 2.3.2 A candidate must still complete units of study of the total credit point value required for completion of the Graduate Diploma in International Business Law (GradDiplntBusL).
- 2.4 Table of units of study: Graduate Diploma in International Business Law (GradDiplntBusL)**
- 2.4.1 Core units of study**
- 2.4.1.1 Candidates are required to complete at least 2 out of the following units of study:
- 2.4.1.1.1 Comparative International Taxation
- 2.4.1.1.2 International Business Law
- 2.4.1.1.3 International Commercial Arbitration
- 2.4.1.1.4 World Trade Organisation Law I
- 2.4.2 Optional units of study**
- 2.4.2.2 Australian International Taxation
- 2.4.2.4 Comparative Competition Law
- 2.4.2.5 Comparative Corporate Taxation
- 2.4.2.6 Comparative Value Added Tax
- 2.4.2.7 Dispute Resolution in Asia
- 2.4.2.8 Doing Business in China
- 2.4.2.9 GST - International Issues
- 2.4.2.10 Introduction to Chinese Law
- 2.4.2.10.1 Candidates who have previously completed Chinese Laws and Chinese Legal Systems (12 credit points) are not permitted to enrol in this unit.
- 2.4.2.11 International Investment Law
- 2.4.2.12 Japanese Law
- 2.4.2.13 Japanese Law and the Economy
- 2.4.2.14 Law and Society in Indonesia
- 2.4.2.15 Maritime Law
- 2.4.2.16 Modern Corporate Governance
- 2.4.2.17 Public International Law
- 2.4.2.18 Tax Law in Asia and the Pacific
- 2.4.2.19 Tax Treaties
- 2.4.2.20 The Legal System of the European Union
- 2.4.2.21 Trade and Commerce in European Law
- 2.4.2.22 Transfer Pricing in International Taxation
- 2.4.2.23 World Trade Organisation Law II
- 2.4.3 A candidate may, under special circumstances, be permitted by the Associate Dean (Postgraduate Coursework), or the Associate Dean's nominee, to undertake a unit or units of study other than those specified by the Faculty as leading to the Graduate Diploma in International Business Law (GradDiplntBusL), and to have that unit or those units of study credited towards the Diploma.
- 2.5 Only in exceptional circumstances will a candidate for the Graduate Diploma in International Business Law (GradDiplntBusL) be permitted to enrol in designated undergraduate law units of study as approved and offered by the Faculty.
- 2.5.1 A candidate must demonstrate that the undergraduate unit would enhance their area of specialisation or otherwise contribute to their program of postgraduate learning.
- 2.5.2 A candidate may enrol in undergraduate law units totalling at most 6 credit points.
- 2.5.3 A candidate may not enrol in the unit Foundations of Law.
- 2.5.4 A candidate will be required to comply with any alternative assessment requirements imposed in respect of that candidate for the undergraduate unit of study (normally including a research paper constituting not less than 60 per cent of the assessment requirements for the unit of study), and to be assessed at postgraduate standard.
- 2.5.5 The Postgraduate Coursework Committee may award the credit on the recommendation of the Associate Dean (Postgraduate Coursework).
- 2.5.6 Each 8 credit point undergraduate unit may only count as one 6 credit point unit towards the Graduate Diploma in International Business Law (GradDiplntBusL).
- 3. Requirements for the Graduate Diploma in International Business Law (GradDiplntBusL)**
- 3.1 A candidate for the Graduate Diploma in International Business Law (GradDiplntBusL) must:
- 3.1.1 attend classes in units of study totalling 24 credit points chosen from the units of study prescribed by the Faculty as units of study leading to the graduate diploma; and
- 3.1.2 pass the assessments in those units of study.
- 4. Suspension of candidature**
- 4.1 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, suspend the candidature on the grounds and conditions the Committee or its nominee thinks fit.
- 4.1.1 Any period of suspension does not count towards any period within which the course of study would otherwise have been required to be completed.
- 4.2 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, permit a candidate who has been admitted to candidature but has not enrolled for a first time to defer enrolment for one year.
- 5. Satisfactory progress**
- 5.1 The Postgraduate Coursework Committee or its nominee may require a candidate to show cause why the candidature should not be terminated for unsatisfactory progress, in any of the following circumstances:
- 5.1.1 a candidate has not completed all the requirements of the graduate diploma within the time specified in section 6 of these resolutions; or
- 5.1.2 the candidate has obtained failures in any two units of study or two failures in one unit of study.
- 5.2 If the Postgraduate Coursework Committee considers that the candidate has not shown good cause why the candidature should not be terminated, the Committee may terminate the candidature.
- 6. Time limit**
- 6.1 A full-time candidate must complete all the requirements for the Graduate Diploma in International Business Law (GradDiplntBusL) not more than two years and not less than six months from the date of first enrolment as a candidate.

- 6.2 A part-time candidate must complete all the requirements for the Graduate Diploma in International Business Law (GradDiplIntBusL) not more than three years and not less than one year from the date of first enrolment as a candidate.
- 6.3 Periods of suspended candidature are not to be counted in the time for completing a graduate diploma.
- 6.4 In special circumstances and with the approval of the Postgraduate Coursework Committee, a candidate may complete a Graduate Diploma in International Business Law (GradDiplIntBusL) outside the periods specified in sections 6.1 and 6.2.
- 6.5 In no case may a candidate obtain credit for a unit of study completed more than ten years prior to completion of the requirements of the diploma. In exceptional circumstances, the Postgraduate Coursework Committee may waive this requirement.
- 7. Assessment policy**
- 7.1 Each unit of study is assessed in grades of High Distinction, Distinction, Credit and Pass. The range of marks for each grade applicable to each unit of study are:
- 7.1.1 High Distinction 85–100 percent
- 7.1.2 Distinction 75–84 percent
- 7.1.3 Credit 65–74 percent
- 7.1.4 Pass 50–64 percent
- 7.2 Graduate Diplomas are awarded only on a Pass basis.
- 7.3 A unit of study of 6 credit points requires attendance of approximately 26 hours of classes. A unit of study of 12 credit points requires attendance of approximately 52 hours of classes.
- 7.3.1 A candidate whose attendance record at classes in a unit of study in which the candidate is enrolled is unsatisfactory may be refused permission to take the assessments in that unit of study. A candidate refused permission will be deemed to have discontinued the unit of study with permission.
- 7.3.2 For the purpose of this resolution, attendance at less than 70 percent of scheduled classes is an unsatisfactory attendance record.
- 7.4 In exceptional circumstances, the lecturer may waive up to 50% of the unit of study attendance.
- 8. Credit transfer policy**
- 8.1 Applications for credit for other study are to be made to the Postgraduate Coursework Committee or its nominee. The other study may include:
- 8.1.1 study prior to enrolment; and
- 8.1.2 study elsewhere during enrolment.
- 8.2 The Postgraduate Coursework Committee or its nominee may in its discretion grant a candidate for the Graduate Diploma in International Business Law (GradDiplIntBusL) credit for completion of units of study offered towards another degree or diploma in this university or an equivalent provider of tertiary education. The following conditions apply:
- 8.2.1 credit may not be given for units of study taken outside the Faculty having a total credit point value more than half of that required for completion of the course of study;
- 8.2.2 credit may be given for units of study taken in the Faculty subject to Faculty fee or other policies;
- 8.2.3 credit will not be given for units of study which are credited towards the award of another degree or diploma;
- 8.2.4 the candidate may not take units of study in the curriculum for the course of study which are substantially similar to the units of study for which credit has been given;
- 8.2.5 the subject(s) of the unit(s) of study for which credit is sought must be sufficiently relevant to the course of study;
- 8.2.6 the work completed for the other degree or diploma must, in the opinion of the Committee, be of a sufficient standard;
- 8.2.7 credit may not be given for work done in another faculty of this university or at an equivalent provider of tertiary education as satisfying the requirements (if any) for a dissertation;
- 8.2.8 credit will only be given for units of study completed within ten years immediately preceding the commencement of candidature for the graduate diploma.
- 8.3 A unit or units of study totalling at most 12 credit points, which have been completed in the Faculty as a single unit enrolment(s), may be credited towards the Graduate Diploma in International Business Law (GradDiplIntBusL) on terms the Postgraduate Coursework Committee determines from time to time.

## Graduate Diploma in International Law (GradDiplIL)

### 1. Admission

- 1.1 An applicant may be admitted to candidature for the Graduate Diploma in International Law (GradDiplIL) if the applicant holds such qualifications at such levels of achievement on such terms and conditions as may be determined from time to time by the Faculty.
- 1.2 Applications for admission to candidature must be made in writing to the Faculty by the time and in the manner determined by the Faculty from time to time. The Faculty refers such applications to the Postgraduate Coursework Committee or its nominee.
- 1.3 The language of study and assessment is English. Before accepting an application the Faculty may require the applicant to demonstrate proficiency in English (including undertaking a specified program of study in English).
- 1.4 An applicant may be admitted as either a full-time or a part-time candidate for the graduate diploma.
- 1.5 An applicant may be admitted to candidature for the Graduate Diploma in International Law (GradDiplIL) if:
- 1.5.1 the applicant has completed a degree of Bachelor of Laws (LLB) or equivalent at a level of merit sufficient for the program of study; or
- 1.5.2 the applicant has completed with sufficient merit for the program of study all the examinations of the Joint Examinations Committee of the Supreme Court of New South Wales.
- 1.6 An applicant without a legal qualification as specified in section 1.5 may be admitted to candidature for the Graduate Diploma in International Law (GradDiplIL) if that applicant has obtained:
- 1.6.1 a degree or completed a qualification at a level of merit which the Postgraduate Coursework Committee considers sufficient to enable the candidate to undertake the course of study; and
- 1.6.2 that degree or qualification is obtained within any fields stipulated by the Faculty as required for non-law candidates for a specialist diploma.
- 1.7 A person may be permitted to enrol in a single unit or units of study if the Postgraduate Coursework Committee or its nominee approves the application.

### 2. Units of study

- 2.1 The units of study prescribed by the Faculty as leading to the Graduate Diploma in International Law (GradDiplIL) are set out in section 2.4 of these resolutions.
- 2.1.1 In addition to units of study specified in section 2.4, units taught by visiting lecturers and/or units offered on an ad hoc basis by the Faculty of Law may be included in the diploma.
- 2.1.2 Not all units may be offered every year. Candidates should refer to the latest lecture timetable for confirmation of current year unit of study availability.
- 2.2 All units of study have a value of 6 credit points unless otherwise specified.
- 2.3 In exceptional cases, candidates who through previous tertiary study or a combination of that study with work experience, can demonstrate competence in one or more of the compulsory units of study may be relieved from the requirement to undertake a compulsory unit or units of study.
- 2.3.1 Where relief from undertaking a compulsory unit or units of study has been granted, an optional unit or units of study must be substituted for that unit(s).
- 2.3.2 A candidate must still complete units of study of the total credit point value required for completion of the Graduate Diploma in International Law.
- 2.4 **Table of units of study: Graduate Diploma in International Law (GradDiplIL)**
- 2.4.1 **Compulsory units of study**
- 2.4.1.1 Public International Law
- 2.4.1.1.1 Public International Law is a pre/corequisite for the Graduate Diploma in International Law (GradDiplIL) candidates who have not undertaken previous studies in International Law.
- 2.4.1.2 International Law and Australian Institutions
- 2.4.2 **Core units of study**
- 2.4.2.1 International Business Law
- 2.4.2.2 International Commercial Arbitration

- 2.4.2.3 International Environmental Law
- 2.4.2.4 International Human Rights
- 2.4.2.5 International Law and the Use of Armed Force
- 2.4.2.6 Law and Society in Indonesia
- 2.4.2.7 Law of the Sea
- 2.4.2.8 Protection of the Antarctic Environment
- 2.4.2.9 Refugee Law
- 2.4.2.10 Theories of International Law
- 2.4.2.11 World Trade Organisation Law I
- 2.4.3 **Optional units of study**
- 2.4.3.1 Asia Pacific Environmental Law
- 2.4.3.2 Chinese Laws and Chinese Legal Systems (12 credit points)
- 2.4.3.2.1 Candidates undertaking this unit are not permitted to enrol in *Introduction to Chinese Law*.
- 2.4.3.3 Comparative Competition Law
- 2.4.3.4 Comparative Environmental Law
- 2.4.3.5 Comparative International Taxation
- 2.4.3.6 Dispute Resolution in Asia
- 2.4.3.7 Doing Business in China
- 2.4.3.8 European Environmental Law
- 2.4.3.9 Health Law and Globalisation
- 2.4.3.10 Human Rights and the Global Economy
- 2.4.3.11 Immigration and Nationality Law
- 2.4.3.12 International and Comparative Criminal Justice
- 2.4.3.13 International Investment Law
- 2.4.3.14 Introduction to Chinese Law
- 2.4.3.14.1 Candidates who have previously completed Chinese Laws & Chinese Legal Systems (12 cp) are not permitted to enrol in this unit.
- 2.4.3.15 Japanese Law
- 2.4.3.16 Japanese Law and the Economy
- 2.4.3.17 Legal Reasoning and the Common Law System
- 2.4.3.17.1 Candidates who do not hold a law degree or equivalent qualification may undertake this unit prior to enrolling in other law units.
- 2.4.3.18 Maritime Law
- 2.4.3.19 Sustainable Development Law in China (12 credit points)
- 2.4.3.20 Tax Law in Asia and the Pacific
- 2.4.3.21 Tax Treaties
- 2.4.3.22 The Legal System of the European Union
- 2.4.3.23 Trade and Commerce in European Law
- 2.4.3.24 World Trade Organisation Law II
- 2.5 A candidate may, under special circumstances, be permitted by the Associate Dean (Postgraduate Coursework), or the Associate Dean's nominee, to undertake a unit or units of study other than those specified by the Faculty as leading to the Graduate Diploma in International Law (GradDiplL), and to have that unit or those units of study credited towards the diploma.
- 2.6 Only in exceptional circumstances will a candidate for the Graduate Diploma in International Law (GradDiplL) be permitted to enrol in designated undergraduate law units of study as approved and offered by the Faculty.
- 2.6.1 A candidate must demonstrate that the undergraduate unit would enhance their area of specialisation or otherwise contribute to their program of postgraduate learning.
- 2.6.2 A candidate may enrol in undergraduate law units totalling at most 6 credit points.
- 2.6.3 A candidate may not enrol in the unit Foundations of Law.
- 2.6.4 A candidate will be required to comply with any alternative assessment requirements imposed in respect of that candidate for the undergraduate unit of study (normally including a research paper constituting not less than 60 percent of the assessment requirements for the unit of study), and to be assessed at postgraduate standard.
- 2.6.5 The Postgraduate Coursework Committee may award the credit on the recommendation of the Associate Dean (Postgraduate Coursework).
- 2.6.6 Each 8 credit point undergraduate unit may only count as one 6 credit point unit towards the Graduate Diploma in International Law (GradDiplL).
3. **Requirements for the Graduate Diploma in International Law (GradDiplL)**
- 3.1 A candidate for the Graduate Diploma in International Law (GradDiplL) must:
- 3.1.1 attend classes in units of study totalling 24 credit points chosen from the units of study prescribed by the Faculty as units of study leading to the graduate diploma; and
- 3.1.2 pass the assessments in those units of study.
4. **Suspension of candidature**
- 4.1 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, suspend the candidature on the grounds and conditions the Committee or its nominee thinks fit.
- 4.1.1 Any period of suspension does not count towards any period within which the course of study would otherwise have been required to be completed;
- 4.2 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, permit a candidate who has been admitted to candidature but has not enrolled for a first time to defer enrolment for one year.
5. **Satisfactory progress**
- 5.1 The Postgraduate Coursework Committee or its nominee may require a candidate to show cause why the candidature should not be terminated for unsatisfactory progress, in any of the following circumstances:
- 5.1.1 a candidate has not completed all the requirements of the graduate diploma within the time specified in section 6 of these resolutions; or
- 5.1.2 the candidate has obtained failures in any two units of study or two failures in one unit of study.
- 5.2 If the Postgraduate Coursework Committee considers that the candidate has not shown good cause why the candidature should not be terminated, the Committee may terminate the candidature.
6. **Time limit**
- 6.1 A full-time candidate must complete all the requirements for the Graduate Diploma in International Law (GradDiplL) not more than two years and not less than six months from the date of first enrolment as a candidate.
- 6.2 A part-time candidate must complete all the requirements for the Graduate Diploma in International Law (GradDiplL) not more than three years and not less than one year from the date of first enrolment as a candidate.
- 6.3 Periods of suspended candidature are not to be counted in the time for completing a graduate diploma.
- 6.4 In special circumstances and with the approval of the Postgraduate Coursework Committee, a candidate may complete a Graduate Diploma in International Law (GradDiplL) outside the periods specified in sections 6.1 and 6.2.
- 6.5 In no case may a candidate obtain credit for a unit of study completed more than ten years prior to completion of the requirements of the diploma. In exceptional circumstances, the Postgraduate Coursework Committee may waive this requirement.
7. **Assessment policy**
- 7.1 Each unit of study is assessed in grades of High Distinction, Distinction, Credit and Pass. The range of marks for each grade applicable to each unit of study are:
- 7.1.1 High Distinction 85–100 percent
- 7.1.2 Distinction 75–84 percent
- 7.1.3 Credit 65–74 percent
- 7.1.4 Pass 50–64 percent
- 7.2 Graduate Diplomas are awarded only on a Pass basis.
- 7.3 A unit of study of 6 credit points requires attendance of approximately 26 hours of classes. A unit of study of 12 credit points requires attendance of approximately 52 hours of classes.
- 7.3.1 A candidate whose attendance record at classes in a unit of study in which the candidate is enrolled is unsatisfactory may be refused permission to take the assessments in that unit of study. A candidate refused permission will be deemed to have discontinued the unit of study with permission.
- 7.3.2 For the purpose of this resolution, attendance at less than 70 percent of scheduled classes is an unsatisfactory attendance record.
- 7.4 In exceptional circumstances, the lecturer may waive up to 50% of the unit of study attendance.
8. **Credit transfer policy**
- 8.1 Applications for credit for other study are to be made to the Postgraduate Coursework Committee or its nominee. The other study may include:

- 8.1.1 study prior to enrolment; and
- 8.1.2 study elsewhere during enrolment.
- 8.2 The Postgraduate Coursework Committee or its nominee may in its discretion grant a candidate for the Graduate Diploma in International Law (GradDiplL) credit for completion of units of study offered towards another degree or diploma in this university or an equivalent provider of tertiary education. The following conditions apply:
  - 8.2.1 credit may not be given for units of study taken outside the Faculty having a total credit point value more than half of that required for completion of the course of study;
  - 8.2.2 credit may be given for units of study taken in the Faculty subject to Faculty fee or other policies;
  - 8.2.3 credit will not be given for units of study which are credited towards the award of another degree or diploma;
  - 8.2.4 the candidate may not take units of study in the curriculum for the course of study which are substantially similar to the units of study for which credit has been given;
  - 8.2.5 the subject(s) of the unit(s) of study for which credit is sought must be sufficiently relevant to the course of study;
  - 8.2.6 the work completed for the other degree or diploma must, in the opinion of the Committee, be of a sufficient standard;
  - 8.2.7 credit may not be given for work done in another faculty of this university or at an equivalent provider of tertiary education as satisfying the requirements (if any) for a dissertation;
  - 8.2.8 credit will only be given for units of study completed within 10 years immediately preceding the commencement of candidature for the graduate diploma.
- 8.3 A unit or units of study totalling at most 12 credit points, which have been completed in the Faculty as a single unit enrolment(s), may be credited towards the Graduate Diploma in International Law (GradDiplL) on terms the Postgraduate Coursework Committee determines from time to time.

## Graduate Diploma in Jurisprudence (GradDipJur)

### 1. Admission

- 1.1 An applicant may be admitted to candidature for the Graduate Diploma in Jurisprudence (GradDipJur) if the applicant holds such qualifications at such levels of achievement on such terms and conditions as may be determined from time to time by the Faculty.
- 1.2 Applications for admission to candidature must be made in writing to the Faculty by the time and in the manner determined by the Faculty from time to time. The Faculty refers such applications to the Postgraduate Coursework Committee or its nominee.
- 1.3 The language of study and assessment is English. Before accepting an application the Faculty may require the applicant to demonstrate proficiency in English (including undertaking a specified program of study in English).
- 1.4 An applicant may be admitted as either a full-time or a part-time candidate for the graduate diploma.
- 1.5 An applicant may be admitted to candidature for the Graduate Diploma in Jurisprudence (GradDipJur) if:
  - 1.5.1 the applicant has completed a degree of Bachelor of Laws (LLB) or equivalent at a level of merit sufficient for the program of study; or
  - 1.5.2 the applicant has completed with sufficient merit for the program of study all the examinations of the Joint Examinations Committee of the Supreme Court of New South Wales.
- 1.6 An applicant without a legal qualification as specified in section 1.5 may be admitted to candidature for the Graduate Diploma in Jurisprudence (GradDipJur) if that applicant has obtained:
  - 1.6.1 a degree or completed a qualification at a level of merit which the Postgraduate Coursework Committee considers sufficient to enable the candidate to undertake the course of study; and
  - 1.6.2 that degree or qualification is obtained within any fields stipulated by the Faculty as required for non-law candidates for a specialist diploma.
- 1.7 A person may be permitted to enrol in a single unit or units of study if the Postgraduate Coursework Committee or its nominee approves the application.

### 2. Units of study

- 2.1 The units of study prescribed by the Faculty as leading to the Graduate Diploma in Jurisprudence (GradDipJur) are set out in section 2.3 of these resolutions.
  - 2.1.1 In addition to units of study specified in section 2.4, units taught by visiting lecturers and/or units offered on an ad hoc basis by the Faculty of Law may be included in the diploma.
  - 2.1.2 Not all units may be offered every year. Candidates should refer to the latest lecture timetable for confirmation of current year unit of study availability.
- 2.2 All units of study have a value of 6 credit points unless otherwise specified.
- 2.3 **Table of units of study: Graduate Diploma in Jurisprudence (GradDipJur)**
  - 2.3.1 **Optional units of study**
    - 2.3.1.1 Aspects of Law and Justice
      - 2.3.1.1.1 Candidates who have previously completed Aspects of Law and Justice 1 and Aspects of Law and Justice 2 are not permitted to enrol in this unit.
    - 2.3.1.2 Aspects of Law and Social Control
    - 2.3.1.3 Comparative Constitutional Law
    - 2.3.1.4 Comparative Family in Law and Society
    - 2.3.1.5 Constitutional Theory
    - 2.3.1.6 Dispute Resolution in Asia
    - 2.3.1.7 Federal Jurisdiction
    - 2.3.1.8 Feminist Legal Theory and Practice
    - 2.3.1.9 Freedom of Speech and Freedom of Religion
    - 2.3.1.10 International Human Rights
    - 2.3.1.11 Japanese Law
    - 2.3.1.12 Japanese Law and the Economy
    - 2.3.1.13 Law and Legal Culture in Asia/Pacific (12 credit points)
    - 2.3.1.14 Law and Society in Indonesia
    - 2.3.1.15 Legal Responsibility and Philosophy of Mind
    - 2.3.1.16 Precedent, Interpretation and Probability
    - 2.3.1.17.1 Candidates who have previously completed Aspects of Legal Reasoning 1 and Aspects of Legal Reasoning 2 are not permitted to enrol in this unit.
    - 2.3.1.18 The Legal System of the European Union
    - 2.3.1.19 Trade and Commerce in European Union
  - 2.4 A candidate may, under special circumstances, be permitted by the Associate Dean (Postgraduate Coursework), or the Associate Dean's nominee, to undertake a unit or units of study other than those specified by the Faculty as leading to the Graduate Diploma in Jurisprudence (GradDipJur), and to have that unit or those units of study credited towards the diploma.
  - 2.5 Only in exceptional circumstances will a candidate for the Graduate Diploma in Jurisprudence (GradDipJur) be permitted to enrol in designated undergraduate law units of study as approved and offered by the Faculty.
    - 2.5.1 A candidate must demonstrate that the undergraduate unit would enhance their area of specialisation or otherwise contribute to their program of postgraduate learning.
    - 2.5.2 A candidate may enrol in undergraduate law units totalling at most 6 credit points.
    - 2.5.3 A candidate may not enrol in the unit Foundations of Law.
    - 2.5.4 A candidate will be required to comply with any alternative assessment requirements imposed in respect of that candidate for the undergraduate unit of study (normally including a research paper constituting not less than 60 per cent of the assessment requirements for the unit of study), and to be assessed at postgraduate standard.
    - 2.5.5 The Postgraduate Coursework Committee may award the credit on the recommendation of the Associate Dean (Postgraduate Coursework).
    - 2.5.6 Each 8 credit point undergraduate unit may only count as one 6 credit point unit towards the Graduate Diploma in Jurisprudence (GradDipJur).
- 3. **Requirements for the Graduate Diploma in Jurisprudence (GradDipJur)**
  - 3.1 A candidate for the Graduate Diploma in Jurisprudence (GradDipJur) must:
    - 3.1.1 attend classes in units of study totalling 24 credit points chosen from the units of study prescribed by the Faculty as units of study leading to the graduate diploma; and
    - 3.1.2 pass the assessments in those units of study.

#### 4. Suspension of candidature

- 4.1 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, suspend the candidature on the grounds and conditions the Committee or its nominee thinks fit.
- 4.1.1 Any period of suspension does not count towards any period within which the course of study would otherwise have been required to be completed;
- 4.2 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, permit a candidate who has been admitted to candidature but has not enrolled for a first time to defer enrolment for one year.

#### 5. Satisfactory progress

- 5.1 The Postgraduate Coursework Committee or its nominee may require a candidate to show cause why the candidature should not be terminated for unsatisfactory progress, in any of the following circumstances:
- 5.1.1 a candidate has not completed all the requirements of the graduate diploma within the time specified in section 6 of these resolutions; or
- 5.1.2 the candidate has obtained failures in any two units of study or two failures in one unit of study.
- 5.2 If the Postgraduate Coursework Committee considers that the candidate has not shown good cause why the candidature should not be terminated, the Committee may terminate the candidature.

#### 6. Time limit

- 6.1 A full-time candidate must complete all the requirements for the Graduate Diploma in Jurisprudence (GradDipJur) not more than two years and not less than six months from the date of first enrolment as a candidate.
- 6.2 A part-time candidate must complete all the requirements for the Graduate Diploma in Jurisprudence (GradDipJur) not more than three years and not less than one year from the date of first enrolment as a candidate.
- 6.3 Periods of suspended candidature are not to be counted in the time for completing a graduate diploma.
- 6.4 In special circumstances and with the approval of the Postgraduate Coursework Committee, a candidate may complete a Graduate Diploma in Jurisprudence (GradDipJur) outside the periods specified in sections 6.1 and 6.2.
- 6.5 In no case may a candidate obtain credit for a unit of study completed more than ten years prior to completion of the requirements of the diploma. In exceptional circumstances, the Postgraduate Coursework Committee may waive this requirement.

#### 7. Assessment policy

- 7.1 Each unit of study is assessed in grades of High Distinction, Distinction, Credit and Pass. The range of marks for each grade applicable to each unit of study are:
- 7.1.1 High Distinction 85–100 percent
- 7.1.2 Distinction 75–84 percent
- 7.1.3 Credit 65–74 percent
- 7.1.4 Pass 50–64 percent
- 7.2 Graduate Diplomas are awarded only on a Pass basis.
- 7.3 A unit of study of 6 credit points requires attendance of approximately 26 hours of classes. A unit of study of 12 credit points requires attendance of approximately 52 hours of classes.
- 7.3.1 A candidate whose attendance record at classes in a unit of study in which the candidate is enrolled is unsatisfactory may be refused permission to take the assessments in that unit of study. A candidate refused permission will be deemed to have discontinued the unit of study with permission.
- 7.3.2 For the purpose of this resolution, attendance at less than 70 percent of scheduled classes is an unsatisfactory attendance record.
- 7.4 In exceptional circumstances, the lecturer may waive up to 50% of the unit of study attendance.

#### 8. Credit transfer policy

- 8.1 Applications for credit for other study are to be made to the Postgraduate Coursework Committee or its nominee. The other study may include:
- 8.1.1 study prior to enrolment; and
- 8.1.2 study elsewhere during enrolment.
- 8.2 The Postgraduate Coursework Committee or its nominee may in its discretion grant a candidate for the Graduate Diploma in

Jurisprudence (GradDipJur) credit for completion of units of study offered towards another degree or diploma in this university or an equivalent provider of tertiary education. The following conditions apply:

- 8.2.1 credit may not be given for units of study taken outside the Faculty having a total credit point value more than half of that required for completion of the course of study;
- 8.2.2 credit may be given for units of study taken in the Faculty subject to Faculty fee or other policies;
- 8.2.3 credit will not be given for units of study which are credited towards the award of another degree or diploma;
- 8.2.4 the candidate may not take units of study in the curriculum for the course of study which are substantially similar to the units of study for which credit has been given;
- 8.2.5 the subject(s) of the unit(s) of study for which credit is sought must be sufficiently relevant to the course of study;
- 8.2.6 the work completed for the other degree or diploma must, in the opinion of the Committee, be of a sufficient standard;
- 8.2.7 credit may not be given for work done in another faculty of this university or at an equivalent provider of tertiary education as satisfying the requirements (if any) for a dissertation;
- 8.2.8 credit will only be given for units of study completed within ten years immediately preceding the commencement of candidature for the graduate diploma.
- 8.3 A unit or units of study totalling at most 12 credit points, which have been completed in the Faculty as a single unit enrolment(s), may be credited towards the Graduate Diploma in Jurisprudence (GradDipJur) on terms the Postgraduate Coursework Committee determines from time to time.

### Graduate Diploma in Public Health Law (GradDipPubHL)

#### 1. Admission

- 1.1 An applicant may be admitted to candidature for the Graduate Diploma in Public Health Law (GradDipPubHL) if the applicant holds such qualifications at such levels of achievement on such terms and conditions as may be determined from time to time by the Faculty.
- 1.2 Applications for admission to candidature must be made in writing to the Faculty by the time and in the manner determined by the Faculty from time to time. The Faculty refers such applications to the Postgraduate Coursework Committee or its nominee.
- 1.3 The language of study and assessment is English. Before accepting an application the Faculty may require the applicant to demonstrate proficiency in English (including undertaking a specified program of study in English).
- 1.4 An applicant may be admitted as either a full-time or a part-time candidate for the Graduate Diploma.
- 1.5 An applicant may be admitted to candidature for the Graduate Diploma in Public Health Law (GradDipPubHL) if:
- 1.5.1 the applicant has completed a degree of Bachelor of Laws (LLB) or equivalent at a level of merit sufficient for the program of study; or
- 1.5.2 the applicant has completed with sufficient merit for the program of study all the examinations of the Joint Examinations Committee of the Supreme Court of New South Wales.
- 1.6 An applicant without a legal qualification as specified in section 1.5 may be admitted to candidature for the Graduate Diploma in Public Health Law (GradDipPubHL) if that applicant has obtained:
- 1.6.1 a degree or completed a qualification at a level of merit which the Postgraduate Coursework Committee considers sufficient to enable the candidate to undertake the course of study; and
- 1.6.2 that degree or qualification is obtained within any fields stipulated by the Faculty as required for non-law candidates for a specialist diploma.
- 1.7 A person may be permitted to enrol in a single unit or units of study if the Postgraduate Coursework Committee or its nominee approves the application.

## 2. Units of study

- 2.1 The units of study prescribed by the Faculty as leading to the Graduate Diploma in Public Health Law (GradDipPubHL) are set out in section 2.4 of these resolutions.
- 2.1.1 In addition to units of study specified in section 2.4, units taught by visiting lecturers and/or units offered on an ad hoc basis by the Faculty of Law may be included in the diploma.
- 2.1.2 Not all units may be offered every year. Candidates should refer to the latest lecture timetable for confirmation of current year unit of study availability.
- 2.2 All units of study have a value of 6 credit points unless otherwise specified.
- 2.3 In exceptional cases, candidates who through previous tertiary study or a combination of that study with work experience, can demonstrate competence in one or more of the compulsory units of study may be relieved from the requirement to undertake a compulsory unit or units of study.
- 2.3.1 Where relief from undertaking a compulsory unit or units of study has been granted, an optional unit or units of study must be substituted for that unit(s).
- 2.3.2 A candidate must still complete units of study of the total credit point value required for completion of the Graduate Diploma in Public Health Law (GradDipPubHL).
- 2.4 **Table of units of study: Graduate Diploma in Public Health Law (GradDipPubHL)**
- 2.4.1 **Compulsory units of study**
- 2.4.1.1 Introduction to Law for Health Professionals or Legal Reasoning and the Common Law System
- 2.4.1.1.1 Candidates in the Graduate Diploma in Public Health Law (GradDipPubHL) who do not hold a law degree or equivalent qualification as specified in 2.4 of these resolutions must enrol in either Introduction to Law for Health Professionals or Legal Reasoning and the Common Law System, but not both. Candidates are encouraged to enrol in Introduction to Law for Health Professionals where possible.
- 2.4.1.1.2 Candidates must have completed or be concurrently enrolled in either Health Law for Health Professionals or Legal Reasoning and the Common Law System before being permitted to enrol in other law units.
- 2.4.1.2 Critical Issues in Public Health Law
- 2.4.1.3 New Directions in Public Health Law and Policy
- 2.4.2 **Optional units of study**
- 2.4.2.1 Drugs, Drug Policy and the Law
- 2.4.2.2 Genetics and the Law
- 2.4.2.3 Government, Regulation, Health Policy and Ethics
- 2.4.2.4 Health Law and Globalisation
- 2.4.2.5 Law, Ageing and Disability
- 2.4.2.6 Legal Issues in Health Care and Technology
- 2.4.2.7 Policing Bodies: Crime, Sexuality and Reproduction
- 2.4.2.8 Pollution Law
- 2.4.2.9 Reproduction and the Law
- 2.4.2.10 Work Safety
- 2.5 A candidate may, under special circumstances, be permitted by the Associate Dean (Postgraduate Coursework), or the Associate Dean's nominee, to undertake a unit or units of study other than those specified by the Faculty as leading to the Graduate Diploma in Public Health Law (GradDipPubHL), and to have that unit or those units of study credited towards the Diploma.
- 2.6 Only in exceptional circumstances will a candidate for the Graduate Diploma in Public Health Law (GradDipPubHL) be permitted to enrol in designated undergraduate law units of study as approved and offered by the Faculty.
- 2.6.1 A candidate must demonstrate that the undergraduate unit would enhance their area of specialisation or otherwise contribute to their program of postgraduate learning.
- 2.6.2 A candidate may enrol in undergraduate law units totalling at most 6 credit points.
- 2.6.3 A candidate may not enrol in the unit *Foundations of Law*.
- 2.6.4 A candidate will be required to comply with any alternative assessment requirements imposed in respect of that candidate for the undergraduate unit of study (normally including a research paper constituting not less than 60 per cent of the assessment requirements for the unit of study), and to be assessed at postgraduate standard.

2.6.5 The Postgraduate Coursework Committee may award the credit on the recommendation of the Associate Dean (Postgraduate Coursework).

2.6.6 Each 8 credit point undergraduate unit may only count as one 6 credit point unit towards the Graduate Diploma in Public Health Law (GradDipPubHL).

## 3. Requirements for the Graduate Diploma in Public Health Law (GradDipPubHL)

3.1 A candidate for the Graduate Diploma in Public Health Law (GradDipPubHL) must:

- 3.1.1 attend classes in units of study totalling 24 credit points chosen from the units of study prescribed by the Faculty as units of study leading to the graduate diploma; and
- 3.1.2 pass the assessments in those units of study.

## 4. Suspension of candidature

4.1 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, suspend the candidature on the grounds and conditions the Committee or its nominee thinks fit.

4.1.1 Any period of suspension does not count towards any period within which the course of study would otherwise have been required to be completed;

4.2 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, permit a candidate who has been admitted to candidature but has not enrolled for a first time to defer enrolment for one year.

## 5. Satisfactory progress

5.1 The Postgraduate Coursework Committee or its nominee may require a candidate to show cause why the candidature should not be terminated for unsatisfactory progress, in any of the following circumstances:

5.1.1 a candidate has not completed all the requirements of the graduate diploma within the time specified in section 6 of these resolutions; or

5.1.2 the candidate has obtained failures in any two units of study or two failures in one unit of study.

5.2 If the Postgraduate Coursework Committee considers that the candidate has not shown good cause why the candidature should not be terminated, the Committee may terminate the candidature.

## 6. Time limit

6.1 A full-time candidate must complete all the requirements for the Graduate Diploma in Public Health Law (GradDipPubHL) not more than two years and not less than six months from the date of first enrolment as a candidate.

6.2 A part-time candidate must complete all the requirements for the Graduate Diploma in Public Health Law (GradDipPubHL) not more than three years and not less than one year from the date of first enrolment as a candidate.

6.3 Periods of suspended candidature are not to be counted in the time for completing a graduate diploma.

6.4 In special circumstances and with the approval of the Postgraduate Coursework Committee, a candidate may complete a Graduate Diploma in Public Health Law (GradDipPubHL) outside the periods specified in sections 6.1 and 6.2.

6.5 In no case may a candidate obtain credit for a unit of study completed more than ten years prior to completion of the requirements of the diploma. In exceptional circumstances, the Postgraduate Coursework Committee may waive this requirement.

## 7. Assessment policy

7.1 Each unit of study is assessed in grades of High Distinction, Distinction, Credit and Pass. The range of marks for each grade applicable to each unit of study are:

7.1.1 High Distinction 85–100 percent

7.1.2 Distinction 75–84 percent

7.1.3 Credit 65–74 percent

7.1.4 Pass 50–64 percent

7.2 Graduate Diplomas are awarded only on a Pass basis.

7.3 A unit of study of 6 credit points requires attendance of approximately 26 hours of classes. A unit of study of 12 credit points requires attendance of approximately 52 hours of classes.

7.3.1 A candidate whose attendance record at classes in a unit of study in which the candidate is enrolled is unsatisfactory may be refused permission to take the assessments in that unit

- of study. A candidate refused permission will be deemed to have discontinued the unit of study with permission.
- 7.3.2 For the purpose of this resolution, attendance at less than 70 percent of scheduled classes is an unsatisfactory attendance record.
- 7.4 In exceptional circumstances, the lecturer may waive up to 50% of the unit of study attendance.
- 8. Credit transfer policy**
- 8.1 Applications for credit for other study are to be made to the Postgraduate Coursework Committee or its nominee. The other study may include:
- 8.1.1 study prior to enrolment; and
- 8.1.2 study elsewhere during enrolment.
- 8.2 The Postgraduate Coursework Committee or its nominee may in its discretion grant a candidate for the Graduate Diploma in Public Health Law (GradDipPubHL) credit for completion of units of study offered towards another degree or diploma in this university or an equivalent provider of tertiary education. The following conditions apply:
- 8.2.1 credit may not be given for units of study taken outside the Faculty having a total credit point value more than half of that required for completion of the course of study;
- 8.2.2 credit may be given for units of study taken in the Faculty subject to Faculty fee or other policies;
- 8.2.3 credit will not be given for units of study which are credited towards the award of another degree or diploma;
- 8.2.4 the candidate may not take units of study in the curriculum for the course of study which are substantially similar to the units of study for which credit has been given;
- 8.2.5 the subject(s) of the unit(s) of study for which credit is sought must be sufficiently relevant to the course of study;
- 8.2.6 the work completed for the other degree or diploma must, in the opinion of the Committee, be of a sufficient standard;
- 8.2.7 credit may not be given for work done in another faculty of this university or at an equivalent provider of tertiary education as satisfying the requirements (if any) for a dissertation;
- 8.2.8 credit will only be given for units of study completed within ten years immediately preceding the commencement of candidature for the graduate diploma.
- 8.3 A unit or units of study totalling at most 12 credit points, which have been completed in the Faculty as a single unit enrolment(s), may be credited towards the Graduate Diploma in Public Health Law (GradDipPubHL) on terms the Postgraduate Coursework Committee determines from time to time.

## Graduate Diploma in Taxation (GradDipTax)

### 1. Admission

- 1.1 An applicant may be admitted to candidature for the Graduate Diploma in Taxation (GradDipTax) if the applicant holds such qualifications at such levels of achievement on such terms and conditions as may be determined from time to time by the Faculty.
- 1.2 Applications for admission to candidature must be made in writing to the Faculty by the time and in the manner determined by the Faculty from time to time. The Faculty refers such applications to the Postgraduate Coursework Committee or its nominee.
- 1.3 The language of study and assessment is English. Before accepting an application the Faculty may require the applicant to demonstrate proficiency in English (including undertaking a specified program of study in English).
- 1.4 An applicant may be admitted as either a full-time or a part-time candidate for the graduate diploma.
- 1.5 An applicant may be admitted to candidature for the Graduate Diploma in Taxation (GradDipTax) if:
- 1.5.1 the applicant has completed a degree of Bachelor of Laws (LLB) or equivalent at a level of merit sufficient for the program of study; or
- 1.5.2 the applicant has completed with sufficient merit for the program of study all the examinations of the Joint Examinations Committee of the Supreme Court of New South Wales.
- 1.6 An applicant without a legal qualification as specified in section 1.5 may be admitted to candidature for the Graduate Diploma in Taxation (GradDipTax) if that applicant has obtained:

- 1.6.1 a degree or completed a qualification at a level of merit which the Postgraduate Coursework Committee considers sufficient to enable the candidate to undertake the course of study; and
- 1.6.2 that degree or qualification is obtained within any fields stipulated by the Faculty as required for non-law candidates for a specialist diploma.
- 1.7 A person may be permitted to enrol in a single unit or units of study if the Postgraduate Coursework Committee or its nominee approves the application.

### 2. Units of study

- 2.1 The units of study prescribed by the Faculty as leading to the Graduate Diploma in Taxation (GradDipTax) are set out in section 2.3 of these resolutions.

- 2.1.1 In addition to units of study specified in section 2.4, units taught by visiting lecturers and/or units offered on an ad hoc basis by the Faculty of Law may be included in the diploma.
- 2.1.2 Not all units may be offered every year. Candidates should refer to the latest lecture timetable for confirmation of current year unit of study availability.

- 2.2 All units of study have a value of 6 credit points unless otherwise specified.

### 2.3 Table of units of study: Graduate Diploma in Taxation

#### 2.3.1 Optional units of study

- 2.3.1.1 Advanced Goods and Services Tax
- 2.3.1.2 Australian International Taxation
- 2.3.1.3 Comparative Corporate Taxation
- 2.3.1.4 Comparative International Taxation
- 2.3.1.5 Comparative Value Added Tax
- 2.3.1.6 Corporate Taxation
- 2.3.1.7 GST - International Issues
- 2.3.1.8 Law of Tax Administration
- 2.3.1.9 Public Policy
- 2.3.1.9.1 Candidates who have completed Public Sector Policy 1, Taxation and Social Policy or Environmental Economics are not permitted to enrol in this unit.
- 2.3.1.10 Stamp Duties
- 2.3.1.11 Tax Law in Asia and the Pacific
- 2.3.1.12 Tax Treaties
- 2.3.1.13 Taxation of Business and Investment Income A
- 2.3.1.13.1 This unit replaces New Income Tax System. Candidates who have previously completed New Income Tax System are not permitted to enrol in this unit.
- 2.3.1.14 Taxation of Business and Investment Income B
- 2.3.1.14.1 This unit replaces Taxation of Business and Investment Income. Candidates who have previously completed Taxation of Business and Investment Income are not permitted to enrol in this unit.
- 2.3.1.15 Taxation of Controlled Foreign Companies, Foreign Investment Funds and Transferor Trusts
- 2.3.1.16 Taxation of Financial Transactions
- 2.3.1.17 Taxation of Mergers and Acquisitions
- 2.3.1.18 Taxation of Partnerships and Trusts
- 2.3.1.19 Taxation of Remuneration
- 2.3.1.20 Taxation of Superannuation and Insurance
- 2.3.1.21 Transfer Pricing in International Taxation

- 2.4 A candidate may, under special circumstances, be permitted by the Associate Dean (Postgraduate Coursework), or the Associate Dean's nominee, to undertake a unit or units of study other than those specified by the Faculty as leading to the Graduate Diploma in Taxation (GradDipTax), and to have that unit or those units of study credited towards the diploma.

- 2.5 Only in exceptional circumstances will a candidate for the Graduate Diploma in Taxation (GradDipTax) be permitted to enrol in designated undergraduate law units of study as approved and offered by the Faculty.

- 2.5.1 A candidate must demonstrate that the undergraduate unit would enhance their area of specialisation or otherwise contribute to their program of postgraduate learning.

- 2.5.2 A candidate may enrol in undergraduate law units totalling at most 6 credit points.

- 2.5.3 A candidate may not enrol in the unit Foundations of Law.

- 2.5.4 A candidate will be required to comply with any alternative assessment requirements imposed in respect of that candidate for the undergraduate unit of study (normally including a research paper constituting not less than 60 per

- cent of the assessment requirements for the unit of study), and to be assessed at postgraduate standard.
- 2.5.5 The Postgraduate Coursework Committee may award the credit on the recommendation of the Associate Dean (Postgraduate Coursework).
- 2.5.6 Each 8 credit point undergraduate unit may only count as one 6 credit point unit towards the Graduate Diploma in Taxation (GradDipTax).
- 3. Requirements for the Graduate Diploma in Taxation (GradDipTax)**
- 3.1 A candidate for the Graduate Diploma in Taxation (GradDipTax) must:
- 3.1.1 attend classes in units of study totalling 24 credit points chosen from the units of study prescribed by the Faculty as units of study leading to the graduate diploma; and
- 3.1.2 pass the assessments in those units of study.
- 4. Suspension of candidature**
- 4.1 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, suspend the candidature on the grounds and conditions the Committee or its nominee thinks fit.
- 4.1.1 Any period of suspension does not count towards any period within which the course of study would otherwise have been required to be completed;
- 4.2 The Postgraduate Coursework Committee or its nominee may, on written application by a candidate, permit a candidate who has been admitted to candidature but has not enrolled for a first time to defer enrolment for one year.
- 5. Satisfactory progress**
- 5.1 The Postgraduate Coursework Committee or its nominee may require a candidate to show cause why the candidature should not be terminated for unsatisfactory progress, in any of the following circumstances:
- 5.1.1 a candidate has not completed all the requirements of the graduate diploma within the time specified in section 6 of these resolutions; or
- 5.1.2 the candidate has obtained failures in any two units of study or two failures in one unit of study.
- 5.2 If the Postgraduate Coursework Committee considers that the candidate has not shown good cause why the candidature should not be terminated, the Committee may terminate the candidature.
- 6. Time limit**
- 6.1 A full-time candidate must complete all the requirements for the Graduate Diploma in Taxation (GradDipTax) not more than two years and not less than six months from the date of first enrolment as a candidate.
- 6.2 A part-time candidate must complete all the requirements for the Graduate Diploma in Taxation (GradDipTax) not more than three years and not less than one year from the date of first enrolment as a candidate.
- 6.3 In no case may a candidate obtain credit for a unit of study completed more than ten years prior to completion of the requirements of the diploma. In exceptional circumstances, the Postgraduate Coursework Committee may waive this requirement.
- 6.4 Periods of suspended candidature are not to be counted in the time for completing a graduate diploma.
- 6.5 In special circumstances and with the approval of the Postgraduate Coursework Committee, a candidate may complete a Graduate Diploma in Taxation (GradDipTax) outside the periods specified in sections 6.1 and 6.2.
- 7. Assessment policy**
- 7.1 Each unit of study is assessed in grades of High Distinction, Distinction, Credit and Pass. The range of marks for each grade applicable to each unit of study are:
- 7.1.1 High Distinction 85–100 percent
- 7.1.2 Distinction 75–84 percent
- 7.1.3 Credit 65–74 percent
- 7.1.4 Pass 50–64 percent
- 7.2 Graduate Diplomas are awarded only on a Pass basis.
- 7.3 A unit of study of 6 credit points requires attendance of approximately 26 hours of classes. A unit of study of 12 credit points requires attendance of approximately 52 hours of classes.
- 7.3.1 A candidate whose attendance record at classes in a unit of study in which the candidate is enrolled is unsatisfactory may be refused permission to take the assessments in that unit of study. A candidate refused permission will be deemed to have discontinued the unit of study with permission.
- 7.3.2 For the purpose of this resolution, attendance at less than 70 percent of scheduled classes is an unsatisfactory attendance record.
- 7.4 In exceptional circumstances, the lecturer may waive up to 50% of the unit of study attendance.
- 8. Credit transfer policy**
- 8.1 Applications for credit for other study are to be made to the Postgraduate Coursework Committee or its nominee. The other study may include:
- 8.1.1 study prior to enrolment; and
- 8.1.2 study elsewhere during enrolment.
- 8.2 The Postgraduate Coursework Committee or its nominee may in its discretion grant a candidate for the Graduate Diploma in Taxation (GradDipTax) credit for completion of units of study offered towards another degree or diploma in this university or an equivalent provider of tertiary education. The following conditions may apply:
- 8.2.1 credit may not be given for units of study taken outside the Faculty having a total credit point value more than half of that required for completion of the course of study;
- 8.2.2 credit may be given for units of study taken in the Faculty subject to Faculty fee or other policies;
- 8.2.3 credit will not be given for units of study which are credited towards the award of another degree or diploma;
- 8.2.4 the candidate may not take units of study in the curriculum for the course of study which are substantially similar to the units of study for which credit has been given;
- 8.2.5 the subject(s) of the unit(s) of study for which credit is sought must be sufficiently relevant to the course of study;
- 8.2.6 the work completed for the other Degree or Diploma must, in the opinion of the Committee, be of a sufficient standard;
- 8.2.7 credit may not be given for work done in another faculty of this university or at an equivalent provider of tertiary education as satisfying the requirements (if any) for a dissertation;
- 8.2.8 credit will only be given for units of study completed within ten years immediately preceding the commencement of candidature for the graduate diploma.
- 8.3 A unit or units of study totalling at most 12 credit points, which have been completed in the Faculty as a single unit enrolment(s), may be credited towards the Graduate Diploma in Taxation (GradDipTax) on terms the Postgraduate Coursework Committee determines from time to time.



# 14. Descriptions of postgraduate units of study

## Sydney Law School postgraduate units of study

### LAWS6011

#### Administrative Law

**Credit points:** 6 **Teacher/Coordinator:** Prof Margaret Allars **Session:** S1 Late IntC **Classes:** block/intensive **Assessment:** 1x7500wd essay (100%) or 2x3750wd essays (50% each) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: compulsory for MALP candidates*

The aim of the unit is to develop a critical perspective upon the accountability of government decision-makers. The unit examines theoretical frameworks for analysis of a range of issues concerning accountability, with reference to relevant principles of administrative law. Part 1 of the unit examines the concept of administrative discretion, alternative theories of the rule of law, human rights, ethics and managerialism. Part 2 of the unit is concerned with the accountability of the executive branch of government. It includes analysis of separation of powers and the doctrine of ministerial responsibility, merits review tribunals, investigative tribunals and tribunal procedure. Part 3 of the unit examines theories of participatory democracy, with reference to relevant legal principles drawn from procedural fairness, rules of standing and consultation requirements in rule making. Part 4 examines theories of open government, with reference to statutory duties to give reasons for decisions and freedom of information legislation. Part 5 examines the proper scope of administrative law by discussion of the issue of its extension to government business enterprises which are corporatised, privatised or contracted out.

### LAWS6013

#### Advanced Employment Law

**Credit points:** 6 **Teacher/Coordinator:** Prof Joellen Riley (Coordinator), Ms Elizabeth Raper, Mr David Chin **Session:** S1 Late IntC **Classes:** block/intensive **Corequisites:** LAWS6252 and LAWS6071 (MLLR candidates) **Assessment:** class participation (20%) and 1x6000wd research essay (80%) or 2x3000wd problem assignments (40% each) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit of study is designed especially for candidates in the MLLR program. The unit examines the regulation of the individual employment relationship. The unit builds on the introduction to this topic in the foundation LAWS6071 Labour Law unit, by examining in closer detail the formation, construction and interpretation of employment contracts; duties of employers and employees in contract; termination of employment contracts (including as a consequence of the employer's insolvency); and rights and remedies on termination, including procedural requirements under federal unfair and unlawful dismissal laws. Candidates will examine decisions of courts and tribunals in detail.

### LAWS6014

#### Advanced Financing Techniques

**Credit points:** 6 **Teacher/Coordinator:** Prof Jennifer Hill **Session:** Semester 2 **Classes:** (1x2hr lec)/wk **Assumed knowledge:** LAWS6810 and LAWS6038 or LAWS6046 or background in Australian corporate law **Assessment:** 2x class presentations (20% each) and 1x exam (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit deals with commonly used commercial structures and techniques for large financings. The unit also examines the use of these structures and techniques in a range of commercial settings, such as takeovers and public/private infrastructures, and in the

international context. It is an advanced unit, which assumes a good general knowledge of Australian corporate law and corporate finance. The unit is taught by a team of legal experts with extensive experience in financing techniques. Lecturers include John Currie (Henry Davis York); Patrick Lowden and Adam Stapledon (Freehills); Noel Hutley SC (St James Chambers); Phillip Cornwell and Leighton O'Brien (Allens Arthur Robinson); Angela Flannery (Clayton Utz); Tom Lennox (Allco Finance Group Ltd); Nuncio D'Angelo (Mallesons Stephen Jaques). There may be changes to lecturers in this unit.

Particular topics covered include: loan syndication; domestic and off-shore capital markets; lending to a trust; takeover finance; derivatives; public/private infrastructure finance; project finance; listed property trusts; documentation in advanced financing transactions.

### LAWS6922

#### Advanced International Environmental Law

**Credit points:** 6 **Teacher/Coordinator:** Prof Ben Boer **Session:** S2 Late IntB **Classes:** block/intensive **Prerequisites:** LAWS6061 **Assessment:** 1x2000wd problem based assignment (20%) and 1x6000wd research essay (80%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit of study assumes knowledge of the fundamentals of international environmental law. Building on such knowledge, the unit engages in an advanced and targeted analysis of key areas of international environmental law. It provides an in-depth examination of norms, processes, and actors in international environmental law. It focuses on key areas such as biodiversity and protected areas, climate change, forests, and water resources. These areas are considered in light of their cross-cutting implications with other fields of international law such as development, trade, foreign investment, and human rights. This unit enables candidates to engage in an in-depth consideration of significant cases in international environmental law. It also critically analyses topics in global environmental politics and international relations theory, environmental ethics public participation and environmental rights. There will be a particular focus on compliance with and enforcement of multi-lateral environmental agreements and international environmental dispute resolution.

#### Textbooks

Hunter, Salzman and Zaelke, International Environmental Law and Policy 2007. UNEP Training Manual on International Environmental Law, UNEP 2006

### LAWS6141

#### Asia Pacific Environmental Law

**Credit points:** 6 **Teacher/Coordinator:** Ms Nicola Franklin, Assoc Prof Heng **Session:** S2 Late IntB **Classes:** block/intensive **Assessment:** 1x7000wd essay (80%) and class participation (20%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

In this unit, the environmental legal systems and environmental management regimes of selected countries and groups of countries in the Asia Pacific will be studied against the background of relevant international and regional environmental law and administration. Unit topics will be divided into four sub-regions: Pacific Island Developing Countries; South East Asia Region (ASEAN and Mekong countries); North Asian Region (Japan, People's Republic of China); West Asian Region (South Asian Association of Regional Cooperation [SAARC] Countries). In relation to each region, the implications of the international and regional environmental law framework will be explored, followed by case studies involving issues such as biodiversity, natural resources and environmental planning; industrial pollution; environmental impact assessment; climate change; legal and institutional arrangements for environmental management.



**LAWS6905****Aspects of European Union Commercial Law**

**Credit points:** 6 **Teacher/Coordinator:** Ms Anne McNaughton **Session:** S2 Late IntB **Classes:** block/intensive **Assessment:** 1x2000wd assignment (30%) and 1x5000wd research essay (70%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit will look at the way in which European commercial law has been shaped by European Union law. It sets out the history and development of the European Union and introduces its institutional structure. The unit then focuses on aspects of commercial law in the European Union and the relationship of EU law and national law. Topics covered include the Common Commercial Policy, a European Contract Law, the development of the Single Market and aspects of the European Union's external commercial relations. This unit will be run in a seminar style, examining primary and secondary EU law and aspects of national law in some Member States.

**LAWS6837****Aspects of Law and Justice**

**Credit points:** 6 **Teacher/Coordinator:** Adj Prof Christopher Birch **Session:** Semester 2 **Classes:** (1x2hr lec)/wk **Prohibitions:** JUR6022, JUR6023 **Assessment:** 1x7500wd essay (100%) or 1x class presentation (30%) and 1x5000wd essay (70%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

The philosophical analysis of substantive legal doctrine has become a central area of study in contemporary analytical jurisprudence. Recent work in this area will be examined with a particular focus on whether the reasoning behind current developments in the law is best understood as the application of principles of justice, particularly formal justice and corrective justice, or rather, as guided by concepts of economic efficiency. The analysis will consider several areas of the civil law including tort, contract and property.

*Textbooks*

Wolff, Jonathon An Introduction to Political Philosophy, Oxford UP, Oxford, 1996

**LAWS6247****Australian Financial Services Regulation**

**Credit points:** 6 **Teacher/Coordinator:** Adj Assoc Prof Ashley Black **Session:** S1 Late IntA **Classes:** block/intensive mode **Assumed knowledge:** LAWS6810 or background in Australian corporate law **Assessment:** 1x7000wd research essay (100%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This intensive unit examines the structure and regulation of markets for financial products, with particular emphasis on corporate securities, following the introduction of the Financial Services Reform Act. The study is primarily a legal analysis, but also explores some financial theory relevant to legal response to market operation. Particular topics covered include: structures, institutions and participants in Australian financial products markets and current developments in such markets; co-regulation of financial products markets, including the role and powers of the Australian Securities and Investments Commission and Australian Stock Exchange; the licensing of financial services professionals; the conduct of securities business, including the legal structure of stock exchange transactions and the incidents of the broker-client relationship; abusive trading on financial products markets, including market manipulation and insider trading.

**LAWS6870****Australian Import/Export Laws**

**Credit points:** 6 **Teacher/Coordinator:** Adj Prof Alan Bennett **Session:** Semester 2 **Classes:** (1x2hr lec)/wk **Assumed knowledge:** It is recommended that candidates who are not working in the tax area and have not taken an undergraduate tax unit in Australia in the past five years undertake LAWS6128 or LAWS6825 before enrolling in this unit. If in doubt, please consult the Taxation Program Coordinator. **Assessment:** class work (40%) and 1xfinal assignment (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: This unit replaced Advanced Customs Law*

The unit studies Australian customs law and regulation. The introductory sessions examine the Kyoto convention (which sets out the basic requirements of a modern customs law) and some of the Annexes to the WTO Agreement (which provide the platform for many

of Australia's Customs laws for example, valuation and dumping). The unit then examines the principal Australian laws and cases regulating imports and exports including: tariff classification; customs valuation; prohibited imports and exports; seizure and forfeiture provisions; customs powers generally and administrative remedies; anti-dumping; and, the various laws which govern what markings must be on imported goods. Australia's free trade agreements with the US, Thailand, Singapore and New Zealand are also examined with particular emphasis on the rules of origin qualifying goods for eligibility for the concessional duty rates under these FTA's.

**LAWS6209****Australian International Taxation**

**Credit points:** 6 **Teacher/Coordinator:** Prof Lee Burns **Session:** S1 Late IntC **Classes:** block/intensive **Assumed knowledge:** It is recommended that candidates who are not working in the tax area and have not taken an undergraduate tax unit in Australia in the past five years undertake LAWS6128 or LAWS6825 before enrolling in this unit. If in doubt, please consult the Taxation Program Coordinator. **Assessment:** 1x3000wd assignment (30%) and 1x2hr exam (70%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

Australian International Taxation is a detailed study of the fundamental principles of Australia's international taxation regime as it applies to cross-border business and investment transactions. The unit focuses on corporate residence, source, non-resident withholding tax, relief from international double taxation, CFCs, FIFs, transferor trusts, transfer pricing and thin capitalisation. The unit will examine both the issues of international tax rule design and policy, and the relevant provisions in the legislation, cases and rulings. The unit deals only with international tax rules in Australia's domestic law with double tax treaties covered in the companion course Tax Treaties. Candidates should gain an understanding of the policies underlying Australia's rules for taxing international transactions, as well as a detailed knowledge of the foundation principles of law applicable to the taxation of inbound and outbound transactions.

**LAWS6165****Biodiversity Law**

**Credit points:** 6 **Teacher/Coordinator:** Adj Prof Brian Preston, Ms Susan Shearing **Session:** S2 Late IntB **Classes:** block/intensive **Assessment:** 1x8000wd research paper (100%) **Practical field work:** field trip **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

The unit takes an interdisciplinary approach to the conservation of biodiversity. Key concepts in ecology are explained to provide a foundation for the legal framework. This framework is examined at international, national, and state levels, in terms of conventions and legislation, as well as policy and organisations. The legal framework is explored both by analysing the proper purpose, scope and effect of the laws, as well as how they work in practice. The latter is achieved by lectures and field exercises assisted by officers of government agencies, including State Forests, the National Parks and Wildlife Service and the Department of Infrastructure, Planning and Natural Resources. An integral component of the unit is a field trip to areas of relevance to biodiversity conservation, focusing on northern New South Wales. Areas to be studied include habitats of threatened species and ecological communities and World Heritage areas listed under the relevant Commonwealth and State legislation. Field studies provide a unique opportunity to understand how principles of international and domestic law are implemented locally. The field trip component will be arranged in conjunction with the field trip for LAWS6055 Heritage Law (if offered). Candidates are encouraged to take both units of study; they are designed to complement each other closely.

*Textbooks*

a book of reading materials and a field trip manual will be prepared and distributed

**LAWS6809****Breach of Contract**

**Credit points:** 6 **Teacher/Coordinator:** Prof John Carter, Prof Elisabeth Peden **Session:** Semester 1 **Classes:** (1x2hr lec)/wk **Assessment:** 1xcompulsory essay (25%) and 1xexam or 1xlong essay (75%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

Every breach of contract gives rise to a right to claim damages, but not every breach confers a right of termination. The first part of this unit analyses the concept of breach of contract - the concept of standard of duty and the law's requirements for proof of breach. The balance of the unit is concerned with the circumstances in which breach of contract does confer a right of termination. From a remedial perspective this means that the unit is primarily about self-help - enforcement of a right (termination) rather than a remedy (damages). The unit includes a detailed consideration of express provisions for termination ("termination clauses"), their drafting, exercise and consequences.

#### LAWS6091

##### Chinese International Taxation

**Credit points:** 6 **Teacher/Coordinator:** Prof Jinyan Li **Session:** S2 Late IntB **Classes:** block/intensive mode **Assessment:** 1xtake home exam (100%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

The object of this unit is to provide an overview of the income tax system of China and a detailed analysis of the most important legislative and treaty rules of China in the area of international income tax, especially in dealings with Australia. Upon successful completion of the unit, candidates will have an advanced understanding of the policies underlying the Chinese rules for taxing international transactions as well as a detailed knowledge of the principles of income tax law applicable to inbound and outbound transactions. This unit includes a study of: overview of the Chinese income tax system; taxation of inbound investment into China; taxation of outbound investment from China; transfer pricing issues, and China's tax treaties.

#### LAWS6001

##### Chinese Laws and Chinese Legal Systems

**Credit points:** 12 **Teacher/Coordinator:** Ms Vivienne Bath (Coordinator) **Session:** S2 Late 1b **Classes:** block/intensive - the Winter School will be held in Shanghai, China **Corequisites:** LAWS6252 or law degree from a common law jurisdiction **Prohibitions:** LAWS6857, LAWS3014 and candidates who have completed a law degree in the People's Republic of China **Assessment:** 1x10000wd essay (75%) and 1x2hr20min exam (25%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: Candidates must register their attendance before enrolling. Registration website [www.law.usyd.edu.au/cstudent/shanghai](http://www.law.usyd.edu.au/cstudent/shanghai) Registration enquiries [law.winterschools@usyd.edu.au](mailto:law.winterschools@usyd.edu.au) Enrolment enquiries [Law.Postgrad@usyd.edu.au](mailto:Law.Postgrad@usyd.edu.au)*

This unit will provide candidates with an overall picture of the modern Chinese legal system. It will develop a perception of its unique character by tracing its role through major social epochs and the role of law in a socialist market economy. It will examine the concept of law as a political function and the implementation of law, not so much through courts, as through administrative fiat and authority, making law essentially a function of politics and administration.

The unit will illustrate these perceptions through the study of various legal regimes. Lecture topics may include: Chinese legal history; Chinese legal system; criminal law and procedure; constitutional law; civil law and procedure; legal profession; environmental law; contract law; property law; company law; intellectual property law; foreign joint ventures; arbitration and mediation; foreign trade law and taxation law.

The coursework component of the unit is residential and is conducted on the campus of the East China University of Politics & Law in Shanghai, People's Republic of China. Lectures will be given in English in Shanghai by professors from the East China University of Politics & Law. There will also be a visit to a Chinese law firm.

#### LAWS6869

##### Class Actions and Complex Litigation

**Credit points:** 6 **Teacher/Coordinator:** Adj Prof Peter Cashman **Session:** Semester 2 **Classes:** block/intensive and (1x2hr lec)/wk **Assessment:** in depth study of a current or recently completed class action (50%) and 1xresearch assignment (50%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit examines the substantive law, legal theories and procedural devices for the litigation and resolution of larger scale, complex civil

litigation. This encompasses representative actions, class actions and the use of other mechanisms for the aggregation and resolution of mass claims, including under bankruptcy law. There is particular focus on Part IVA of the Federal Court Act (Cth) and representative action procedures available in Australia under rules of court and statutory provisions in various areas (including human rights, insurance law, privacy, corporations law and shareholders rights).

The unit also covers comparative material on group litigation procedures and class actions under the laws of other countries, including England and Wales, Canada, the United States and Indonesia. The substantive law focus is on the use of class actions in the following areas: (1) product liability, with particular reference to pharmaceuticals and therapeutic devices; (2) shareholder litigation; (3) environmental law and mass torts; (4) anti-competitive conduct and price-fixing and (5) human rights. The unit also examines problems of proof of causation in complex civil litigation and the use of statistical and epidemiological evidence.

#### LAWS6849

##### Commercial Maritime Law

**Credit points:** 6 **Teacher/Coordinator:** Adj Prof James Allsop **Session:** Semester 2 **Classes:** (1x2hr lec)/wk **Prohibitions:** LAWS6137 **Assessment:** 1x2.5hr exam (65%) and 1x3500wd essay (35%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

The unit is designed as a detailed study of maritime law from what might be said to be a commercial law, as opposed to a public law, perspective. The nature of the business of shipping and related activities are examined by reference to fundamental commercial arrangements and relationships - the business of shipping, ownership and deployment of ships, chartering and use of ships, carriage of goods by sea and limitation of liability. The unit will provide a detailed introduction to these areas as a foundation for practice in Australia and overseas and as a basis for further academic research. The core topics of the unit will be the law of charterparties and the carriage of goods by sea. A constant theme of the unit will be the international character of the commercial relationships involved and the importance of private and international law considerations at all times. Whenever possible relevant comparative law analysis will be discussed.

##### Textbooks

Tetley W, International Maritime and Admiralty Law (International Shipping Publications, Editions Yvon Blais - Thomson)

#### LAWS6921

##### Comparative Climate Law

**Credit points:** 6 **Teacher/Coordinator:** Assoc Prof Rosemary Lyster, Prof Kurt Deketelaere **Session:** Semester 2a **Classes:** See Sydney Law School in Europe [www.law.usyd.edu.au/](http://www.law.usyd.edu.au/) **Assessment:** class participation (20%), 1x8000wd essay (80%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment.*

This unit will analyse the different ways in which three jurisdictions, the European Union, the United States and Australia, have responded to the phenomenon of global climate change. Their responses will be situated within the international legal framework for climate change, the United Nations Framework Convention on Climate Change, the Kyoto Protocol and the post-2012 international negotiations. The latest climate change science and economic modelling on climate change will be discussed to provide a context for understanding the legal responses. Consideration will be given to topics such as emissions trading, renewable energy, carbon capture and storage and energy efficiency.

This unit will be co-taught by Assoc Prof Rosemary Lyster and Prof Kurt Deketelaere. Prof Deketelaere is the Director of the Institute for Environmental and Energy Law at the Leuven University and is the European Union's leading energy and climate lawyer.

#### LAWS6845

##### Comparative Constitutional Law

**Credit points:** 6 **Teacher/Coordinator:** Prof Helen Irving **Session:** Semester 2 **Classes:** (1x2hr lec)/wk **Assumed knowledge:** Australian Constitutional Law or that of another country **Assessment:** class participation (20%) and

## 14. Descriptions of postgraduate units of study

choice of take-home exam or research essay due at the end of semester (80%)  
**Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

Australia, the United States, and Canada are three common law countries, with federal constitutions and shared historical roots. Many provisions in the Australian Constitution were borrowed from the British North America Act of 1867 (the first Canadian Constitution), and even more from the United States Constitution. While aspects of constitutional doctrine are shared across these countries, each is nevertheless strikingly different in its organising principles and ways of "doing" constitutional law. This unit will explore the differences and similarities in constitutional law, with a focus on the legal and cultural history of these countries, differences in legal institutions, and the extent to which current values shape constitutional doctrines. Its topics will include some or all of the following: federalism, the separation of powers, rights and freedoms, the constitutional regulation of property, judicial protection of minorities, and the role and powers of the constitutional court.

This is an innovative unit - a "first" for Sydney Law School. It will be taught on campus in a video-conference classroom, simultaneously, and in real time, by Associate Professor Helen Irving at Sydney, and by Professor Stephen Ross at The Pennsylvania State University Law School in the United States, and at the University of British Columbia in Canada. It is an exciting opportunity to learn comparative constitutional law and engage in trans-national discussion, drawing on expertise in the relevant country in situ.

### LAWS6222

#### Comparative Corporate Governance

**Credit points:** 6 **Teacher/Coordinator:** Prof Jennifer Hill, Prof Niamh Monloney  
**Session:** S1 Late Int **Classes:** See Sydney Law School in Europe [www.law.usyd.edu.au/](http://www.law.usyd.edu.au/) **Assessment:** class participation (10%), short assignment and specialized class participation (20%), 1xresearch essay or exam (70%)  
**Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment.*

This unit focuses on comparative corporate governance, which has become a hot topic in recent times. At the turn of the decade, a major issue in comparative corporate governance was the so-called "convergence-divergence debate". This debate concerned whether national governance systems could be expected to converge into a unified governance system, or whether underlying legal and cultural differences between jurisdictions would ultimately prevent such convergence. The corporate scandals epitomized by Enron, and subsequent developments in capital markets and their regulation, have complicated this debate. The unit will examine recent trends in comparative corporate governance and discuss fundamental differences in structure and governance techniques in a variety of jurisdictions, including the US, UK, Germany, Japan, China and Australia. The unit assumes a good basic knowledge of corporate law.

Particular topics covered include: does law matter?; key themes in the corporate governance debate; the impact of global corporate scandals on comparative corporate governance; regulatory responses to the scandals; economies in transition; the shareholder empowerment debate; takeovers; institutional investors; executive compensation.

Professor Niamh Moloney, Professor of Capital Markets Law, University of Nottingham School of Law, will participate in Comparative Corporate Governance, giving a presentation on contemporary issues in EU corporate governance.

### LAWS6153

#### Comparative Corporate Taxation

**Credit points:** 6 **Teacher/Coordinator:** Dr Peter Harris **Session:** S1 Late IntB **Classes:** block/intensive **Assumed knowledge:** It is recommended that candidates who are not working in the tax area and have not taken an undergraduate tax unit in Australia in the past five years undertake LAWS6128 or LAWS6825 before enrolling in this unit. If in doubt, please consult the Taxation Program Coordinator. **Assessment:** 1x exam or essay (70%) and classwork (30%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

The goal of the unit is to provide a comparison of the corporate tax systems of a number of countries of economic and cultural significance to Australia. The goal has both practical and policy aspects. The unit will provide a basic introduction to the corporate tax systems of Australia's major trading partners which will assist candidates in assessing the likely outcomes of proposed corporate dealings both within the countries selected for comparison and between them. A comparative framework provides an opportunity for identifying the available options for taxing corporate income and assessing the appropriateness of those options or a combination thereof. This enables an assessment of the options selected by various countries, including incompatibility of options, and may identify areas of corporate taxation which may be the subject of appropriate reform. The unit will examine: theoretical framework and defining entities subject to corporation tax; taxation of corporate income where derived; taxation of corporate income where distributed; treatment of gains/losses on the disposal of shares; corporate formation, reorganisation and liquidation; and international taxation of corporate income.

### LAWS6812

#### Comparative Family in Law and Society

**Credit points:** 6 **Teacher/Coordinator:** Assoc Prof Alex Ziegert **Session:** Semester 1 **Classes:** (1x2hr lec)/wk **Assessment:** 1x8000wd research paper (100%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit combines approaches in legal theory, comparative law, sociology of law and family studies and is particularly suited for students who are interested in comparative research of the operation of legal systems and the effectiveness of law. The lectures focus on the family as a crucial but changing institution in all societies and particularly in Asian societies with their familial traditions and their dependence on family structures and relations. Conversely, change in all societies is related to legal change and change of family structures from family orientation to individual rights and a differentiated legal system. The comparison of legal and family systems and their relationship in respective societies will allow for a comprehensive analysis of the actual status of social, legal and economic structures in respective societies and an assessment of trends and tendencies of further development. Topics presented in the lectures include: the organisation of social systems and human development; the differentiation of the legal system and the operation of law; the organisation of family systems; families that cope and families that do not cope; families and their law; the evolution of law in relation to families and the individual.

### LAWS6170

#### Comparative Income Taxation

**Credit points:** 6 **Teacher/Coordinator:** Prof Brian Arnold **Session:** S2 Late Int **Classes:** block/intensive **Assumed knowledge:** It is recommended that candidates who are not working in the tax area and have not taken an undergraduate tax unit in Australia in the past five years undertake LAWS6128 or LAWS6825 before enrolling in this unit. If in doubt, please consult the Taxation Program Coordinator. **Assessment:** 1x8000wd research essay (100%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

Comparative Income Tax examines the key structural features of the income tax (tax unit, income, capital gains, fringe benefits, deductions, tax rates, tax accounting, tax expenditures and presumptive taxes). The unit will consider both the policy options in the design of the income tax and the legal implementation of those options. The unit will be primarily issues based, drawing on both developed and developing country examples. The comparative framework for analysis provides an opportunity for identifying the available options for taxing income and assessing the appropriateness of those options or a combination of them. As part of this more general analysis, the unit will identify cultural, constitutional and administrative issues that shape the design of income tax laws. The unit will not consider corporate tax as this is the subject of Comparative Corporate Taxation nor international tax as this is the subject of Comparative International Taxation. Candidates should gain an understanding of the key design

features of the income tax and differences taken by countries in income tax law design.

#### Textbooks

Available for purchase at the Law School: Thuronyi (ed), Tax Law Design and Drafting Vols 1 & 2 ; Ault and Arnold, Comparative Income Tax

### LAWS6128

#### Comparative International Taxation

**Credit points:** 6 **Teacher/Coordinator:** Prof Lee Burns **Session:** S1 Intensive **Classes:** block/intensive **Assessment:** 1x4000wd assignment (40%) and 1x2hr exam or research paper (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: compulsory for MIntTax candidates*

Comparative International Taxation is a detailed study of the basic principles of international taxation (residence, source, relief from international double taxation, anti-deferral rules, withholding tax, transfer pricing, thin capitalisation, and tax treaties). The unit is taught from a global perspective with the emphasis being on comparative analysis (focusing particularly on Anglo, US and continental European approaches, and also developed and developing country approaches). The unit examines the core issues in developing international tax rules and identifies different approaches countries have taken in dealing with these issues. As part of this study, recent trends in international tax rule development will be identified (particularly in the context of globalisation) and critiqued. Candidates should gain an understanding of the different approaches that countries have taken in the development of their international tax rules.

#### Textbooks

Available for purchase at the Law School: Arnold & McIntyre, International Tax Primer; Ault & Arnold, Comparative Income Tax

### LAWS6907

#### Comparative Law of Evidence

**Credit points:** 6 **Teacher/Coordinator:** Prof Ian Dennis **Session:** S2 Late IntB **Classes:** block/intensive **Assumed knowledge:** common law legal method **Assessment:** 1x8000wd essay (100%) or 1x3500wd essay (50%) and 1x3500wd take home exam (50%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

The unit will be a thematic and comparative study of central principles of the law of evidence. The main focus will be on evidence in criminal cases, and the comparators will be Australia, England and the USA. The unit will focus on the aims of evidence law, followed by the role of constitutional protections and human rights in relation to evidential issues. There will then be seminars on particular evidential topics, such as exclusionary discretion, self-incrimination, illegality and unfairness, self-incrimination, burden of proof and so on. These seminars will take the relevant legislation and one or two leading cases from each of the three jurisdictions as a focus for detailed inquiry into the issues raised by the topic and the comparative solutions. It will not be necessary for candidates to have studied Evidence before, although it will be an advantage. The unit objectives are that candidates should acquire an accurate understanding of the relevant principles of the law of evidence and their underlying theory, a critical appreciation of constitutional and human rights jurisprudence relating to evidential issues and an ability to engage in comparative analysis and critique of the law of evidence.

### LAWS6906

#### Comparative Tax of Financial Transaction

**Credit points:** 6 **Teacher/Coordinator:** Prof Tim Edgar **Session:** S2 Late Int **Classes:** block/intensive **Assessment:** 1x8000wd research paper (100%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit of study examines the income tax treatment of financial instruments from a policy and comparative perspective. The emphasis is not so much on detailed technical rules but rather the underlying principles and issues in the income taxation of financial arrangements. Country legislation and practices are drawn on selectively to illustrate possible policy responses to particular issues. The approaches used in Australia, New Zealand, the United Kingdom and the United States will be used extensively. The format of the course will be a combination

of lectures and case studies. Principal topics will include: The general tax policy principles and financial market theories relevant to the income tax treatment of financial arrangements; Debt-financing techniques, particularly the treatment of interest surrogates and hybrid debt instruments; Equity-financing techniques and, in particular, the classification of instruments as debt or equity; The income tax treatment of hedging transactions and synthetic instruments; and Income tax issues raised by the cross-border use of financial arrangements.

### LAWS6814

#### Comparative Value Added Tax

**Credit points:** 6 **Teacher/Coordinator:** Assoc Prof Rebecca Millar **Session:** S2 Late IntB **Classes:** block/intensive **Assumed knowledge:** It is recommended that candidates who are not working in the tax area and have not taken an undergraduate tax unit in Australia in the past five years undertake LAWS6825 before enrolling in this unit. If in doubt, please consult the Taxation Program Coordinator. **Assessment:** 1xexam or research essay (70%) and class work (30%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

The object of this unit is to examine the design principles, operation, compliance and administration of consumption type value-added taxes (known commonly as either VAT or GST). The unit will consider the major foundational principles of VAT and their operation in practice. In assessing the basic features of VAT, and will consider the different ways in which these have been given effect in different jurisdictions, focusing in particular on the European Union, New Zealand, Australia, and Canada, but also considering a range of other jurisdictions and the model VATs drafted by the IMF. For candidates interested in Australian goods and services tax (GST), this unit will provide an in depth understanding of the policies underlying VAT/GST and of the options for VAT treatment that have been adopted in other jurisdictions, enabling you to compare the Australian treatment and identify areas of potential conflict. For international candidates, the principles discussed will be of a generic and comparative nature, and will be readily transferable to the operation of VAT in your country of residence.

Topics examined include: Different options and methods for taxing consumption; The history, spread and prevalence of credit-invoice systems of VAT; Different forms of VAT/GST and the relationship between VAT and other tax bases; Rate differentiation - use of multiple rates, including zero; Administration of VAT, including registration, invoices, assessment and collection. The taxable person and concepts of enterprise/business/taxable activity; The treatment of Government entities and charities; The taxable transaction - the concept of supply and distinctions between supplies of goods and services; Taxable supplies, exemption with credit (zero-rating/GST-free), and exemption without credit (input taxation); The taxable amount - consideration, valuation, and calculation of output tax; Input tax - the entitlement to deduction/credit or input tax; International issues, including the place of supply, the treatment of imports and exports, and the use of reverse charge mechanisms; Special rules for supplies of financial services and insurance and the options for taxing, exempting, or zero-rating such supplies; Specialised regimes for small traders, e-commerce, gambling, tour operators etc. The treatment of capital and second hand goods; The treatment of real property; and Anti-avoidance provisions.

### LAWS6838

#### Competition Law

**Credit points:** 6 **Teacher/Coordinator:** Adj Prof Christopher Hodgekiss **Session:** Semester 2 **Classes:** (1x2hr lec)/wk **Assessment:** 1x open book exam (100%) or 1x open book exam (80%) and 1x assignment (20%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

The content of this unit of study will be the following topics: introduction; Economic Theory of Competition Law; the concepts of competition and market definition; Section 45 Contract Arrangements and Understandings; Section 46 Misuse of Market Power; Section 47 Exclusive Dealing; Section 48 Resale Price Maintenance; Section 50 Mergers; Authorisations and Notifications; Penalties, Remedies and Enforcement; Access to Services. The intended outcomes for candidates who successfully complete this unit are that they will have

a firm grasp of the operation of the competition law provisions of the Trade Practices Act.

*Textbooks*

Prescribed text: Miller's Annotated Trade Practices Act (latest edition), and Corones, Competition Law in Australia (Law Book Company) Latest Edition

**LAWS6264**

**Compliance: Financial Services Industry**

**Credit points:** 6 **Teacher/Coordinator:** Dr Kevin Lewis **Session:** Semester 2 **Classes:** (1x2hr lec)/wk **Assumed knowledge:** A good general grasp of legal and equitable principles, including the common law, and a basic knowledge of undergraduate law units. The unit is open not only to candidates in the LLM program, but also to lawyers, regulatory staff or compliance professionals. It is not necessary that the latter hold a law degree in order to participate in the unit, but they should understand that the unit is being taught as part of a law program at postgraduate level. They may find it preferable therefore to audit the unit on a non-assessed basis, rather than participate on an assessed basis. **Assessment:** 1x assignment (40%) and 1x exam (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

The unit will examine in detail the legal and regulatory requirements relevant to the financial services industry, and how the risk of breaching those requirements can be managed via compliance systems. In doing so, it will focus not only on legal theory but also on the practical day to day business issues connected with compliance.

The unit is divided into two parts: (a) Core compliance issues: Licensing of financial service providers; Compliance systems; Insider trading and Chinese walls; Market conduct rules; Shareholding restrictions; Trade practices; Money laundering, bribery and corruption; Retail customer obligations; Marketing financial products; Privacy; Miscellaneous compliance issues (trust account rules, fiduciary duties, conflicts of interest, confidentiality and phone taping) and Investigating compliance breaches (including reporting obligations and HR issues); and (b) Specialist compliance issues relevant to: Managed investments; Deposit products and non cash payment facilities; Stockbroking; Derivatives and warrants; Foreign exchange; Futures broking; Financial planning; Insurance and insurance broking; Superannuation and Retirement savings accounts

**LAWS6851**

**Construction Law**

**Credit points:** 6 **Teacher/Coordinator:** Adj Prof Michael P Furmston **Session:** S1 Late IntC **Classes:** block/intensive **Assessment:** 1x10,000wd essay (100%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

Construction law may be defined as the application of basic principles of Contract and Tort to the processes of building and civil engineering. Particular features include: widespread use of long and complex standard forms; multiparty transactions; and difficult allocations of risk. The unit considers the interaction between standard form and general principle, with particular reference to difficulties such as: liquidated damages, termination; and privity of contract. The unit has a comparative element.

**LAWS6227**

**Consumer Contracts and Product Defects**

**Credit points:** 6 **Teacher/Coordinator:** Assoc Prof Luke Nottage (Coordinator), Adj Prof Jocelyn Kellam **Session:** S2 Intensive **Classes:** block/intensive **Prohibitions:** LAWS6024, LAWS6025 **Assessment:** 1x4000wd essay (40%) and 1xtake-home exam (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: This unit replaced LAWS6227 Consumer Protection Law: Liability of Suppliers to Consumers*

This unit examines some recent developments granting special legal protection to consumers. The unit is concerned with aspects of the liability of suppliers of goods and services to consumers, sometimes called 'post-sale' consumer protection. An assessment will be made of the effectiveness of recent legislation in this field, and there will be considerable comparative analysis referring especially to relevant European Community directives, related developments in the Asia-Pacific (eg Japan), and some trends in the US. The topics to be covered are: Introduction (the 'consumer' concept and some policy factors leading to consumer protection developments); Outline of terms implied in contracts for the supply of goods and services to

consumers; Judicial and legislative control of exclusion clauses; Unconscionable and unfair contracts (control under the general law and by statute); The liability of manufacturers for defective products under: the general law; statutory liability of manufacturers to consumers (particularly under Trade Practices Act 1974 (Cth), Part V Division 2A); strict products liability (Trade Practices Act Part VA, with special reference to the similar EC directives on products liability); Product safety regulation (especially Trade Practices Act, Part V Division 1A and recent reform debates, with reference to the EC directives on general product safety); Consumer access to redress, especially class actions.

*Textbooks*

Recommended texts (a) Jocelyn Kellam and Luke Nottage, Australian Sales and Fair Trading Reporter (Sydney, CCH, looseleaf significantly updated in 2007), (b) Jocelyn Kellam (ed) Product Liability in the Asia-Pacific (3rd ed, Federation Press). Cases and materials will be issued.

**LAWS6012**

**Contemporary Challenges for Criminal Law**

**Credit points:** 6 **Teacher/Coordinator:** Dr Arlie Loughnan **Session:** Semester 1 **Classes:** (1x2hr lec)/wk **Assumed knowledge:** LAWS6034 or undergraduate unit in Criminal Law **Assessment:** 1xclass presentation, 1xresearch essay and 1xtake-home exam **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: This unit replaced Advanced Criminal Law*

This unit critically examines crime, criminal law and its structures and institutions of control. It looks at criminal law within specific and comparative, modern social contexts. It builds on a basic understanding of the principles around which criminal laws are constructed and said to operate, as well as a preliminary knowledge of the processes employed for establishing criminal liability, and the factors which effect such determinations. From this the candidate is invited to contextualise their appreciation of the position, practise and potential of the criminal law within changing economic, political and cultural contexts, including globalisation. The unit is intended as more than a detailed or detached examination of criminal laws. Rather, the manner in which the topics for discussion are presented and dealt with will allow participants to challenge some commonly assumed notions about the criminal law, as well as appreciate the interests and influences behind recent developments in the criminal law and process.

**LAWS6872**

**Contract Negotiation**

**Credit points:** 6 **Teacher/Coordinator:** Adj Prof David Yates **Session:** S1 Late IntB **Classes:** block/intensive **Assessment:** simulated negotiation in teams (in class) (30%) and 1x2hr exam (70%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: Department permission required for enrolment. Note: Candidates are required to sit the exam at the Sydney Law School.*

This unit will examine the legal principles that provide the overarching framework within which contract negotiations take place. It will concentrate particularly on requirements of certainty and good faith and the issues that can arise in re-negotiating terms in long-term contractual relationships. It will also address some of the techniques of negotiations. Topics covered will include: standard form contracts and negotiated contracts; "agreements to agree" and the requirements of certainty; "long-term" contractual relationships and the use of hardship and intervener clauses; "good faith" negotiations and negotiation techniques. The unit will also involve a simulated contractual negotiation in which the class will be split into teams of 3 to 5 (depending upon class size) for a "team against team" negotiation.

*Textbooks*

Recommended - J W Carter, E Peden & G J Tolhurst: Contract Law in Australia, Lexis Nexis, 5th ed. 2007; G H Treitel, The Law of Contract, 11th ed., Sweet & Maxwell/Thompson, 2003; Leigh Thompson: The Mind & Heart of the Negotiator, Prentice Hall, 1998; R Fisher & W Ury & B Patton: Getting to Yes, 2nd ed. Houghton Mifflin Books, 1994

**LAWS6874**

**Contractual Damages**

**Credit points:** 6 **Teacher/Coordinator:** Prof Elisabeth Peden **Session:** S2 Late IntA **Classes:** block/intensive **Assumed knowledge:** undergraduate law

degree **Assessment:** 1xassignment (25%) and 1xexam (75%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit will look at the primary remedy for actions for breach of contract, namely damages. This remedy will be distinguished from contract debts, restitution, specific performance and injunctions. The compensation principle and the various elements of a damages claim will be examined. Classes will look at the different bases for assessment of contract damages, and the requirement of mitigation. The unit also provides an insight into the ways of bridging the gap between remoteness theory and evaluating potential claims for damages.

The role of consequential loss, and the relationship between damages and contractual indemnities are also considered.

The unit will be run in a seminar style, examining leading doctrinal cases for each principle.

## LAWS6250

### Controlling Liability by Contract

**Credit points:** 6 **Teacher/Coordinator:** Prof John Carter, Prof Elisabeth Peden **Session:** Semester 2 **Classes:** (1x2hr lec)/wk **Assumed knowledge:** undergraduate law degree **Assessment:** 1x compulsory essay (25%) and 1x exam or 1x long essay (75%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit brings together the doctrinal, theoretical and practical issues raised by contract risk management, especially the control of liability for breach of contract and negligence. The unit will consider: categories of risk; drafting options; protection of third parties; statutory control of risk management devices, including the Trade Practices Act 1974 (Cth); contract drafting and management issues. The drafting options which are considered include the use of exclusion clauses, indemnity provisions and force majeure clauses. The operation of these types of clauses, and the relevant common law and statutory rules, will be considered in the context of various types of contracts, but with particular emphasis on contracts for the provision of services and sale of goods. One particular feature of the course is a consideration of the operation of the privity rule in the context of risk management. Thus, issues such as the protection of related bodies corporate and the liability of agents and sub-contractors are dealt with in some detail.

## LAWS6899

### Corporate Environmental Responsibility

**Credit points:** 6 **Teacher/Coordinator:** Ms Susan Shearing, Adj Prof Gerry Bates **Session:** S2 Late IntB **Classes:** block/intensive **Prohibitions:** LAWS6082 **Assessment:** 1x4000wd problem-based assignment (50%) and 1x4000wd essay (50%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit examines the environmental regulation of corporations and how regulation has evolved from 'command and control' to incorporate a diverse range of instruments designed to inculcate corporate environmental responsibility. Traditional regulation is studied along with market-based strategies (price-based and rights-based), information strategies (such as emissions inventories and corporate reporting), environmental auditing and environment management systems (including ISO14001). The unit explores regulatory flexibility, co-regulation and voluntary agreements, and the participation of non-government entities, such as financial institutions, in corporate environmental regulation. Regulation of small, medium and large enterprises is explored with a view to designing appropriate regulatory strategies. An important theme is the role of corporate social responsibility (CSR) in driving changes in corporate attitudes towards the environment and articulating the corporate benefits of going beyond compliance with the letter of environmental laws. The unit also explores the role of criminal law in bringing about changes in corporate management and behaviour and in equipping environmental regulators with the range of tools needed to develop effective strategies.

## LAWS6923

### Corporate Finance and Law

**Credit points:** 6 **Teacher/Coordinator:** Prof Eric Talley **Session:** S2 Late IntB **Classes:** block/intensive **Assumed knowledge:** Law candidates with some familiarity with foundational principles in corporate and securities law, and

to be comfortable working with numbers (including basic algebra) and Excel. Some experience in an undergraduate or graduate statistics class is also helpful but not required. **Assessment:** class participation (10%), problem sets (40%) and exam (50%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit explores the intersection of the fields of corporate finance and corporate law, particularly in domains where the two fields tend to lean heavily upon one another: mergers and acquisitions, securities litigation, corporate governance, and state shareholder actions. Emphasis will be on developing an understanding for the greater focus and expertise that financial economists have developed over the last half century to answer "real world" problems of legal significance. In addition, we will consider how (and why) both courts and regulators now place significant emphasis on financial methodologies pertaining to valuation, transactional fairness, market dynamics, and the ability to quantify/spread risks. The unit is appropriate for law candidates with an interest in business and corporate law, and does not require prerequisites.

## LAWS6100

### Corporate Fundraising

**Credit points:** 6 **Teacher/Coordinator:** The Hon Justice R P Austin (Coordinator) **Session:** Semester 2 **Classes:** (1x2hr lec)/wk **Assumed knowledge:** LAWS6810 or background in Australian corporate law **Assessment:** 2xclass assignments and 1x2hr open book exam **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

The unit will involve a detailed study of the disclosure provisions and other requirements of chapter 6D of the Corporations Act, with particular focus on their application to the offer of company shares for issue or sale. However, some attention will also be given to listed managed investment schemes regulated under the Financial Services Reform Act. Attention will be paid to additional relevant legal requirements, including the ASX Listing Rules, for initial public offerings and other fundraisings. The unit is taught by lawyers with extensive experience in the field of corporate fundraising.

## LAWS6030

### Corporate Taxation

**Credit points:** 6 **Teacher/Coordinator:** Prof Richard Vann (S65 - Law School), Prof Graeme Cooper (S1, S8 - Taxation Training Program) **Session:** S1 Late IntC, Semester 1, Semester 1b **Classes:** block/intensive (Law School) and (1x2hr lec)/wk (Taxation Training Program) **Assumed knowledge:** It is recommended that candidates who are not working in the tax area and have not taken an undergraduate tax unit in Australia in the past five years undertake LAWS6825 before enrolling in this unit. If in doubt, please consult the Taxation Program Coordinator. **Assessment:** 1x exam or research essay (70%) and class work (30%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: Department permission required for enrolment in the following sessions: Semester 1, Semester 1b.*

The unit consists of a detailed examination of the tax rules applied to companies and shareholders in a domestic setting in Australia. The goals of the unit are to develop an understanding of the policies, detailed rules and current practical problems involved in the taxation of companies and shareholders and to explore why different solutions are used for these entities when compared to partnerships and trusts. Upon successful completion of this unit, a candidate should have an advanced understanding of the policies underlying Australia's corporate tax system, as well as a detailed knowledge of the technical detail involved in the rules for the taxation of companies and their shareholders in Australia. Particular attention will be given to tax reform arising from the Report of the Review of Business Taxation. Topics to be covered are: the policy and problems of taxing companies and shareholders; incorporation, reorganisation, continuation and growing companies; taxation of company distributions and dealings with interests in companies, including liquidations and share repurchases; imputation, including dividends passing through partnerships and trusts; intercorporate dividends and debt equity classification, dividend stripping, redeemable preference shares, asset revaluation dividends, scrip lending, equity swaps and convertible notes; and value shifting.

## LAWS6032

### Crime Research and Policy

**Credit points:** 6 **Teacher/Coordinator:** Prof Julie Stubbs **Session:** Semester 1 **Classes:** (1x2hr lec)/wk **Assessment:** 1x3000wd research proposal (40%), 1x tutorial paper (20%) and 1x exam (40%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: compulsory for MCrim and GradDipCrim candidates and co-requisite for other criminology units. The unit replaced LAWS6032 Crime Research and Policy 1.*

This unit provides an examination of research methods in the context of criminology. The relationship between theory and methodology is explored. The production of knowledge about crime is critically assessed. Sources and forms of crime data are discussed and their significance is assessed. Research design, research applications and elementary statistics are also studied.

## LAWS6193

### Criminal Justice: Prevention and Control

**Credit points:** 6 **Teacher/Coordinator:** Prof Julie Stubbs **Session:** Semester 2 **Classes:** (1x2hr lec)/wk **Assessment:** 1x seminar paper (40%) and 1x research essay (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit examines responses to crime and crime prevention with reference to shifting notions of crime and responsibility for crime. It encourages a critical appreciation of the limitations of criminal justice system responses to crime and the necessity to develop a broader approach to crime prevention policy which responds to economic, social and cultural issues. Specific topics may include: state crime and human rights; hate crime restorative justice; the regulation of populations and space; and situational, social and other approaches to crime prevention.

## LAWS6034

### Criminal Liability

**Credit points:** 6 **Teacher/Coordinator:** Mr Graeme Coss **Session:** Semester 1 **Classes:** (1x2hr lec)/wk **Prohibitions:** This unit is an introduction to aspects of criminal law for non-lawyers and is therefore not available to candidates who have completed a law degree or completed criminal law at a tertiary level **Assessment:** 1x3000wd research paper (40%) and 1xopen book exam (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: compulsory for MCrim candidates*

This unit canvasses the ways in which criminal liability is established, and the central factors governing liability. General principles of criminal law, constituent elements of particular offences and the definition of a range of defences are analysed from theoretical and practical perspectives. At most stages of the unit, the focus will be on male violence.

## LAWS6035

### Criminal Procedures

**Credit points:** 6 **Teacher/Coordinator:** Mr Bron McKillop **Session:** S1 Late IntC **Classes:** block/intensive **Assessment:** 1xtake home exam (60%) and 1x3000wd essay (40%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit aims to examine the processes of the criminal justice system through a consideration of its successive and main stages and of the roles of the principal participants in the system, particularly the police, suspects, accused persons, prosecutors, defence counsel, judges and experts. The focus of the unit will be the processes of criminal justice in New South Wales as well as the rest of Australia, but comparisons will be made from the beginning with continental European criminal justice systems, particularly the French.

## LAWS6233

### Criminology Research Project A

**Credit points:** 6 **Teacher/Coordinator:** Supervised by an appointed academic staff member **Session:** Semester 1, Semester 2 **Corequisites:** LAWS6234 **Assessment:** approx 20,000wd research project **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment. Note: Candidates must complete both LAWS6233 and LAWS6234 within one or two semesters*

Candidates must submit a detailed proposal and seek approval from the Program Coordinator prior to enrolment.

## LAWS6234

### Criminology Research Project B

**Credit points:** 6 **Teacher/Coordinator:** Supervised by an appointed academic staff member **Session:** Semester 1, Semester 2 **Corequisites:** LAWS6233 **Assessment:** approx 20,000wd research project **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment. Note: Candidates must complete both LAWS6233 and LAWS6234 within one or two semesters*

Candidates must submit a detailed proposal and seek approval from the Program Coordinator prior to enrolment.

## LAWS6839

### Critical Issues in Public Health Law

**Credit points:** 6 **Teacher/Coordinator:** Prof Roger Magnusson **Session:** S2 Intensive **Classes:** block/intensive **Assessment:** compulsory classwork (20%) and 1x3500wd essay (40%) or 1xassignment (40%) and 1x take-home exam (40%) or 1x3500wd essay (40%) and 1x assignment (40%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: Compulsory for GradDipPubHL candidates. MHL candidates may select this unit as one of the three compulsory units required in addition to LAWS6252 or LAWS6881.*

How does law contribute to public health? This unit explores the role of law as a tool for protecting the public's health, responding to public health risks and implementing strategies designed to promote public health. It provides a foundation for further study in public health law, by clarifying the sources of public health law, the strategies that law can adopt, and debates about the proper role of law in protecting public health. The unit also provides a review of law's role within a number of critical areas, including: acute public health threats (focus on SARS, and bioterrorism); sexual health and STIs; and tobacco control. The unit also provides illustrations of the legal environment of public health practice and policy-making (through a case study on iatrogenic transmission of blood-borne viruses, and look-backs). Throughout the unit, candidates will be trained to identify legal issues, to apply the law to policy tasks and public health issues, and to critically evaluate the success of the strategies law adopts to protect and promote public health. Candidates will also explore the tension between the public interest in protecting health, and competing public and private interests. Candidates wishing to extend their knowledge of public health law may enrol in the companion unit, New Directions in Public Health Law and Policy. These units comprise a core program in public health law.

#### Textbooks

Useful references: Christopher Reynolds, Public Health Law and Regulation, Federation Press, 2004 [Australia focus] and Lawrence O. Gostin, Public Health Law: Power, Duty, Restraint, University of California Press, 2000 [US focus]. Issued materials will be ready for collection 4 weeks before the introductory class.

## LAWS6925

### Dealing in Art and Cultural Heritage

**Credit points:** 6 **Teacher/Coordinator:** Assoc Prof Barbara McDonald (Coordinator), Prof Deborah DeMott **Session:** S2 Late IntB **Classes:** block/intensive **Assumed knowledge:** LAWS6252 or law degree from a common law jurisdiction **Assessment:** 1x8000wd research essay (100%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit covers a number of intersections between the law and the people and institutions who constitute the world of the visual arts and art markets, including artists, museums, individual collectors, art dealers, and auction houses. The unit examines the implications of several bodies of legal doctrine applicable to transactions in fine-art and other objects of cultural significance and the relationships associated with such transactions, including common-law agency. The unit also explores the significance of non-legal material geared to shaping the practices of art-market participants, such as codes and guidelines adopted by art-museum associations, as well as selected literature from other academic disciplines.

**LAWS6889****Death Law**

**Credit points:** 6 **Teacher/Coordinator:** Dr Kristin Savell **Session:** S1 Late IntB **Classes:** block/intensive **Assessment:** 1x class presentation (10%), 1x2000wd presentation paper (30%) and 1x5000wd research essay or take home exam (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

Western attitudes toward death have undergone a remarkable transformation in the last century. For many, death now takes place in the hospital or the hospice following the decision of a doctor to cease providing treatment. As the management of death has passed from the family to health care professionals, it now makes sense to regard the moment and circumstances of death as largely medical phenomena. Moreover, as 'autonomy' has taken a dominant place amongst ethical values, it also makes sense to describe and measure death in terms of its 'acceptability' both to the dying person and his or her survivors. In tandem with these changes, technological innovations have transformed the dead or dying body into a potential source of valuable (and recyclable) biological material. These developments have thrown up new and urgent challenges for legal understandings about the timing of, and criminal responsibility for causing, death both within and outside medical settings. These developments have also disturbed conventional understandings of the corpse as sacred. Topics to be covered may include: death in contemporary Australia, the legal definition of life and death, medical futility and the concept of 'lives not worth living', euthanasia (with and without request), physician-assisted suicide, refusing and withholding life-prolonging treatment in adults and children, the Shipman/Patel scandals, ownership of the corpse and body parts, dead donor organ transplantation, organ sale and theft, posthumous reproduction, 'mercy' killing outside medical settings and the jurisdiction of the Coroner. The unit will interrogate these and other contemporary challenges for the law relating to death and dying both within Australia and, where appropriate, other selected comparator jurisdictions (US, UK and Canada). These will be mapped against socio-historical understandings of the changing meaning of death, dying and serious disability in Western societies, and candidates will be encouraged to reflect on the broader legal implications of these developments.

**LAWS6038****Debt Financing**

**Credit points:** 6 **Teacher/Coordinator:** Mr Dennis Scott **Session:** Semester 1 **Classes:** (1x2hr lec)/wk **Assumed knowledge:** LAWS6810 or background in Australian corporate law **Assessment:** 2xclass presentations (20% each) and 1x exam (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit focuses on legal aspects of debt financing in an increasingly global market environment. Much of the unit deals with enforcement issues in the insolvency context, which can highlight the types of protection for which creditors should have bargained to safeguard their positions. The unit assumes a good general knowledge of Australian corporate law. The unit is taught by expert practitioners in the field of debt financing. Lecturers include Tony Berriman (Minter Ellison); Ray Mainsbridge, James Marshall, David Mason, Tony Ryan and Dennis Scott (Blake Dawson); David East (DLA Phillips Fox); David Friedlander and David Eliakim (Mallesons Stephen Jaques); Diccon Loxton (Allens Arthur Robinson); Mitchell Mathas (Deacons) and Roger Dobson (Henry Davis York). There may be changes to lecturers in this unit.

Particular topics covered include: the nature and priority of charges; the lender/trustee/manager relationship; financial covenants; negative pledges; hybrids; guarantees and third party securities; issues involving secured creditors; set-off; aspects of enforcement by creditors; voluntary administration; subordinated debt; receivership.

**LAWS6931****Dispute Resolution in Asia**

**Credit points:** 6 **Teacher/Coordinator:** A/Prof Luke Nottage (Coordinator), Dr Simon Butt, Mr Edwin Bikundo **Session:** S2 Late IntB **Classes:** block/intensive **Assumed knowledge:** LAWS6252 or law degree from a common law jurisdiction **Assessment:** 1x2500wd take home exam (25%),

1x7000wd essay (75%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit introduces the law and practice of dispute resolution in Asia, focusing on three major economies: Japan, Indonesia and India. It examines the extent and mechanisms of harmonisation within our region, particularly by examining how a company typically would avoid or resolve disputes with other companies, its consumers, or with government officials. The unit therefore aims to combine a broader comparative and theoretical perspective with more practical applications in managing disputes in Asia.

**LAWS6130****Dispute Resolution in Australia**

**Credit points:** 6 **Teacher/Coordinator:** Prof Hilary Astor **Session:** Semester 2 **Classes:** (1x2hr lec)/wk **Assessment:** 1x3000wd research essay (50%) and 1xtake home exam (50%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: This is not a skills unit and candidates will not be trained as negotiators or mediators*

Dispute Resolution in Australia is designed to give candidates a broad understanding of the theory, policy and practice of ADR. It will enable candidates to understand various alternative dispute resolution processes, their advantages and limitations; understand the application of ADR in particular areas of practice: understand key theoretical debates about mediation; be able to advise others about ADR processes; be better participants in ADR processes; be better able to evaluate the possible applications of various dispute resolution methods. The use of ADR in employment and health care disputes will be considered.

**LAWS6924****Dispute Settlement in the WTO**

**Credit points:** 6 **Teacher/Coordinator:** Adj Prof Brian John Tamberlin **Session:** S2 Late IntB **Classes:** block/intensive **Assessment:** class participation (10%), 1xexam (90%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

The purpose of this unit is to introduce candidates to the procedures and development of the most effective dispute settlement procedures and jurisprudence in the area of international law, namely, the World Trade Organization Dispute Settlement Body. The unit will briefly survey the history of the World Trade Organization and the origins of the Dispute Settlement Body. The unit will examine, through an analysis of several leading disputes, the range of procedures used by the DSB for reaching decisions both at first instance and then in relation to appeals. Following this, the unit will address the way in which decisions can be enforced. The unit will also consider the problems arising from the present procedure and the possible developments which could take place having regard to proposed amendments by various nation states. There will also be a comparison of the dispute settlement procedures used by the World Trade Organization with procedures used in Courts and Tribunals in Australia.

**LAWS6852****Doing Business in China**

**Credit points:** 6 **Teacher/Coordinator:** Ms Vivienne Bath **Session:** S2 Intensive **Classes:** block/intensive **Assumed knowledge:** LAWS6252 or law degree from a common law jurisdiction **Assessment:** 1x2000wd assignment (30%) and 1xtake home exam (70%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit aims to provide an introduction to the legal and practical aspects of doing business in China. The unit will commence with an overview of the Chinese legal, political and economic system and will then move on to an examination of the system of commercial regulation in China, including contracts, land use, regulation of private and state-owned businesses and Chinese companies and securities laws. The unit will focus on Chinese contract law and the foreign investment regime and the related structuring and regulatory issues related to foreign participation in the Chinese market. Areas covered will discuss the principal issues relating to the establishment of a corporate or other presence in China and the related negotiation process, including taxation and foreign exchange controls. The unit

will conclude with an examination of methods of resolution of disputes arising under contracts entered into in China. More specialized topics which may be covered include intellectual property, labour law and regulation of financial institutions.

#### LAWS6163

##### Energy and Climate Law

**Credit points:** 6 **Teacher/Coordinator:** Assoc Prof Rosemary Lyster **Session:** S1 Late IntC **Classes:** block/intensive **Prohibitions:** LAWS6863 **Assessment:** class participation (20%) and 1x7000wd essay (80%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: This unit replaced LAWS6163 Energy Law*

This unit adopts an inter-disciplinary and integrative approach to understanding the dynamics of one of the most pressing global environmental concerns ecologically sustainable energy use. Working loosely within the framework of the Climate Change Convention, the unit relies on the perspectives of scientists, lawyers and economists to develop an integrated approach to sustainable energy use. The unit identifies current patterns of energy use in Australia and examines Australia's response to the Climate Change Convention. It also analyses the strengths and weaknesses of various political, legal and economic mechanisms for influencing the choice of energy use. The initiatives of the Commonwealth and New South Wales governments, as well as local councils, to promote sustainable energy use and to combat global warming are scrutinised.

#### LAWS6893

##### Environmental Criminology

**Credit points:** 6 **Teacher/Coordinator:** Dr Murray Lee **Session:** Semester 2 **Classes:** (1x2hr lec)/wk **Assessment:** class projects (10%), 1x4500wd research paper (50%) and 1xtake home exam (40%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

The unit examines traditions of criminological theorising, research and public intervention that focus on the socio-spatial context(s) and determinants of crime and its governance. It explores the principal sources of data collection, the methodologies and theoretical underpinnings concerned with the spatial and social ecological dispersion of crime and deviance and its techniques of management and control. It also explores the relationship of public safety and crime prevention to public policy/interventions in areas such as urban and regional planning, housing, local government and community services.

#### LAWS6043

##### Environmental Impact Assessment Law

**Credit points:** 6 **Session:** S2 Late IntB **Classes:** block/intensive **Assessment:** 1x4000wd essay (50%) and 1xtake home exam (50%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit has three fundamental aims. The first is to provide a sound analysis of Environmental Impact Assessment (EIA) procedures in NSW and at the Commonwealth level. The second aim is to develop a critical understanding of EIA as a distinctive regulatory device by examining its historical, ethical and political dimensions as well as relevant aspects of legal theory. The third and ultimate aim is to combine these doctrinal and theoretical forms of knowledge so we can suggest possible improvements to the current practice of EIA in Australia.

#### LAWS6044

##### Environmental Law and Policy

**Credit points:** 6 **Teacher/Coordinator:** Adj Prof Gerry Bates **Session:** S1 Intensive, S2 Intensive **Classes:** block/intensive mode **Corequisites:** LAWS6252 or law degree from a common law jurisdiction **Assessment:** 2x4000wd essays (50% each) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: compulsory for all environmental law candidates*

The aim of the unit is to introduce candidates to overarching themes in environmental law and policy as a foundation to their more detailed studies for the Environmental Law Program. This is an overview unit addressing a number of environmental issues at various levels of analysis; such as policy making, implementation of policy and dispute resolution. The unit covers the law and policy relating to environmental

planning, environmental impact assessment, pollution and heritage. The concept of ecologically sustainable development and its implications for environmental law and policy is a continuing theme. The unit is designed to develop multi-dimensional thinking about environmental issues and the strategies needed to address them. The unit provides a broad background of the political and economic issues in so far as they are related to the legal issues involved.

#### LAWS6045

##### Environmental Planning Law

**Credit points:** 6 **Teacher/Coordinator:** Ms Nicola Franklin, Dr Andrew Edgar **Session:** S1 Late IntC **Classes:** block/intensive **Assessment:** 1x4000wd essay (50%) and 1x4000wd problem-based assignment (50%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit examines the legal and institutional structures in New South Wales for land-use regulation and the resolution of land-use conflicts. The focus is on environmental planning, development control and environmental impact assessment under the Environmental Planning and Assessment Act 1979 (NSW) and cognate legislation. The unit provides an opportunity to explore contemporary urban issues, such as urban consolidation and infrastructure funding. Federal interest in the cities is also examined. While an important aim of the unit is to provide candidates with an understanding of the New South Wales environmental planning system, the unit also aims to develop the capacity to evaluate environmental policies and programs through exploring theoretical perspectives on the function of environmental planning. The unit will critically evaluate the function and design of environmental planning systems and the legal ambit of planning discretion. Significant influences, such as escalating environmental and social concerns about our cities, will be discussed, together with an evaluation of processes and forums for public involvement in land-use policy and decision making. A good grounding in this area will be of assistance to candidates undertaking other units in the Environmental Law Program.

#### LAWS6046

##### Equity Financing

**Credit points:** 6 **Teacher/Coordinator:** Prof Jennifer Hill **Session:** Semester 2 **Classes:** (1x2hr lec)/wk **Assumed knowledge:** LAWS6810 or background in Australian corporate law **Assessment:** 2xclass presentations (20% each) and 1xexam (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit focuses on the corporate law aspects of equity fundraising. At a theoretical level, this unit is underpinned by the privileged position of equity within corporate law. However, the unit also has a strongly commercial approach, and is taught by a range of experts in the area. Lecturers include The Hon Justice Kevin Lindgren (Federal Court of Australia); Michael Ahrens (Transparency International); Adj Prof Ashley Black (Mallesons Stephen Jaques); Tony Damian, John Natal and Lachlan Roots (Freehills); John Kluver (CAMAC); Bill Koeck (Blake Dawson); Andrew Lumsden (Corrs Chambers Westgarth); Tom Story (Allens Arthur Robinson). There may be changes to lecturers in this unit.

Particular topics covered include: accounting standards, profits and auditors' duties; dividends; incorporated joint ventures and strategic alliances; unincorporated joint ventures and strategic alliances; profits and dividends; capital restructuring - a comparative analysis of transactions affecting share capital; regulated financial transactions under chapter 2E of the Corporations Act; corporate reconstructions and schemes of arrangement; underwriting and the role of regulators; issues in comparative equity finance; private equity and venture capital. Note that application of the disclosure provisions to corporate fundraising is covered in the unit LAWS6100 Corporate Fundraising.

#### LAWS6833

##### European Environmental Law

**Credit points:** 6 **Teacher/Coordinator:** Adj Prof Gerry Bates **Session:** S1 Late IntC **Classes:** block/intensive **Assessment:** 1x8000wd research essay (100%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit examines fundamental concepts that govern environmental law in the European Union and how environmental policy is developed and translated into the domestic laws of countries that form the EU. The influences at work behind the formulation of environmental policy, and therefore of environmental law, is explored. The unit also examines environmental democracy in the EU and implementation and enforcement of EU environmental laws. Areas of environmental law that are covered include environmental assessment, biodiversity, integrated pollution prevention and control, the European Climate Change Programme, and waste management. The unit encourages comparative analysis between the formation and implementation of environmental law in the EU and the Australian federal environmental law system.

### LAWS6917

#### European Human Rights Law

**Credit points:** 6 **Teacher/Coordinator:** Prof Conor Gearty **Session:** S1 Late IntB **Classes:** block/intensive **Assessment:** 1x2500wd assignment (30%) and 1x5000wd essay (70%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

Europe enjoys the world's most advanced regional legal system for protecting human rights. The 1950 European Convention on Human Rights was the world's first major human rights treaty, adopted by the Council of Europe after massive rights violations in the Second World War. The Convention creates binding complaints procedures and judicial remedies. This unit examines the origins of the Convention; which rights it protects; the system's institutional architecture (including post-1998 reforms of the European Commission and the European Court of Human Rights); and key jurisprudence of the European Court. The unit also covers the Convention's implementation in national legal systems (such as the Human Rights Act 1998 (UK) and the equivalent Irish Act passed in 2003); the relationship of the European system to international human rights law; and the interaction of the Convention system with the human rights functions of the European Union (especially the Charter of Fundamental Rights in the draft EU Constitution).

#### Textbooks

Prescribed text books: Clare Ovey and Robin White, Jacobs and White, The European Convention on Human Rights 4th edn (Oxford University Press, Oxford, 2006: ISBN 0-19-928810-0) and C A Gearty, Principles of Human Rights Adjudication (Oxford University Press, Oxford, 2004 paperback, 2005). Recommended text: C A Gearty (ed), European Civil Liberties and the European Convention on Human Rights: A Comparative Study (Martinus Nijhoff publishers, The Hague, 1997: ISBN 90-411-0253-1)

### LAWS6818

#### Executive Employment

**Credit points:** 6 **Teacher/Coordinator:** Prof Joellen Riley **Session:** S1 Late IntB **Classes:** block/intensive **Corequisites:** LAWS6252 and LAWS6071 (MLLR candidates) **Assessment:** class participation (20%) and 1x6000wd research essay (80%) or 2x3000wd problem assignments (40% each) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit of study examines the role of corporate executives from a number of angles. First, we consider the role of the executive in the large public corporation, and we consider contemporary debates on executive remuneration, and executives' responsibilities in corporate governance. This includes an examination of directors' duties under the Corporations Act 2001 (Cth) and under general law. We then consider issues arising in the drafting of executive service contracts. Finally, we consider issues arising on the termination of executive contracts, including rights and remedies on termination, Trades Practices Act claims; and the enforcement of restrictive covenants and confidentiality clauses.

### LAWS6230

#### Expert Evidence

**Credit points:** 6 **Teacher/Coordinator:** Adj Prof Peter Cashman **Session:** S1 Late IntC **Classes:** block/intensive **Assessment:** 1x3500wd take home exam (50%) and 1x3500wd assignment (50%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit will address the role of expert witnesses, their reports and their testimony in criminal and civil cases. It will examine the attitudes

of the courts and tribunals to experts and the way in which the law utilises the fruits of other disciplines. The focus of the unit will be on the accountability of expert opinions and upon the effectiveness by which experts are examined and cross-examined. It will scrutinise the common law and legislative rules of expert evidence and the rules of procedure that relate to the admissibility of expert evidence. Also addressed will be issues of property in witnesses, confidentiality, privilege, ethics, payment and selection of forensic experts.

In addition, the unit will explore the role and impact of expert evidence in a range of different forms of litigation. It will assess the difficulties attaching to medical evidence in personal injury, product liability and coronial litigation, and to epidemiology evidence and scientific evidence in criminal litigation, in particular, DNA profiling, fingerprinting and handwriting analysis. A significant portion of the unit will also be devoted to controversies attaching to the role of psychiatric and psychological evidence, in cases involving evaluation of fitness to stand trial, assessment of criminal intent, diminished responsibility and insanity. Issues relating to prediction of dangerousness, post-traumatic stress disorder as psychiatric injury, and the main forensic syndromes, battered woman syndrome, rape trauma syndrome, cult indoctrinee syndrome, repressed memory syndrome, child sexual abuse accommodation syndrome and parental alienation syndrome, will be canvassed in the context of criminal, civil and family law cases.

### LAWS6048

#### Explaining Crime

**Credit points:** 6 **Teacher/Coordinator:** Dr Murray Lee **Session:** Semester 1 **Classes:** (1x2hr lec)/wk **Assessment:** 1xtake-home exam, 1x4500wd essay and class work **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: compulsory for MCrim and GradDipCrim candidates and co-requisite for other criminology units*

This unit examines the relevance of theory to the process of explaining crime as a social phenomenon. It will selectively analyse the history of criminological thought. Special attention will be given to the cross-disciplinary nature of efforts to understand crime, criminality and their causes. A significant section of the unit will deal with contemporary approaches to criminological explanation including the influence of feminism and postmodernism. Contemporary theorists such as Foucault, Garland and Braithwaite will also be considered. The unit will endeavour to make explicit the links between criminological theory and the development of public policy.

### LAWS6194

#### Explaining Punishment

**Credit points:** 6 **Teacher/Coordinator:** Assoc Prof Gail Mason **Session:** S1 Late IntB **Classes:** (1x2hr lec)/wk **Assessment:** 1x4500wd essay, 1xtake home exam and classwork **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

The objective of this unit is to explore punishment, sentencing and penalty in modern society, particularly through an understanding of the relationship between punishment and social structure and the significance of punishment within the social and political order.

The unit will adopt an interdisciplinary approach which draws on history, law, literature, sociology and criminology. Topics which will be covered include new sentencing regimes (such as mandatory sentencing), women in prison, juvenile imprisonment, inequality and punishment, privatisation, and the impact of law and order politics on punishment.

### LAWS6895

#### Gender, Race and Crime

**Credit points:** 6 **Teacher/Coordinator:** Prof Julie Stubbs **Session:** Semester 2 **Classes:** (1x2hr lec)/wk **Prohibitions:** LAWS6051 **Assessment:** 1xtake home exam (40%), 1x4500wd essay (50%) and class presentation (10%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: This unit replaced Gender, Race and Legal Relations*

Gender, Race and Crime is an inter-disciplinary unit that critically examines crime and justice through the lens of gender and

race/ethnicity. It is taught using a seminar format, and encourages candidates to undertake independent research on issues related to the unit. The objectives are: To provide a theoretical understanding of the concepts of gender, race/ethnicity and their intersection with other social categories including but not limited to class, and their relationship to the construction of crime, crime control and justice; To provide a critical understanding of the empirical data on the relationship between race/ethnicity, gender and the criminal justice system; To encourage candidates to develop a critical analysis of the criminal justice system and related forms of regulation by focusing on race/ethnicity, gender and their intersection; To encourage candidates to develop their skills in inter-disciplinary research. Themes covered in the unit will include: definitions and constructions of knowledge about race, ethnicity and gender and their effects; whiteness and white privilege; the impact of colonial relations on indigenous people and their relationship with the criminal law; criminalisation, victimisation and contemporary criminal justice; alternative forms of justice. Other topics will be selected to reflect contemporary debates and issues and may include: violence against Aboriginal women and children; media constructions of race, ethnicity and crime; and migration and crime (migration for marriage, refugees, trafficking).

#### **LAWS6914** **Genetics and the Law**

**Credit points:** 6 **Teacher/Coordinator:** Dr Isabel Karpin **Session:** S2 Late IntB **Classes:** block/intensive **Assessment:** 1xclass presentation (20%) and 1x8000wd essay (80%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: Candidates who have completed LAWS6075 Legal Issues in Health Care & Technology will find that some of the material covered in that unit is also covered in LAWS6914 Genetics and the Law. While the material covered in this unit will be more in-depth and at an advanced level there will be some overlap. Candidates may wish to consult with the Unit Coordinator prior to enrolment.*

This unit will examine the scope and limitations of existing regulation of genetic technologies with respect to humans; consider recent scientific and technological innovations in the area of human genetics and the role and effectiveness of law in managing these new developments and evaluate the role of law as a means to control both the development of new genetic technologies and the utilisation of existing technologies. This will include a specific focus on: individual decision-making versus responsibility for genetic risk, individual versus group rights, genetic privacy, genetic discrimination, reproductive autonomy, and ownership and control of genetic information and research developments. Specific issues covered will include: regulatory limits on the use of genetic screening including of adults, children and newborns; prenatal genetic testing and genetic testing of adults and children; the regulation of genetic registers, protecting genetic information privacy and the problem of familial information; measures to control genetic discrimination in employment and insurance; the regulation of genetic research through the NHMRC guidelines and other means; regulation of genetics in medical research including gene therapy, inheritable genetic modification, stem cell research and human somatic cell nuclear transfer (cloning technologies); the establishment of biobanks and the concept of genomic property.

#### **LAWS6920** **Global Health Law**

**Credit points:** 6 **Teacher/Coordinator:** Prof Lawrence Gostin **Session:** S2 Late IntB **Classes:** block/intensive **Assessment:** 1x6000-7000wd research paper (80%) and compulsory question (20%) or 1x3500-4000wd research paper (50%), assignment (30%) and compulsory question (20%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

Today, domestic health and global health are recognized as intertwined and inseparable. The determinants of health (e.g. pathogens, air, water, goods, and lifestyle choices) are increasingly international in origin, expanding the need for health governance structures that transcend traditional and increasingly inadequate national approaches. In this intensive unit, candidates will gain an in-depth understanding of global health law through careful examination of the major contemporary problems in global health, the principal international

legal instruments governing global health, the principal international organizations, and innovative solutions for global health governance in the 21st Century. Class sessions will consist of a combination of lecture, interactive discussion, and case simulation and/or role-play.

The class will cover naturally occurring infectious diseases (e.g. extensively drug resistant tuberculosis, malaria, and HIV/AIDS), past (e.g., SARS) and future (e.g., Influenza (A) H5N1) epidemics, bioterrorism events (e.g., anthrax or smallpox), and/or major chronic diseases caused by modern lifestyles (e.g., obesity or tobacco use).

#### *Textbooks*

**Primary:** A Collection of readings from primary and secondary sources  
**Supplemental:** Lawrence O. Gostin, *Public Health Law: Power, Duty, Restraint* (University of California Press, 2nd ed. 2008) (candidates will be advised when it is available from the bookstore) (U.S. based but intended to provide a population based perspective and the role of law in safeguarding the public's health).

#### **LAWS6214** **Goods and Services Tax Principles**

**Credit points:** 6 **Teacher/Coordinator:** Assoc Prof Rebecca Millar **Session:** S1 Late IntC **Classes:** block/intensive **Assumed knowledge:** It is recommended that candidates who are not working in the tax area and have not taken an undergraduate tax unit in Australia in the past five years undertake LAWS6814 before enrolling in this unit. If in doubt, please consult the Taxation Program Coordinator. **Assessment:** 1xexam or research essay (70%) and class work (30%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: It is not possible to cover all aspects of GST in one unit. Candidates seeking a complete picture of Australia's GST should also undertake LAWS6828 Advanced Goods & Services Tax*

The object of this unit is to introduce the basic design, operation, compliance, administration, and working principles of the Australian goods and services tax (GST). The unit will commence with a brief examination of the design features common to value-added type consumption taxes, of which Australia's GST is an example. The unit will proceed to examine the main foundational principles of Australia's GST and its operation in practice. In assessing the Australian legislation, comparisons will be drawn with case law and statute from other jurisdictions to assist in understanding how Australia's GST might be interpreted. On successful completion of this unit you should have an understanding of the policies underlying GST, a detailed knowledge of the technical workings of the basic Australian GST rules and procedures, and an awareness of current practical problems involved in GST. Topics examined will cover the key concepts required to understand the operation of GST, including: introduction to GST - basic design features and underlying policies of GST; status of the taxable person, concepts of enterprise, and the obligation to register for GST; liability for tax on supplies - types of supply & limits on the concept of supply; consideration, including non-monetary consideration, nexus, & value; entitlement to input tax credits; liability for tax on importations; tax invoices, attribution to tax periods, adjustment events & adjustments for change of use; basic principles of GST-free and input taxed supplies; introduction to international issues in GST, including the treatment of cross-border transactions and importations; introduction to real property transactions; introduction to the treatment of financial supplies; compliance & administration, including anti-avoidance.

#### **LAWS6891** **GST - International Issues**

**Credit points:** 6 **Teacher/Coordinator:** Assoc Prof Rebecca Millar **Session:** S2 Late IntB **Classes:** block/intensive **Prerequisites:** LAWS6214 or LAWS6814 **Assumed knowledge:** This unit complements and further develops the understanding of international issues relating to GST, developed in either LAWS6214 or LAWS6814 **Assessment:** 1x exam (60%), class work (essay/problem question/case note/class presentation) (30%) and class participation (10%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

The object of the unit is to broaden your existing knowledge of the international coverage of Australian Goods and Services Tax (GST) and to develop an understanding of the policies, detailed rules, and current practical problems involved in applying GST to cross-border transactions.

The unit will focus on the jurisdictional coverage of Australian GST, analysing in detail the complex issues that can arise in determining how GST applies to cross-border transactions. The unit will commence with an outline of the principles governing jurisdictional coverage: the destination principle and origin principles, and the use of proxies for determining the place of taxation. The unit will include a strong comparative element, situating the Australian rules within the framework of value added taxes around the world, and will explain where the Australian model differs from both the European and New Zealand models for determining the place of taxation.

Topics covered will include: the 'connected with Australia' rules, considered separately for goods, real property, and 'things other than goods or real property'; the importation of goods and the interaction between the importation rules and the connected with Australia rules; the GST-free treatment of exports of goods and exports of 'things other than goods or real property'; the treatment of international travel, 'arranging for' services in relation to various GST-free supplies, and international mail; telecommunications supplies (both incoming and outgoing), including issues relating to phone cards, mobile roaming, inter-carrier charges, and the problems raised by the increasing use of VOIP; and the operation of the reverse charge provisions.

Within each topic, the added complexities raised by multi-party transactions will be discussed, and the relevance of place of consumption will be considered. Other issues that may be covered include cross-border financial supplies, gambling, and insurance, and e-commerce.

#### LAWS6054

##### Health Care and Professional Liability

**Credit points:** 6 **Teacher/Coordinator:** Dr Kristin Savell **Session:** S2 Late IntB **Classes:** block/intensive **Assessment:** 1xclass presentation (10%), 1x2000wd class paper (30%) and 1x5000wd take home exam (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: Compulsory for GradDipPubHL candidates. MHL candidates may select this unit as one of the three compulsory units required in addition to LAWS6252 or LAWS6881.*

This unit will provide a foundation for further study in health law by examining laws that govern the liability of health professionals across a range of fields (eg criminal law, torts, contract, discrimination law) and mechanisms for the oversight and disciplining of health professionals. The unit will explore the role of law as a means to regulate/set limits on the conduct of health professionals and examine debates about the proper role of law in regulating the provision of health care. It will also critically evaluate law reform initiatives with respect to legal liability, complaints mechanisms and disciplinary action against health professionals where relevant. Topics to be covered may include: Legal and non-legal methods of regulating the practices of health professionals; the limits imposed on health professionals by the criminal law; the principles of negligence and their application to the liability of health professionals; contractual and fiduciary duties of health professionals; liability of hospitals; discrimination in health care; procedures for complaints against health professionals; disciplinary proceedings and the statutory reporting obligations of health professionals.

#### LAWS6178

##### Honours Dissertation A

**Credit points:** 3 **Teacher/Coordinator:** Supervised by an appointed academic staff member **Session:** Semester 1, Semester 2 **Corequisites:** LAWS6179 **Assessment:** 20,000wd dissertation **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment.*

A candidate for a Master's degree by coursework is not eligible for Honours unless they first enrolled before 1 January 1999 and are currently enrolled in Honours as at 1 January 2009.

#### LAWS6179

##### Honours Dissertation B

**Credit points:** 3 **Teacher/Coordinator:** Supervised by an appointed academic staff member **Session:** Semester 1, Semester 2 **Corequisites:** LAWS6178

**Assessment:** 20,000wd dissertation **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment.*

A candidate for a Master's degree by coursework is not eligible for Honours unless they first enrolled before 1 January 1999 and are currently enrolled in Honours as at 1 January 2009.

#### LAWS6846

##### Human Rights and the Global Economy

**Credit points:** 6 **Teacher/Coordinator:** Prof David Kinley **Session:** S2 Late IntB **Classes:** block/intensive **Assessment:** 1x8000wd essay (100%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

The questions of whether and how the global economy and human rights interrelate and interact have excited much recent controversy on the streets, in the courts and legislatures, in corporate board rooms and in the corridors of the UN and the international trade and financial organizations. It is a controversy that will almost certainly intensify over the next few years. The debate is controversial because it is important, and it is important because it involves two great globalizing forces namely, the promotion of free market ideology through trade liberalization and the protection of human rights through the universalization of the norms that underpin human dignity. On the face of it the two projects do sit easily together. Are they, in fact, implacably opposed to each other? Where or how do they overlap and what are the consequences or opportunities presented thereby? What role can the law play in regulating their interaction whether it be domestic or international law, 'hard' or 'soft' law. And what or who are the real actors behind the economic and human rights power blocs on the global stage? This unit seeks both to frame these questions and to address them by reference to the most recent discussion, thinking and action in the area.

#### LAWS6195

##### Immigration and Labour Law

**Credit points:** 6 **Teacher/Coordinator:** Prof Mary Crock, Prof Ron McCallum **Session:** S2 Late IntB **Classes:** block/intensive **Corequisites:** LAWS6252 and LAWS6071 (MLLR candidates) **Assessment:** class presentation/participation (25%), 1x1500wd critique of at least one but no more than two of the set articles (15%) and 1x5000wd research paper (MLLR candidates) or 1x6000wd research paper (LLM candidates) (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

Immigration and Labour Law is a specialist unit designed to provide candidates with an opportunity to explore in depth a particular facet of immigration law: that concerning the admission and treatment of non-citizens on grounds of employment or special skills. The unit is designed to be interdisciplinary in its focus, offering insights for both candidates with particular interests in migration law and those with expertise or interests in employment law. It examines the economic basis of the skilled component of Australia's immigration program, exploring the different theories and practical strategies adopted over the years in the selection of skilled migrants. It also looks in some detail at the various components of the skilled migration, business skills and temporary skills transfer sub-programs. The unit involves the study of the laws and policies relevant to both the employment of foreign workers in Australia and the employment of Australian workers overseas. The unit covers substantive aspects of migration and labour law in Australia, as well as law and policies relevant to the settlement and on-going employment of foreign workers. Included for special study in this regard are the matters of the recognition of overseas qualifications and the taxation, superannuation and investment laws applicable to foreign workers.

The unit of study is designed to foster the following skills: Skills of statutory interpretation and problem-solving, through the study and use in practical situations of the Migration Act 1958 and its associated Regulations; Skills of legal analysis and evaluation, gained through the examination and synthesis of relevant legislation; of court decisions and of rulings by the Migration Review Tribunal; and Oral and writing skills, through class participation, simulation exercises and the preparation of a major research paper.

**LAWS6223****Immigration and Nationality Law**

**Credit points:** 6 **Teacher/Coordinator:** Assoc Prof Arthur Glass **Session:** Semester 2 **Classes:** (1x2hr lec)/wk **Assessment:** class participation (10%), 1x3000wd research essay (50%) and take home exam (40%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This is a survey unit designed to introduce candidates to one of the most fast moving and engaging areas of public law. Immigration law is all about government regulation of the entry of persons into Australia. As such, it is a branch of applied administrative law that concerns the very make-up of our society, affecting both who we live with and how we live our lives. Statistics show that nearly one in four Australians were either born overseas or had an overseas-born parent. In spite of this, controversy persists over whether Australia should have an immigration program and the extent to which the government is doing enough to control both unlawful entry and the quality of the (lawful) migrants. With Sydney receiving the lion's share of the migrants who come to Australia each year, migration law has become a growth area for both lawyers and migration agents. By placing the current mechanisms for controlling migration in their legal, social, historical and economic contexts, this unit provides an opportunity to explore the 'big' issues raised by immigration and to look at why the subject has assumed such a central role in the development of Australia's identity as a nation. The unit of study is designed to foster the following skills: skills of statutory interpretation and problem-solving, through the study and use in practical situations of the Migration Act 1958 and its associated Regulations; skills of legal analysis and evaluation, gained through the examination and synthesis of relevant legislation; of court decisions and of rulings by the Migration Review Tribunal; the Refugee Review Tribunal; and the Administrative Appeals Tribunal in its migration division; and oral and written skills, through class participation, simulation exercises and the preparation of a major research paper.

The survey unit does not consider the area of refugee law, which is the subject of a separate postgraduate offering. It is designed as a foundational unit for candidates who have no background in migration law and who wish to move into the area. The unit complements the more specialised units of Refugee Law and Immigration and Labour Law.

**LAWS6825****Impact of Tax on Business Struct & Ops**

**Credit points:** 6 **Teacher/Coordinator:** Ms Chloe Burnett (S1) and Ms Chloe Burnett, Mr Tim Kyle (S2) **Session:** Semester 1, Semester 1a, Semester 1b, Semester 2 **Classes:** (1x2hr lec)/wk (S1, S2), Taxation Training Program (S7, S8) **Assessment:** 1x3000wd seminar paper (30%) and 1xexam (70%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment in the following sessions: Semester 1a, Semester 1b.*

This unit examines the basic elements of Australia's income tax (including fringe benefits tax and capital gains tax) and analyses their impact on the operations and structuring of businesses. The main audience for this unit is participants without a recent and thorough undergraduate course in Australian income tax. So, the majority of participants are from two groups: foreign graduate candidates who have studied their domestic tax system, and who now wish to acquire a detailed knowledge of the operation of the Australian tax system; and Australian graduate candidates from law, commerce, accounting and other disciplines who have not studied income tax and who want to come to grips with the principal impacts of the Australian tax system on their clients.

This unit is both (a) an entry course, designed to serve as the precursor to enrolling in the more specialised units offered in the Tax Program, and (b) a course for practitioners and others who do not seek to be tax specialists but want to improve their general understanding of the tax ramifications of commercial operations.

Upon successful completion of the unit, participants will have: a sound basic understanding of the operation of the Australian income tax law for business, whether conducted directly or via a partnership, trust or company; the ability to apply Australian tax law to a broad range of

common commercial transactions, and an awareness of the commercial consequences of the Australian income tax rules on a range of common domestic commercial transactions; the ability to recognise common income tax issues which would arise in domestic and international commercial transactions; an awareness of the commercial consequences of the Australian income tax rules on a range of common international transactions; an awareness of the impact of tax law and tax outcomes on decision-making by businesses operating in, into or from Australia.

The unit covers the following topics: The main elements of the tax system (1 hour); Assessability of business revenue (6 hours); Treatment of business costs (8 hours); Timing rules for revenue and expense recognition (2 hours); Trading forms, capital raising and cost of servicing invested capital (3 hours) and Cross-border issues (4 hours)

*Textbooks*

Current income tax legislation

**LAWS6866****IDR: Practice and Procedure**

**Credit points:** 6 **Teacher/Coordinator:** Ms Kate Miles, Ms Irene Baghoomians (Coordinators), Assoc Prof Luke Nottage, Dr Brett Williams **Session:** S2 Late IntB **Classes:** block/intensive **Prohibitions:** LAWS6202 **Assumed knowledge:** LAWS6243 or strong background in public international law **Assessment:** 1x3000wd essay (40%) and 1x4500wd research paper (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit is designed as an advanced unit on international dispute resolution and builds on the foundations provided in the listed pre-requisites. The unit will focus on an assessment of the practice and procedure involved in the resolution of four types of international disputes: disputes concerning general international law; disputes concerning human rights; disputes concerning international trade law; disputes concerning international commercial transactions (through international commercial arbitration, including investor-state arbitrations). Each day of the four-day intensive will concentrate on one of these areas with particular attention being given to the practice and procedure of the International Court of Justice, UN Human Rights Committee, European Court of Human Rights, WTO Appellate Body, and international commercial arbitration bodies. Candidates will gain an appreciation of the practice and procedures of these institutions, how they compare and contrast with each other, and their impact on the resolution of public and private international law disputes.

**LAWS6865****IDR: Principles**

**Credit points:** 6 **Teacher/Coordinator:** Assoc Prof Chester Brown **Session:** Semester 1 **Classes:** block/intensive **Corequisites:** LAWS6061 **Prohibitions:** LAWS6202 **Assessment:** 1xtake home exam (30%), 1x6000wd research essay (70%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: This unit replaced LAWS6865 International Dispute Resolution: Theory and Practice*

This unit of study aims to provide an in-depth analysis of international dispute resolution as a technique for resolving public international law disputes. The United Nations Charter provisions for the peaceful settlement of international disputes will be taken as creating the basic framework for the review of dispute resolution techniques. These include negotiation, good offices, mediation, conciliation, arbitration, and adjudication. Particular attention will be given to in-depth analysis of certain disputes and the legal and political techniques used in their resolution. These disputes may include the Iranian Hostages case, the Rainbow Warrior case, French Nuclear Testing, East Timor, and the 1991 and 2003 Iraq Wars.

**LAWS6147****Independent Research Project**

**Credit points:** 6 **Teacher/Coordinator:** Supervised by an appointed academic staff member **Session:** Semester 1, Semester 2 **Assessment:** 10,000wd research paper **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment.*

The goal of this unit of study is to provide candidates with an opportunity to pursue advanced research in an area of their choosing, under the limited supervision of a Faculty member. The unit is only available in special circumstances, and with the approval of the relevant Program Coordinator. The unit is available as a one semester unit of study worth 6 credit points. The 6 credit point unit requires a substantial research paper of 10,000 words.

Given the nature of the unit, there are no set topics. This will be determined on a case-by-case basis. The project must involve a fresh piece of research and writing. Material that has been previously submitted for assessment in any other unit of study may not form part of the project.

Supervisory assistance should not extend beyond considering the project's methodology, the literature review, and thus assessing the candidate's familiarity with the subject. It is expected of candidates undertaking advanced research that their work be "independent". Beyond that elementary supervision, the member of Faculty's role will only be to assess the project upon completion.

No more than 12 credit points of the Independent Research Project may be credited towards the requirements for a master's or SJD program in respect of any candidate. The Independent Research Project is not available to graduate diploma candidates or candidates for the Master of Criminology, Master of International Law and Master of Jurisprudence.

The project must be submitted for assessment by the last day of classes in the semester in which the candidate is enrolled in this unit of study. The project will normally be assessed by the Faculty member acting as supervisor. However, the Program Coordinator may designate an independent assessor, who may or may not be a member of the Faculty.

Enrolment in this unit is contingent upon: The candidate having completed at least four units of study towards their master's candidature and achieving an average mark in these units of 70% or higher [effective Semester 1, 2009]; The candidate formulating, in advance of enrolment, a well-defined research project, including a statement of methodology to be used and availability of necessary research materials; The candidate providing a written statement outlining the special circumstances justifying enrolment in this unit; Approval in writing from a member of Faculty who agrees to serve as supervisor and assessor of the project; and approval in writing from the relevant Program Coordinator. Approval will only be given where the Program Coordinator is satisfied that: the above conditions are met; and no other unit of study is being offered in the year of enrolment which would permit the candidate to undertake study in the proposed area.

#### LAWS6182

##### Independent Research Project A

**Credit points:** 6 **Teacher/Coordinator:** Supervised by an appointed academic staff member **Session:** Semester 1, Semester 2 **Corequisites:** LAWS6183 **Assessment:** 20,000wd research paper **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment. Note: Candidates must complete both LAWS6182 and LAWS6183 within one or two semesters*

The goal of this unit of study is to provide candidates with an opportunity to pursue advanced research in an area of their choosing, under the limited supervision of a Faculty member. The unit is only available in special circumstances, and with the approval of the relevant Program Coordinator. The unit is available as a one semester unit of study worth 12 credit points, or as a full year unit of study worth 12 credit points. The 12 credit point unit requires a substantial research paper of 20,000 words.

Given the nature of the unit, there are no set topics. This will be determined on a case-by-case basis. The project must involve a fresh piece of research and writing. Material that has been previously submitted for assessment in any other unit of study may not form part of the project.

Supervisory assistance should not extend beyond considering the project's methodology, the literature review, and thus assessing the

candidate's familiarity with the subject. It is expected of candidates undertaking advanced research that their work be "independent". Beyond that elementary supervision, the member of Faculty's role will only be to assess the project upon completion.

No more than 12 credit points of the Independent Research Project may be credited towards the requirements for a master's or SJD program in respect of any candidate. The Independent Research Project is not available to graduate diploma candidates or candidates for the Master of Criminology, Master of International Law and Master of Jurisprudence.

In the case of candidates enrolled over a single semester, the project must be submitted for assessment by the last day of classes in the semester in which the candidate is enrolled in this unit of study. In the case of candidates enrolled over a full year, the project must be submitted for assessment by the last day of classes in the second semester in which the candidate is enrolled in this unit of study. The project will normally be assessed by the Faculty member acting as supervisor. However, the Program Coordinator may designate an independent assessor, who may or may not be a member of the Faculty.

Enrolment in this unit is contingent upon: The candidate having completed at least four units of study towards their master's candidature and achieving an average mark in these units of 70% or higher [effective Semester 1, 2009]; The candidate formulating, in advance of enrolment, a well-defined research project, including a statement of methodology to be used and availability of necessary research materials; The candidate providing a written statement outlining the special circumstances justifying enrolment in this unit; Approval in writing from a member of Faculty who agrees to serve as supervisor and assessor of the project; and approval in writing from the relevant Program Coordinator. Approval will only be given where the Program Coordinator is satisfied that: the above conditions are met; and no other unit of study is being offered in the year of enrolment which would permit the candidate to undertake study in the proposed area.

#### LAWS6183

##### Independent Research Project B

**Credit points:** 6 **Teacher/Coordinator:** Supervised by an appointed academic staff member **Session:** Semester 1, Semester 2 **Corequisites:** LAWS6182 **Assessment:** 20,000wd research paper **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment. Note: Candidates must complete both LAWS6182 and LAWS6183 within one or two semesters*

See LAWS6182 Independent Research Project A for unit description.

#### LAWS6058

##### Information Rights in Health Care

**Credit points:** 6 **Teacher/Coordinator:** Prof Belinda Bennett **Session:** S1 Intensive **Classes:** block/intensive mode **Assessment:** 1xclass presentation and 1500wd paper (20%) and 1xtake home exam (80%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: Compulsory for GradDipPubHL candidates. MHL candidates may select this unit as one of the three compulsory units required in addition to LAWS6252 or LAWS6881.*

This unit deals with the rights to information in the modern health care system. The unit will focus on consent to treatment and will include discussion of: capacity, the duty of health professionals to disclose the risks of treatment, refusal of treatment and emergency health care. The unit will also examine duties of confidentiality in health care, ownership of and access to medical records, and information rights in medical research.

#### LAWS6159

##### Insolvency Law

**Credit points:** 6 **Teacher/Coordinator:** Assoc Prof Lee Aitken **Session:** S2 Intensive **Classes:** block/intensive **Assumed knowledge:** Background in Australian corporate law or LAWS6810 Introductory Corporate Law **Assessment:** 1xtake home exam (100%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit will examine the law, policy and practice of both personal and corporate insolvency, under the Bankruptcy Act 1966 and the Corporations Act 2001. Some insolvency issues arising under the Income Tax Assessment Act 1936 will also be covered. Topics which will be covered include: The purposes of insolvency law, including debtor protection, access of creditors to the debtor's assets and assets disposed of, the need for investigation of financial failure, and financial reconstruction and survival; The principles of insolvency law including the *pari passu* principle of equal sharing, and exceptions to that principle, collectivism, compulsion and maintenance of creditors' pre insolvency rights; The processes used by a creditor to commence insolvency proceedings, to a sequestration order in bankruptcy under the Bankruptcy Act and to a winding up order in corporate insolvency under the Corporations Act; Other Bankruptcy Act insolvency regimes - Part X arrangements, Part IX debt agreements, Part XI deceased estates; The nature of property that is available to creditors in bankruptcy and liquidation; Voidable transactions in bankruptcy and under the equivalent corporate regime; The involvement of unsecured creditors through meetings of creditors, funding of litigation, and committees of inspection, and the responsibilities of the liquidator and trustee to those creditors; The liability of directors and company controllers in company insolvency, in particular their liability for insolvent trading and their personal liability for taxes; The general duties and powers of the liquidator and the trustee, and their regulation by ASIC and ITSA; Receiverships and the interaction of insolvency and the rights of creditors with quasi-security and security; The voluntary administration regime under Part 5.3A of the Corporations Act, and its interaction with liquidation and receivership; Insolvency and matrimonial property, and superannuation entitlements; Current reform and policy considerations - CAMAC reports, Senate committee Report 2004, ALRC reports; and Cross-border insolvency.

#### LAWS6860

##### Intellectual Property: Marketing Rights

*This unit of study is not available in 2009*

**Credit points:** 6 **Teacher/Coordinator:** Assoc Prof Patricia Loughlan **Session:** S1 Late Int **Classes:** block/intensive mode 4-5 days (9am-5pm). See timetable. **Assessment:** class participation or paper (20%) and 1xopen book exam or 1x6000-8000wd research essay (80%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit will examine theoretical and practical issues in the law of registered trade marks and passing-off, with a particular reference to the role of unfair competition reasoning in the cases and issues such as the concept of 'sign' (including shapes) in contemporary trade mark law, the concept of 'property' in trade marks and other trade indicia, the optimal decision-making model for trade mark law, counterfeiting and compliance with the requirements of the TRIPS Agreement, character merchandising and the appropriation of the celebrity persona, the requirement of misrepresentation in passing off and the tension between trade mark dilution rules and freedom of communication.

#### LAWS6156

##### International Banking Law

**Credit points:** 6 **Teacher/Coordinator:** Prof Geoffrey P Miller **Session:** S1 Late IntA **Classes:** block/intensive **Assessment:** class participation (10%), 1xtake home exam (90%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit is an intensive introduction to the law and economics of international banking. Topics will include: the nature of the banking firm, the role of banks in monetary policy, optimal regulatory structures, protection of depositors and the problem of moral hazard, bank runs and panics, control of bank-specific risk, capital adequacy standards, control of systematic risk, and the regulation of cross border banking transactions.

#### LAWS6059

##### International Business Law

**Credit points:** 6 **Teacher/Coordinator:** Ms Vivienne Bath (S64), Assoc Prof Y S (Steve) Lee (S53) and Assoc Prof Y S (Steve) Lee, Assoc Prof Greg Tolhurst (S2) **Session:** S1 Late IntB, S2 Late IntA, Semester 2 **Classes:** block/intensive mode (S64, S53) and (1x2hr lec)/wk (S2) **Corequisites:** LAWS6252 or law

degree from a common law jurisdiction **Assessment:** Session 61: 1x3500wd assignment (50%) and 1x2hr20min exam (50%) Session 2: 1xexam (100%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode  
*Note: Compulsory for MIntBus&L candidates*

The objective of this unit is to provide candidates with an introduction to a number of areas of international business law and to provide an opportunity to study some of those areas in more detail. The unit begins with an overview of the scope of the law relating to international transactions. The core topics are international sale of goods, carriage of goods, international payments and financing of international sales and methods of doing business in foreign markets, including through agents and distributors and international licensing transactions. Other topics may vary from year to year and may include an introduction to international tax, elementary customs law and international dispute settlement.

##### Textbooks

Robin Burnett, Law of International Business Transactions (The Federation Press, 2004, 3rd ed)

#### LAWS6060

##### International Commercial Arbitration

**Credit points:** 6 **Teacher/Coordinator:** Assoc Prof Chester Brown **Session:** Semester 2 **Classes:** block/intensive **Assessment:** 1xtake home exam (40%), 1x5000wd research essay (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit introduces candidates to the preferred method of resolving international commercial disputes. It has two primary aims, to: outline key principles in the law of international commercial arbitration (ICA), and discuss a range of cutting-edge legal issues; and nurture a sophisticated understanding of the historical development, and likely future path, of ICA systems in relation to other forms of dispute resolution in trans-border contexts. Related, secondary aims are to develop: ability to discuss or argue arbitration law issues with colleagues; and familiarity with key reference materials, expertise in conducting independent research, and skills in effective legal writing in this field. Introductory classes consider how ICA relates to litigation and ADR, survey some of the most important transnational and Australian "legislative" instruments, and introduce major trends. Part 2 of the unit examines these trends in more detail, including ICA's forays into new fields, and developments in the Asia-Pacific region. Part 3 revisits some key legal principles and other topics currently being scrutinised by the UN. Part 4 addresses the arbitration of disputes under bilateral and multilateral investment treaties.

#### LAWS6896

##### Internatl & Comparative Criminal Justice

**Credit points:** 6 **Teacher/Coordinator:** Prof Mark Findlay **Session:** S2 Late IntB **Classes:** block/intensive **Prohibitions:** LAWS6269 **Assessment:** 1xclass presentation (20%), 1xessay (40%) and 1xtake home exam (40%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit explores the growing internationalisation of criminal justice through an examination of forms of transnational crime and international conflicts and the infrastructure that is being developed to regulate global insecurities and criminal harms. It will explore the development of various institutions in response to international crimes and their relation to international human rights and access to justice. It will consider the different paradigms of justice that inform diverse international developments, notably contrasts between retributive and restorative justice. The unit will explore tensions and conflicts between nation-state based criminal justice and international norms, processes and procedures for regulating crime. It will assess the extent to which a distinct international criminal justice order is being established, the nature of its jurisprudence and values and its implications.

#### LAWS6911

##### International Derivatives Law & Practice

**Credit points:** 6 **Teacher/Coordinator:** Mr Jan Job de Vries Robbé **Session:** S1 Intensive **Classes:** block/intensive mode **Assumed knowledge:** Corporate law or comparable experience in practice. LAWS6252 or law degree from a common law jurisdiction **Assessment:** class participation (10%) and 1x8000wd essay (90%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

Derivatives are an indispensable building block of today's financial markets. They are sold on exchanges, over-the-counter, and embedded in other types of financial products such as loans and bonds.

The types of risk transferred using derivatives continues to expand from currency, equity and credit risk to innovative products such as property derivatives and carbon credits. The unit considers a variety of legal issues associated with derivatives transactions, ranging from aspects of contract law, the potential liabilities for financial institutions for mis-selling derivatives products, and the (close-out) netting of derivative transactions. In addition, the unit has a practical angle. Candidates will be familiarised with the traps and particularities of documenting derivative products in, for instance, structured finance transactions. The unit covers both Australian and international derivatives practice (especially European, but also emerging markets).

### LAWS6061

#### International Environmental Law

**Credit points:** 6 **Teacher/Coordinator:** Prof Ben Boer **Session:** S1 Late IntB **Classes:** block/intensive mode **Assessment:** 1x2500wd problem-based assignment (30%) and 1x5500wd essay (70%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit aims to provide candidates with an overview of the development of international environmental law throughout the twentieth century. Attention will primarily be devoted to the international law and policy responses to global and regional environmental and resource management issues. Basic principles will be discussed prior to taking a sectoral approach in looking at the application of international environmental law in specific issue areas. The unit includes material on implementation of international environmental law in the Asia Pacific region. Relevant Australian laws and initiatives will be referred to from time to time. The focus is on law and policy that has been applied to deal with environmental problems in an international and transboundary context.

### LAWS6161

#### International Human Rights

**Credit points:** 6 **Teacher/Coordinator:** Prof David Kinley **Session:** S1 Late IntC **Classes:** block/intensive **Assessment:** 1x2500wd assignment (30%) and 1x5000wd essay (70%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit introduces candidates to the principles and practice of international human rights law - a field of public international law and policy of ever-expanding dimensions. It will introduce candidates to some key concepts, debates, documents and institutions in this field, while encouraging critical examination of these from a variety of angles. In summary, this unit considers the question: what happens when we regard a situation or predicament as one involving a breach of international human rights law - what possibilities and problems does this entail? Addressing this question, candidates in this unit will examine: (a) forums where international human rights law is being produced (international tribunals, domestic courts, multilateral bodies - including United Nations organs - regional agencies, non-governmental organisations, academic institutions, and the media); (b) settings where international human rights law is being deployed (in Australia and elsewhere); and (c) particular identities/subjects that international human rights law aspires to shape, regulate or secure. By the end of this unit, candidates should be able to formulate written and oral arguments by reference to key international human rights law instruments and principles; give strategic advice as to available avenues of recourse in international human rights law; and advance an informed critique of particular dimensions of international human rights law scholarship and practice, by reference to contemporary literature in this field.

### LAWS6894

#### International Human Rights Advocacy

**Credit points:** 6 **Teacher/Coordinator:** Ms Irene Baghoomians **Session:** S2 Late IntB **Classes:** block/intensive **Assessment:** 1x3500wd essay (50%) and advocacy exercise (50%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

The unit aimed at candidates who would like to pursue academic and/or other careers as human right advocates both in the domestic private and government sectors as well as in the international arena.

This postgraduate unit builds on the candidates' knowledge of public international law and in particular international human rights law by focusing on and analysing the multifaceted and diverse jurisprudence developed by a range of organisations including the United Nation's Treaty Bodies, International Tribunals and Non-Governmental Organisations. Theoretically, international human rights are indivisible, inalienable and universal. However, human rights of some individuals and groups are routinely abused, downgraded, or watered down by States, corporations or other individuals. This unit of study primarily considers how human rights lawyers, advocates and scholars, in response to such abuses, formulate and present arguments before international and domestic for a and analysis the ever-expanding human rights law jurisprudence developed as a result of such advocacy and/or litigation. To this end, candidates will deepen their theoretical knowledge of the fundamental norms of international human rights law and its requisite machinery. As an ancillary learning objective, candidates also endeavour to integrate the above knowledge with the practicalities of human rights advocacy and its relationship to: democracy and the political arena; the exercise and dynamics of power; rights and citizenship; and citizen education and action. Candidates should gain detailed insights into: identification of issues and their prioritisation; contextual analysis; setting of goals, various advocacy strategies, publicity avenues as well as program evaluation/feedback and fundraising. The unit will focus on and critique a number of legal advocacy strategies and techniques in domestic and international fora. This unit of study will include scholarly readings, case studies, guest speakers, simulations and on-line discussion forums. Candidates will be expected to complete a paper in an area covered in the unit.

### LAWS6218

#### International Humanitarian Law

**Credit points:** 6 **Teacher/Coordinator:** Dr Yuval Shany **Session:** S1 Late IntB **Classes:** block/intensive **Assessment:** 1x5000wd research essay (60%) and 1xtake home exam (40%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

How to limit and regulate violence in times of war is one of the most pressing challenges for international law. This unit explores the origins and purposes of humanitarian law; its scope of application (spatial, temporal and personal); the different types and thresholds of armed conflict (including international and non-international conflicts); the permissible means and methods of warfare (including the principles of distinction and proportionality, and specific weapons such as chemical, biological and nuclear weapons, cluster munitions, and landmines); the status and treatment of combatants and non-combatants and other categories (such as spies, mercenaries, "unlawful combatants" and "terrorists"); the protection of cultural property and the environment; the relationship between human rights law and humanitarian law; and the implementation, supervision and enforcement of humanitarian law (including the prosecution of war crimes, the role of Protecting Powers and the International Committee of the Red Cross, and national military law).

### LAWS6037

#### International Import/Export Laws

**Credit points:** 6 **Teacher/Coordinator:** Adj Prof Alan Bennett **Session:** Semester 1 **Classes:** (1x2hr lec)/wk **Assumed knowledge:** It is recommended that candidates who are not working in the tax area and have not taken an undergraduate tax unit in Australia in the past five years undertake LAWS6128 or LAWS6825 before enrolling in this unit. If in doubt, please consult the Taxation Program Coordinator. **Assessment:** class work (40%) and 1xfinal assignment (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: This unit replaced LAWS6037 Customs Law*

The unit is a comparative study of international customs law and administrations and is based on examining some of the practical difficulties associated with the implementation of new customs laws in various jurisdictions. The Kyoto convention, which sets out the

minimum requirements of any new customs law, is examined in some detail focusing in particular on: customs control; customs declarations; administrative penalties; customs securities; transparency and customs rulings; risk management initiatives etc. The unit also examines the international customs harmonised tariff illustrating the structure, notes and in particular, the rules for interpretation of the tariff. The WTO customs valuation methodologies are also studied (from Article VII of the GATT) with particular emphasis given to the transaction value method of customs valuation. The treatment of management fees, royalties, commissions, production assist costs, research and development expenditure and other difficult areas are also reviewed. Article VI of the GATT, which makes provision for anti-dumping law, is also considered providing practical examples of how this law operates in various jurisdictions.

#### LAWS6916

##### International Investment Law

**Credit points:** 6 **Teacher/Coordinator:** Ms Kate Miles, Assoc Prof Luke Nottage **Session:** S2 Late IntB **Classes:** block/intensive **Assessment:** 1x5000wd essay and 1xtake home assignment **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit introduces students to the international regulation of foreign investment. It examines core principles of international investment law, regional and bilateral investment treaties, the settlement of investment disputes, and the international economic and political context in which the law has developed. The course considers the origins and evolution of international investment law through to the recent formation of the current international legal framework for foreign investment through bilateral and regional investment treaties. It examines the substantive principles contained within investment treaties and recent arbitral awards, and considers controversial issues surrounding investor-state arbitration. It examines the procedural framework for investment arbitration under the auspices of the International Center for the Settlement of Investment Disputes (ICSID) and the UNCITRAL Rules. This unit also considers the increased focus on investor responsibility in relation to environmental protection, human rights, development issues, and labour standards. As such, it examines the collapse of the negotiations for the Multilateral Agreement on Investment, corporate social and environmental responsibility, calls for an international regulatory framework to govern the conduct of multinational corporations, and new proposals for an International Agreement on Investment for Sustainable Development.

#### LAWS6167

##### International Law and Aust Institutions

**Credit points:** 6 **Teacher/Coordinator:** Prof David Kinley, Ms Katherine Fallah **Session:** S2 Late IntA, Semester 1 **Classes:** (1x2hr lec)/wk (S1), block/intensive mode (S53) **Assessment:** 1x research essay (60%), 1x case note (30%) and class participation (10%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: compulsory for MIL and GradDiplIntLaw candidates*

This unit assesses the impact of international law upon Australian institutions. It provides a critical review of that impact across all levels of Australian society. Specific consideration is given to: the Executive; the Legislature: Commonwealth, State and Territories; the Judiciary: High Court, Federal Court, Family Court, State Supreme Courts and other state and territorial courts; the Bureaucracy: Federal, State and Territorial Government Departments; Government Institutions: HREOC, IRC, ALRC. The unit commences with an historical overview of how international law was received in Australia, and then assesses its impact upon a range of Australian institutions. The principal focus throughout the unit will be on the effects produced through domestic law.

#### LAWS6184

##### International Law Research Project A

**Credit points:** 6 **Teacher/Coordinator:** Supervised by an appointed academic staff member **Session:** Semester 1, Semester 2 **Corequisites:** LAWS6185 **Assessment:** approx 15,000wd research project **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment. Note: Candidates must complete both LAWS6184 and LAWS6185 within one or two semesters*

Candidates must submit a detailed proposal and seek approval from the Program Coordinator prior to enrolment.

#### LAWS6185

##### International Law Research Project B

**Credit points:** 6 **Teacher/Coordinator:** Supervised by an appointed academic staff member **Session:** Semester 1, Semester 2 **Corequisites:** LAWS6184 **Assessment:** approx 15,000wd research project **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment. Note: Candidates must complete both LAWS6184 and LAWS6185 within one or two semesters*

Candidates must submit a detailed proposal and seek approval from the Program Coordinator prior to enrolment.

#### LAWS6062

##### International Law-the Use of Armed Force

**Credit points:** 6 **Teacher/Coordinator:** Ms Nicole Abadee, Ms Alison Pert **Session:** S2 Late IntB **Classes:** block/intensive **Assessment:** 1x8000wd research essay (100%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

In this unit we consider the history of the prohibition on the unilateral use of armed force, and the exceptions to that prohibition: self-defence and collective action authorised by the Security Council. We consider the application of the law of self-defence to the fight against terrorism, as well as the lawfulness of the "Bush doctrine" of pre-emptive self-defence. We then look at collective security including peacekeeping, humanitarian intervention, and the emerging concept of the responsibility to protect.

#### LAWS6933

##### International Petroleum Transactions

**Credit points:** 6 **Teacher/Coordinator:** Visiting Prof Owen Anderson, Prof Lee Burns, Visiting Prof John Lowe, Prof Gillian Triggs **Session:** S1 Late IntC **Classes:** block/intensive **Assessment:** 1xtake home exam (100%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

International Petroleum Transactions is a review of the world's minerals-development regimes and the contracts that international investors use to implement them. The unit begins by reviewing the fiscal arrangements that nations use to obtain exploration and development, including licenses, production sharing contracts, joint ventures, and service contracts. It then focuses on the contracts that international investors use to share risks and rewards, including confidentiality agreements, study and bidding agreements, operating agreements, farm out agreements, lifting agreements and gas sales contracts. Other issues that may be covered include joint development agreements, taxation issues, corruption and indemnification.

#### LAWS6261

##### Int Protection of Intellectual Property

**Credit points:** 6 **Teacher/Coordinator:** Ms Lucinda Longcroft **Session:** S1 Late IntB **Classes:** block/intensive **Assessment:** 1x exam or research essay (70%) and classwork (30%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

The international intellectual property system will be examined at a time of rapid technological change, intense political scrutiny, and unprecedented value in intellectual capital. Intellectual property is increasingly a business issue, implicated in dispute resolution, advocacy, negotiations and secured financing. This unit will survey the foundations of the international legal system and the treaties that govern intellectual property - copyright and neighbouring rights, patents and trademarks - and critically assess their relevance for global economic and social development. Traditional and alternative dispute resolution machinery will be discussed. It will then examine key developments in intellectual property law and policy in the information society; including the impact of the Internet and creative industries' response, emerging structures for creativity and innovation, and the 'development agenda'. The unit will also explore efforts at the global level to find sustainable solutions to critical challenges in fields such as public health and access to medicines, biodiversity and access to genetic resources, protection of traditional knowledge, limitations and

exceptions to copyright works, and the role of intellectual property protection in the digital environment.

### LAWS6930

#### International Sports Arbitration

**Credit points:** 6 **Teacher/Coordinator:** Adj Prof Malcolm Holmes **Session:** Semester 2a **Classes:** See Sydney Law School in Europe [www.law.usyd.edu.au](http://www.law.usyd.edu.au) **Assessment:** class participation (20%), 1xtake home exam (80%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day  
*Note: Department permission required for enrolment.*

This unit will provide a detailed insight into the principles and practice of the rapidly expanding field of international sports arbitration and in particular the arbitration of disputes arising in Olympic sports. Topics include an overview of the organisation of the Olympic Games and of the Court of Arbitration for Sport (CAS); arbitration agreements; legal problems in selection disputes and other multi-party disputes; the practice in the Ad Hoc Division of the CAS at the Olympic Games; procedural issues and the rights of participants; the applicable law(s); the emergence of CAS arbitral awards as precedents; the World Anti-Doping Code; appellate arbitration processes; and the enforcement of arbitration agreements and awards. This intensive unit will be taught over 4 days, at one of the oldest colleges in the heart of Cambridge, by Malcolm Holmes QC, an experienced international arbitrator and a member of the Ad Hoc Division of CAS at the Athens and Turin Olympic Games with guest lectures by other leading practitioners in the area.

### LAWS6820

#### International Trade and Environment

**Credit points:** 6 **Teacher/Coordinator:** Ms Katherine Miles **Session:** S2 Late IntB **Classes:** block/intensive **Corequisites:** LAWS6061 **Prohibitions:** LAWS6173 **Assessment:** 1x6000wd assignment (60%) and 1xproblem assignment (40%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit of study examines the sources of tension between the law and policy aspects of the international trade liberalisation regime, environmental protection and ecologically sustainable development. It examines the obligations imposed by the World Trade Organisation (WTO) framework and the scope and operation of environmental exceptions that have been considered in recent trade environment disputes. It explores these developments from the perspective of parallel initiatives in international law aimed at promoting Ecologically Sustainable Development domestically and globally. The Agreements on Food Safety Standards and Technical Barriers to Trade are also covered to the extent that they impose limitations on nations' ability to specify the manner in which the Agreement on Trade Related Aspects of Intellectual Property Rights (TRIPS) and the rights and duties created by the Convention on Biodiversity are also discussed. The unit contrasts the WTO regime with that implemented by regional trade groups such as the European Union, the North American Free Trade Agreement (NAFTA) and the Asia Pacific Economic Cooperation Forum (APEC) and attempts some evaluation of their relative strengths in promoting ESD. It also reflects on the attempts to negotiate an agreement on investment liberalisation and the issues that raises for environmental protection initiatives. By the end of the unit participants should be able to critically assess the prospects for future harmonisation of global free trade regimes and ESD principles in the context of the Australian debate on these issues.

### LAWS6857

#### Introduction to Chinese Law

**Credit points:** 6 **Teacher/Coordinator:** Ms Vivienne Bath **Session:** S1 Late IntC **Classes:** block/intensive **Prohibitions:** LAWS6001 and candidates who have completed a law degree in the People's Republic of China **Assessment:** 1x2000wd assignment (30%) and 1x take-home exam (70%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit covers the legal system of the People's Republic of China. It will address Chinese legal history and tradition and the development of modern Chinese law, and will look at the Chinese court system and dispute resolution, constitutional and administrative law, the civil and criminal systems and other specific areas such as land law, labour

law and intellectual property. The unit will also look at the influence of international law on the Chinese domestic legal system and China's developing role in international law. Practical aspects of the implementation of a legal system in China and attitudes towards the rule of law will also be considered. The research paper will address Chinese law or a comparative analysis of Chinese law and the legal systems of one or more other countries.

### LAWS6881

#### Intro to Law for Health Professionals

**Credit points:** 6 **Teacher/Coordinator:** Assoc Prof Cameron Stewart **Session:** S1 Intensive **Classes:** block/intensive mode **Prohibitions:** LAWS6252 **Assessment:** 1x2000wd assignment (40%), 1x3000wd take-home exam (50%), compulsory attendance at workshops (10%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: candidates may enrol in this unit or LAWS6252, but not both. Candidates are encouraged to enrol in this unit where possible.*

This unit is designed for postgraduate candidates who do not have a legal background and who are enrolling in the Health Law Program. The unit will provide students with an introduction to law and legal skills with an emphasis on issues of particular relevance to the field of health law. The unit commences with an overview of the development of the common law and provides an examination of the development of case law and its relationship with legislation. The unit will also examine the rules and principles for interpreting statutes and consider the structure of courts and tribunals in Australia. In addition to addressing these foundational elements of the legal system, the unit will consider specific fields of law that have special relevance health law. These may include constitutional law, tort law, criminal law and administrative law. A major component of the unit comprises workshops that deal with the analysis of cases, the interpretation of legislation, essay writing skills and approaches to legal problem solving. The unit is taught once a year and is a substitute for LAWS6252.

*Textbooks*

Cook, Creyke, Geddes and Hollway *Laying Down the Law* (2005)

### LAWS6810

#### Introductory Corporate Law

**Credit points:** 6 **Teacher/Coordinator:** Mr Saul Fridman **Session:** S1 Intensive **Classes:** block/intensive mode **Prohibitions:** LAWS2003, CLAW2001 or equivalent undergraduate or postgraduate corporate law unit **Assessment:** 1xtake-home exam (100%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit is designed for those wishing to pursue postgraduate study involving aspects of corporate law, but who lack the required previous exposure to the subject. As our postgraduate units in corporate law (other than this one) are all specialised and taught at an advanced level, those wishing to enrol in such units but who have not studied corporate law in a Law School environment should undertake this unit. This unit will focus on the fundamental principles of law applying to public and proprietary companies. The unit will start with a brief history of the development of the corporate form and the evolution of Australian corporate law, before moving on to examine the nature of corporate personality, the incorporation process, corporate constitution, governance rules, duties of directors and remedies for shareholders.

*Textbooks*

Hanrahan, Stapledon & Ramsay, *Commercial Applications of Company Law*

### LAWS6102

#### Japanese International Taxation

**Credit points:** 6 **Teacher/Coordinator:** Prof Yoshihiro Masui **Session:** S1 Late IntB **Classes:** block/intensive **Assessment:** 1xtake home exam (100%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

The object of this unit is to provide an overview of the income tax system of Japan and a detailed analysis of the most important legislative and treaty rules of Japan in the area of international income tax, especially in dealings with Australia. Upon successful completion of the unit, candidates will have an advanced understanding of the policies underlying the Japanese rules for taxing international transactions as well as a detailed knowledge of the principles of

income tax law applicable to inbound and outbound transactions. This unit includes a study of: overview of the Japanese income tax system; taxation of inbound investment into Japan; taxation of outbound investment from Japan; transfer pricing, Japan's tax treaties, and current tax controversies.

### LAWS6879

#### Japanese Law

**Credit points:** 6 **Teacher/Coordinator:** Assoc Prof Luke Nottage (Coordinator) **Session:** Semester 1a **Classes:** block/intensive classes held in Japan **Assessment:** 2x1000wd reflective notes (10% each) and 1x7000wd research essay (80%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: Department permission required for enrolment. Note: further information is available at [www.kyoto-seminar.jp](http://www.kyoto-seminar.jp) or contact Assoc Prof Luke Nottage by e-mail at [l.nottage@usyd.edu.au](mailto:l.nottage@usyd.edu.au) or telephone 9351 0210*

This unit provides an introduction to Japanese law in global context, focusing on its interaction with civil justice, criminal justice, business, politics, gender, and the legal professions. It is taught intensively in Kyoto at Ritsumeikan University Law School (Kyoto Seminar: [www.kyoto-seminar.jp](http://www.kyoto-seminar.jp)), leading into the more specialist "Tokyo Seminar" in Japanese Law and the Economy taught (LAWS6901, recommended but not a co-requisite for this unit). Lecturers include academics from Ritsumeikan and other leading Japanese universities, as well as from Australia (especially from The University of Sydney, UNSW and ANU), with guest lectures by prominent practitioners and a field study to a local bar association and the courts [tbc]. Candidates will also interact with students from Japanese, Australian and other universities or institutions taking this unit, supported by the Australian Network for Japanese Law ([www.law.usyd.edu.au/anjel](http://www.law.usyd.edu.au/anjel)).

### LAWS6901

#### Japanese Law and the Economy

**Credit points:** 6 **Teacher/Coordinator:** Assoc Prof Luke Nottage (Coordinator) **Session:** Semester 1a **Classes:** block/intensive classes held in Japan **Assumed knowledge:** undergraduate degree in law, business or Japanese Studies **Assessment:** 2x1000wd reflective notes (10% each) and 1x7000wd research essay (80%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: Department permission required for enrolment. Note: further information is available at [www.kyoto-seminar.jp](http://www.kyoto-seminar.jp) or contact Assoc Prof Luke Nottage by e-mail at [l.nottage@usyd.edu.au](mailto:l.nottage@usyd.edu.au) or telephone 9351 0210*

This unit examines Japanese business law in global context, focusing for example on Japan's trade and investment environment, insolvency and corporate governance, consumer regulation, ADR, and lawyering (especially in Tokyo). It is taught in Japan at Ritsumeikan University Law School's Tokyo campus, following the more wide-ranging Japanese Law unit taught at their Kyoto campus (LAWS6879, recommended but not a prerequisite for this unit). Lecturers include academics from Ritsumeikan and other leading Japanese universities, as well as from Australia (especially from The University of Sydney, UNSW and ANU), with guest lectures by prominent practitioners and a field study to the Legal Department of a major Japanese corporation. Candidates will also interact with students from Japanese, Australian and other universities or institutions taking this unit, supported by the Australian Network for Japanese Law ([www.law.usyd.edu.au/anjel](http://www.law.usyd.edu.au/anjel)).

### LAWS6934

#### Judging

**Credit points:** 6 **Teacher/Coordinator:** Adj Prof Ronald Sackville **Session:** S1 Late IntC **Classes:** block/intensive **Assessment:** 2x5000wd essays (50% each) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

The unit focuses on the changing role of the judiciary in Australia, primarily (but not exclusively) by reference to the civil justice system. The aim is to examine the functions and responsibilities of judges, the institutional structures and constraints within which they operate and the impact on the judiciary, litigants and the legal profession of the advent of active case management as the norm for most courts.

Consideration will be given to the fundamental attributes of the Australian judicial system: independence, impartiality, fair procedures and reasoned decisions. The unit will explore the extent to which these attributes are consistent with moves to increase 'access to justice'

and whether they require all courts to be self-governing (as are federal courts). We shall also assess the significance for judges and litigators of the transformation of the trial judge's role from passive adjudicator to case manager. For example, what are the implications in relation to discovery, expert evidence and the conduct of the trial, especially long and complex matters? What is the judge's role in relation to 'querulous litigants' and recalcitrant parties (or representatives)?

Within this framework, the unit will examine how judges go about making decisions and preparing judgments, both at first instance and on appeal. It will consider the impact of the decline of 'orality' in litigation and of the increased reliance on written materials.

The unit will examine factors that bear on the 'quality' of the judiciary and of judicial decision-making, including the criteria and procedures (if any) governing judicial appointments, the scope and effectiveness of judicial education programs and the mechanisms available to deal with complaints about judicial performance or behaviour. This will also include an evaluation of the concept of 'open justice' and the fraught relationship between the judiciary and the media.

Finally there will be an opportunity to address the insights disciplines such as economics and psychology offer as to the motivation and characteristics of judges. What is the effect on the judiciary of increases in its size and changes in its composition?

### JURS6034

#### Jurisprudence Research Project A

**Credit points:** 6 **Teacher/Coordinator:** Supervised by an appointed academic staff member **Session:** Semester 1, Semester 2 **Corequisites:** JUR6035 **Assessment:** approx 20,000wd research project **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment. Note: Candidates must complete both JUR6034 and JUR6035 within one or two semesters*

Candidates must submit a detailed proposal and seek approval from the Program Coordinator prior to enrolment.

### JURS6035

#### Jurisprudence Research Project B

**Credit points:** 6 **Teacher/Coordinator:** Supervised by an appointed academic staff member **Session:** Semester 1, Semester 2 **Corequisites:** JUR6034 **Assessment:** approx 20,000wd research project **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment. Note: Candidates must complete both JUR6034 and JUR6035 within one or two semesters*

Candidates must submit a detailed research project proposal and seek approval from the Program Coordinator prior to enrolment.

### LAWS6071

#### Labour Law

**Credit points:** 6 **Teacher/Coordinator:** Dr Shae McCrystal **Session:** S1 Intensive **Classes:** block/intensive **Corequisites:** LAWS6252 (MLLR candidates) **Prohibitions:** WORK6116 **Assessment:** class participation (10%), 1x1500 wd essay (25%), 1x take home exam (65%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: compulsory for MLLR candidates*

The purpose of this unit is to introduce candidates to the principles of labour law. It is designed specifically for MLLR candidates who do not have a law degree or for any candidates with a law degree who have not recently undertaken an undergraduate labour law course. The goal of the unit is to equip candidates with the fundamental principles of labour law that they will need to undertake more advanced labour law units within the MLLR and LLM Degrees. It provides an introduction to the contract of employment and the relevant principles governing the employment relationship, including termination of employment. It then introduces candidates to the workplace relations framework including collective bargaining and industrial conflict; the modern role of awards and statutory regulation of wages and conditions.

The unit is compulsory for candidates enrolled in the MLLR. However, the requirement to take this unit may be waived upon application to the Program Coordinator if the candidate can demonstrate proficiency in the course objectives gained through completing a recent undergraduate law course in labour law or work experience.

**LAWS6816****Labour Law in the Global Economy**

**Credit points:** 6 **Teacher/Coordinator:** Prof Joellen Riley **Session:** S2 Late IntB **Classes:** block/intensive **Corequisites:** LAWS6252 and LAWS6071 (MLLR candidates) **Assessment:** class participation (20%), 1x6000wd research essay (80%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

Globalisation and rapid developments in information technology have created particular challenges for labour law. This unit focuses on broad themes in labour law from an international perspective, and - for 2009 only - will take advantage of a major international labour law conference being held in Sydney to invite the participation of visiting Professors from the United Kingdom, Europe, Canada and the United States to provide comparative perspectives on themes such as: modes of worker engagement, and 'precarious' work; outsourcing, off-shoring, and business networking and their impact on labour law; the challenges for effective worker representation at a time of declining union membership; and the challenges of new technology on working patterns and conditions of work.

**LAWS6072****Law, Ageing and Disability**

**Credit points:** 6 **Teacher/Coordinator:** Prof Terry Carney **Session:** Semester 1 **Classes:** (1x2hr lec)/wk **Assessment:** 1x research paper (65%), 1x take-home exam (25%) and class participation (10%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit deals with the law which is of special concern to aged and disabled people (such as younger people who are victims of brain trauma, intellectual disadvantage or premature ageing). Aged and disabled people represent a rising proportion of the population and will soon comprise one in four Australians. They have special but distinctive needs: for income, health care, substitute decision-making and investment /retirement planning or assistance to participate fully in society. The law in these areas has close connections with other disciplines (social work, disability services and gerontology, investment advice, etc). Society is making increasing demands on lawyers to provide advice on the range of legal issues confronting aged and disabled people. This unit caters to that need. Topics to be covered will include: context for the law, including: demography and trends; socio-medical; characteristics of ageing/impairment; ethical context of ageing and disadvantage; the pattern of laws and services; income security, including: age pensions; the basic framework; assets testing; investment income; private planning of property/income, including: powers of attorney, enduring powers, warranty provisions; wills /succession; superannuation treatment/ retirement incomes policies; private planning of services, including: special accommodation houses; retirement villages; hostels and nursing homes; disability services (State); disability services (Commonwealth); public accountability, including: community visitors/advocacy; statutory watch-dog agencies (eg. Office of Public Advocate); guardianship and administration boards; securing legal rights to services (eg. disability review tribunals in California and Victoria).

**LAWS6928****Law and Economic Development**

**Credit points:** 6 **Teacher/Coordinator:** Assoc Prof Y S (Steve) Lee **Session:** Semester 1 **Classes:** (1x2hr lec)/wk **Assessment:** class participation (30%) and 1xexam or essay (70%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

The proposed unit offers instruction on international trade law and economic development. This unit, based on the instructor's own books, "Reclaiming Development in the World Trading System" (Cambridge University Press, 2006) and "Economic Development through World Trade: A Developing World Perspective" (Kluwer Law International, 2007) provides a broad discussion of the implication of the current legal and economic framework for international trade on the economic development of developing countries. The unit also examines the need for changes with the current international trade law to better facilitate economic development. The latter half of the unit is devoted to the examination of regional development cases.

**LAWS6932****Law and Investment in Asia**

**Credit points:** 6 **Teacher/Coordinator:** Dr Simon Butt **Session:** S1 Intensive **Classes:** block/intensive **Assessment:** 1xtake home exam (40%), 1x5000wd essay (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

The aim of this unit is to provide students with a broad overview of the key legal issues commonly faced when investing and doing business in Asia. This unit covers areas of commercial law in three of the following jurisdictions: China, Japan, Indonesia, Malaysia and India. The unit focuses on the issues related to direct foreign investment by Australian or other foreign businesses in the jurisdictions dealt with in the course. Issues covered will include laws related to foreign investment, and also related laws of contract, labour law, corporate governance, intellectual property, Islamic finance law (where relevant) and WTO compliance. The unit will also cover key issues in modern comparative law which may assist students in their study of 'foreign' legal systems.

**LAWS6135****Law and Society in Indonesia**

**Credit points:** 6 **Teacher/Coordinator:** Dr Simon Butt **Session:** S2 Late IntB **Classes:** block/intensive **Assessment:** 1x7000-8000wd essay (100%) or class presentation and 1xtake home exam (50%) and 3000wd essay (50%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit aims to introduce candidates to a wide variety of areas of Indonesian law, with a focus on topical issues. These include Indonesia's place within the civil law tradition, the judiciary, human rights, constitutional reform, Indonesia's legal pluralism and some aspects of commercial law, including intellectual property. By the end of the unit, candidates should have an understanding of: Indonesia's legal system and some of the reasons for its dysfunction, with a focus on the judicial system; Indonesia's legal pluralism, including some aspects of Islamic law - particularly family law; recent constitutional and institutional reform in Indonesia; aspects of doing business in Indonesia.

*Textbooks*

Suggested background reading - Lindsey T (ed) Indonesia: Law and Society, 2nd edition, 2005. The Jakarta Post newspaper (available online at [www.thejakartapost.com](http://www.thejakartapost.com)). The prescribed text book is Lindsey, T, Indonesia: Law and Society, 2nd edition, 2005.

**LAWS6112****Law of Tax Administration**

**Credit points:** 6 **Teacher/Coordinator:** Adj Prof Cynthia Coleman **Session:** S2 Late IntB **Classes:** block/intensive **Assumed knowledge:** It is recommended that candidates who are not working in the tax area and have not taken an undergraduate tax unit in Australia in the past five years undertake LAWS6128 or LAWS6825 before enrolling in this unit. If in doubt, please consult the Taxation Program Coordinator. **Assessment:** 1x3000wd assignment (30%) and 1x2hr exam (70%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode  
*Note: This unit replaced LAWS6112 Tax Administration*

Tax Administration is a study of the theoretical and practical issues that arise in the administration of the Australian tax system, concentrating primarily on the income tax. The unit of study is structured around the key design features of any system of tax administration, namely ascertainment of liability (particularly self assessment), dispute resolution, and collection and recovery of tax. Particular emphasis will be given to the reforms implemented as a result of the Government's Review of Self Assessment. Wherever relevant, the interaction of administration issues with the substantive provisions of the tax law will be considered. Candidates should gain an understanding of the foundational rules underlying the administration of the income tax laws and a detailed knowledge of the application of those laws to a variety of common dealings between taxpayers and the tax administration.

**LAWS6047****Law of the Sea**

**Credit points:** 6 **Teacher/Coordinator:** Dr Tim Stephens **Session:** Semester 1 **Classes:** (1x2hr lec)/wk **Assessment:** 1x essay (60%) and 1x take-home

exam (40%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit reviews the major areas of the law of the sea in the 1982 UN Convention on the Law of the Sea, additional international conventions and agreements and current state practice. Each of the major maritime zones is assessed in addition to a specific review of sectorial issues such as navigation rights and the marine environment. Appropriate reference will be made to Australian law and practice.

#### LAWS6252

##### Legal Reasoning & the Common Law System

**Credit points:** 6 **Teacher/Coordinator:** Prof Terry Carney (S1 Intensive - Group A), Dr Thalia Anthony (S1 Late Int - Group B), Mr Michael Skinner (S2 Intensive - Group C) **Session:** S1 Intensive, S1 Late IntB, S2 Late IntA **Classes:** block/intensive **Prohibitions:** LAWS6881 **Assessment:** compulsory attendance/completion of workshops, 2x2500wd assignments (50% each) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: International candidates must enrol in the Week 1 intensive session of their first semester of study.*

This is a compulsory unit for all postgraduate candidates who do not hold a degree in law entering the: Master of Administrative Law and Policy; Master of Environmental Law; Master of Environmental Science and Law; Master of Health Law; Master of International Business and Law; Master of Labour Law and Relations as well as Graduate Diplomas offered in these programs.

The unit has been designed to equip candidates with the necessary legal skills and legal knowledge to competently apply themselves in their chosen area of law. Instruction will cover the legislative process; the judiciary and specialist tribunals; precedent; court hierarchies; legal reasoning; constitutional law; administrative law; contracts; and torts. Some elements of the unit will be tailored in accordance with the requirements of the particular specialist programs.

#### LAWS6077

##### Legal Research 1

**Credit points:** 6 **Teacher/Coordinator:** Prof Terry Carney **Session:** Semester 1 **Classes:** (1x2hr lec)/wk **Prohibitions:** not available to coursework candidates **Assessment:** 1x4000-6000wd essay (60%), 1x critical analysis of another candidate's research strategy essay (30%) and class participation (10%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: compulsory for all research degree candidates. The unit must be undertaken within the first year of candidature.*

The primary goal of this unit is to develop skills in undertaking a significant piece of legal research at levels of sophistication suitable for examination (in case of thesis candidates), and/or publication. At the conclusion of the unit it is anticipated that members of the class will be able to conceptualise the issues to be researched; will be able to locate relevant legal and other materials (using both hard copy and electronic bibliographic aids); will be able to place and sustain an argument (a 'thesis'); and will be able to assess both the quality of that work and to judge the merits of other approaches to planning such research. It is expected that candidates will become familiar with using comparative materials (both within the federation and international), and will gain a working familiarity with relevant research techniques of other disciplines in the social sciences. The unit aims to encourage debate about the respective merits of different approaches, ethical issues, and the hallmarks of 'quality' research.

#### LAWS7001

##### Legal Research 2

**Credit points:** 6 **Teacher/Coordinator:** Prof Terry Carney **Session:** Semester 2 **Classes:** (1x2hr lec)/wk **Prerequisites:** LAWS6077 **Assessment:** preparation of an approved foundation chapter (70%) and class participation (30%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: compulsory for PhD and SJD candidates*

The unit will cover the following topics: higher degree research - students, supervisors and the faculty; refining your thesis - lessons from the strategy; developing/locating your thesis - lessons from the strategy; comparative law techniques; using international law materials; using historical materials/methods; conceptualising and researching

the law in action; narratives, interviews, case-studies and other 'selective' forms of analysis; quantitative research methods - common pitfalls; quantitative research methods - forms of presentation and analysis; current problems in research & presentation; current problems II; and overview and review.

#### LAWS7002

##### Legal Research 3

**Credit points:** 6 **Teacher/Coordinator:** Prof Hilary Astor **Session:** S2 Late IntA **Classes:** Candidates are required to attend an initial meeting as scheduled on the timetable. 2xother sessions (including 1xday presentation given by candidates) will be decided at this meeting **Prerequisites:** LAWS6077 and LAWS7001 **Assessment:** Assessment will be on a pass/fail basis. The assessments are 1. Seminar presentation on an aspect of the candidate's thesis; 2. A written outline of goals for the unit and written reflection on achievements during the course and 3. Reading, commenting on and providing written feedback on a chapter of the thesis of another class member. **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: compulsory for PhD and SJD candidates*

This unit provides candidates who are nearing the end of the process of writing their thesis with the support and resources to assist them to complete in a timely manner. It provides opportunities for participants to refine and improve their writing by exposing central ideas from their theses to constructive criticism by colleagues; to develop the skills of presentation of scholarly work in an academic setting; to provide access to a group of people who are all engaged in completing theses and who can provide informed support. The unit can be tailored to the needs of individual candidates.

#### LAWS6929

##### Legal Systems of the Pacific

**Credit points:** 6 **Teacher/Coordinator:** Justice G D Woods **Session:** Semester 1 **Classes:** (1x2hr lec)/wk **Assessment:** class participation (10%), 1x4000wd essay (40%), 1xexam (50%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit is a conspectus of contemporary law and legal problems in selected countries of the Pacific, including Fiji, the Solomon Islands, Samoa, Tonga and Vanuatu. These legal systems will be dealt with in the light of the history, demography, economy, political structures and cultures of the various jurisdictions. The unit will include some input from a number of Australian lawyers who have practised in these countries and who can illuminate written descriptions of the law by insights gained from their own direct experiences.

#### LAWS6821

##### Mediation - Skills and Theory

**Credit points:** 6 **Teacher/Coordinator:** Prof Hilary Astor **Session:** S2 Intensive **Classes:** block/intensive **Prohibitions:** LAWS6935 **Assessment:** class participation (25%), reflective journal (formative assessment), 1xessay dealing with mediation practice issues (25%) and 1x3500wd essay on mediation theory (50%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: Department permission required for enrolment. Note: Candidates enrolling in this unit need to commit themselves to attending all classes. The skills learning takes place in class and skills are built incrementally from the beginning to the end of the unit. Candidates cannot catch up on elements they have missed by doing reading outside class - they must participate in all scheduled sessions. If candidates have a problem with attendance, they should postpone enrolling or transfer to another unit by the relevant census date.*

This unit will teach you the fundamental skills and theory of mediation. The skills component of the unit will be extensive and is the reason for the limited enrolment. However, mediation is not simply a procedural template that can be learned and applied to every dispute with benefit. It raises interesting and complex issues of theory and ethics, which will be integrated with the skills components of the unit. Issues of culture, power, mediator neutrality and ethical dilemmas for the mediator will be considered.

*Textbooks*

Laurence Boulle Mediation Skills and Techniques Butterworths, Australia, 2001

#### LAWS6877

##### Mental Illness: Law and Policy

**Credit points:** 6 **Teacher/Coordinator:** Prof Duncan Chappell **Session:** S2 Late IntB **Classes:** block/intensive **Assessment:** 1x3000wd assignment (40%),

1x4500wd research paper (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit deals with the law relating to mental health issues in Australia including human rights principles. Background material on the nature and incidence of mental illness, psychiatric and medical issues, as well as criminological and public policy literature will be considered where relevant. The unit covers substantive issues from civil treatment, welfare law, and criminal law. Topics covered will include: the social context of mental illness and the current and historical approaches to treatment of the mentally ill; contemporary State, Territorial and Federal involvement in mental health policy and legislation; the present framework of NSW mental health law and related welfare law including the Mental Health Act, Guardianship Act, Protected Estates Act and Mental Health (Criminal Procedure) Act; the process of scheduling persons with a mental illness; review mechanisms including the roles of the medical superintendent, magistrates, the mental health review tribunal and the Supreme Court; longer term detention of the mentally ill; community treatment and community counselling orders; protected estates and guardianship orders; electroconvulsive therapy; consent to surgery and special medical treatment; the defence of not guilty on the grounds of mental illness, the review of forensic patients and the exercise of the executive discretion; the issue of unfitness to be tried; the involuntary treatment of prisoners in the correctional system; and proposals and options for reform.

### LAWS6848

#### New Directions in Public Health Law

**Credit points:** 6 **Teacher/Coordinator:** Prof Roger Magnusson **Session:** S1 Intensive **Classes:** block/intensive mode **Assessment:** compulsory classwork (20%) and 1x6000wd research paper (80%) or take-home exam (80%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: compulsory for GradDipPubHL candidates*

Can the law improve public health? If so, how does it do this, and to what extent should we let it? This unit aims to deepen candidates' appreciation of the role and possibilities of law as an instrument of policy designed to protect and promote public health. In particular, this unit will examine the contribution law is making (and could make) through novel forms of regulation, in areas where law's presence is contested, and where the public health challenge that law responds to is novel, unique, or an emerging one. Key topics include: the limits of law's role in promoting human health; future prospects for tobacco control; the obesity epidemic; healthy environments; regulating alcohol; and the role of law and policy in responding to new epidemics (with a focus on Creutzfeldt Jakob Disease (CJD), and vCJD (the human form of "mad cow's disease"). If time permits, the unit will briefly consider future themes in public health law, including the intersection between genetics and public health, and future priorities for global health governance.

Throughout the unit, candidates will be encouraged to critically evaluate the success of the strategies law adopts to protect and promote public health, to explore new strategies that law might adopt, and to reflect on the tension between the public interest in protecting health, and competing interests.

#### Textbooks

Useful references include: 1) Christopher Reynolds, *Public Health Law and Regulation*, Federation Press, 2004 [Australia focus] and 2) Lawrence O. Gostin, *Public Health Law: Power, Duty, Restraint*, University of California Press, 2000 [US focus]

### LAWS6197

#### Policing Australian Society

**Credit points:** 6 **Teacher/Coordinator:** Prof Mark Findlay **Session:** Semester 1 **Classes:** (1x2hr lec)/wk **Assessment:** 1xclass presentation (20%), 1xin-class test (10%), 1xresearch paper (30%) and 1xexam (40%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit traces the development of civil policing in Australia. Policy is viewed both within and beyond the state. Certain unique features of contemporary police practice are highlighted and critical consideration is given to the community framework within which the police now operate. Current issues in policy are discussed and debated in a context of justice and the inextricable connection with policing.

The principle themes of the unit are: concepts of policing; the history and contemporary philosophy of policing and current issues in the institutions and processes of policing in Australia. The topics around which the seminars are constructed juxtapose crucial features of police work such as discretion, accountability, culture and authority against contemporary challenges such as malpractice, professionalism, community policing and police powers.

### LAWS6836

#### Precedent, Interpretation & Probability

**Credit points:** 6 **Teacher/Coordinator:** Adj Prof Christopher Birch **Session:** Semester 1 **Classes:** (1x2hr lec)/wk **Prohibitions:** JURS6028 and JURS6029 **Assessment:** 1x7500wd essay (100%) or 1xclass presentation (30%) and 1x5000wd essay (70%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit will examine three important problems in contemporary legal philosophy with particular emphasis on the way they bear on legal reasoning in current Australian judicial decision-making. The first two problems concern the application of precedent, and the interpretation of statutes, constitutions and other texts. Current theories of legal reasoning will be examined to see whether they properly constrain judicial decision-making. The ideas of contemporary defenders of common law reasoning such as Ronald Dworkin and Cass Sunstein will be contrasted with sceptics such as Stanley Fish. Finally, the unit will examine the debate concerning the application of mathematical probability theory to reasoning about fact. Faculty with the mathematical calculus is not a prerequisite and this aspect of the unit will focus on the philosophical debates regarding the nature of reasoning about issues of fact.

#### Textbooks

Harris, *JEW Legal Philosophies*, 2nd Edition, Butterworths, London 1997

### LAWS6243

#### Public International Law

**Credit points:** 6 **Teacher/Coordinator:** Dr Fleur Johns, Ms Katherine Miles (S6) and Dr Jacqui Mowbray (S2) **Session:** S1 Intensive, Semester 2 **Classes:** block/intensive (S6), (1x2hr lec)/wk (S2) **Assessment:** 1x3000wd essay (40%) and 1x2.5hr exam (60%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: compulsory for MIL and GradDiplntLaw candidates who have not completed any previous study in international law and pre-requisite for other law units*

This unit of study is an introduction to the general problems of public international law designed for students with no prior background in this area. Particular attention will be given to the function and scope of international law, with particular reference to sources of international law, and their relationship with municipal (Australian) law. Consideration will also be given to principles of state responsibility, immunities, and dispute resolution while drawing on illustrations from human rights and the environment. This unit also provides a preliminary investigation of the effects of the globalisation of law and its impact on domestic legal systems.

### LAWS6257

#### Public Policy

**Credit points:** 6 **Teacher/Coordinator:** Prof Patricia Apps **Session:** S2 Late IntB **Classes:** block/intensive **Prohibitions:** LAWS6139, LAWS6042, LAWS6113 **Assessment:** 1xresearch essay (90%), 1x problem based assignment and class presentation of a case study (10%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: compulsory for MALP candidates*

The aim of the unit is to provide an understanding of the role of government policy within the analytical framework of welfare economics. Questions of central interest include: What are the conditions that justify government intervention? How can policies be designed to support basic principles of social justice? What kinds of reforms promote economic efficiency?

Applications will range from taxation and social security to environmental regulation and protection, and will cover the following specific topics: The structure of the Australian tax-benefit system; Uncertainty and social insurance; Unemployment, health and

retirement income insurance; Externalities, environmental taxes and tradeable permits; Monopoly and environmental regulation; Utility pricing and access problems; Cost benefit analysis, intergenerational equity and growth.

The unit will provide an overview of the main empirical methodologies used in evaluating policy reforms in these areas. Candidates may select to specialise in one or more of the policy areas.

#### LAWS6198

##### Refugee Law

**Credit points:** 6 **Teacher/Coordinator:** Prof Mary Crock **Session:** Semester 1 **Classes:** (1x2hr lec)/wk **Assessment:** class participation (20%), 1x8000wd research essay (80%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

Refugee Law provides candidates with a practical and theoretical understanding of the development and operation of international refugee law, and forced migration more broadly. Forced migration is not a new phenomenon. What has changed over the last century is the scale and frequency of the conflagrations causing the mass movement of peoples and the ease with which individuals have become able to move around the world in search of protection.

Although Australia's experience of direct refugee flows has been limited, it has not escaped the phenomenon of mobile refugees. Non-citizens who come uninvited and thereafter seek protection as refugees are the source of inordinate public concern and debate. The controversy arises in part from a sense of loss of control of immigration, and also from the cost of the processes available to asylum seekers fighting to remain here. Having signed and ratified the key international treaties, Australia has assumed certain international legal obligations with respect to refugees. The most important is the obligation not to return or 'refouler' a refugee to a place where she or he faces persecution on one of five grounds.

This unit is designed to give candidates a critical understanding of the international legal regime of refugee protection. It begins with an overview of the evolution of refugee law at the international level, considering the various conceptualizations of refugeehood that have characterized international agreements from the period of the League of Nations through to the present day. The unit then turns to issues such as the definition of the term 'refugee' under international (and regional) law, the express exclusion of certain persons from refugee status, the rights and obligations accorded to refugees, the broadening of international protection through principles of human rights and humanitarian law ('complementary protection'), and the impact of terrorism on asylum procedures and eligibility. It considers attempts by States to restrict access to asylum through mechanisms such as carrier sanctions, interdiction, transit processing centres, detention, and 'safe third countries' to which asylum seekers may be removed. Contemporary protection concerns, such as mass influx situations and temporary protection, flight from generalized violence and civil war, internal displacement, burden-sharing, and the question of 'economic migrants' and 'environmental refugees', are also addressed. These considerations necessarily require an understanding of the role of international organizations such as UNHCR, the mechanisms in place for refugee status determination and appeals in Australia and abroad, and the jurisprudence that has developed internationally and in Australia relating to the qualification and rights of asylum seekers, refugees and other persons in need of protection.

#### LAWS6003

##### Reproduction and the Law

**Credit points:** 6 **Teacher/Coordinator:** Prof Belinda Bennett **Session:** S2 Intensive **Classes:** block/intensive **Assessment:** 1x class presentation and paper (20%) and 1x8000wd essay (80%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit considers legal issues relating to reproduction. Topics to be covered in the unit include: wrongful birth, prenatal injury, wrongful life, abortion, the rights of the foetus, reproductive technology (including legal regulation, eligibility for treatment, access to information, research using embryos, surrogacy), sterilisation and intellectual disability. The unit will aim to situate the legal issues within

their broader social context, with reading materials interdisciplinary and comparative in nature. Student participation in class discussion will be expected.

#### LAWS6808

##### Sports Law

**Credit points:** 6 **Teacher/Coordinator:** Mr Saul Fridman **Session:** S1 Late IntC **Classes:** block/intensive **Prohibitions:** LAWS6248 Legal Issues in Sports Medicine **Assessment:** 1x10000wd paper (100%) or class presentation (100%) or moot court exercise (100%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

Sporting activity cuts across a number of disparate areas of law. Increasing professionalisation, the enormous growth in the Olympic Movement and the commercialisation of sport have all contributed to the development of Sport as a business, as well as a pastime. As a result there has been increasing intersection of the law with sporting activity. In this unit we will examine the following: the economics of sports leagues; the structure of sporting organisations; international and national governance of sport; the impact of administrative law on the working of disciplinary tribunals; industrial law and the treatment of the athlete as employee; labour market controls and the impact of competition law; player agents; the law and policy relating to doping of athletes; the impact of intellectual property laws on sponsorship and promotion of sporting events. While the unit will be international in its focus, particular attention will be paid to recent events that have taken place in Australia including: the breach by the Canterbury Bulldogs of salary cap rules in the 2002 NRL season; the battle for control of Rugby League between the ARL/NSWRL and News Limited; recent challenges to positive drug tests by Australian athletes. The unit will be taught intensively and will involve instruction provided by leading members of the legal and sporting community.

##### Textbooks

Materials supplied by lecturer: Buti and Fridman, Sports, Drugs and the Law, 2001 Scribblers Press; Mudgeeraba Barnes, Sports and the Law in Canada (3rd edition), Butterworths, 1996

#### LAWS6124

##### Stamp Duties

**Credit points:** 6 **Teacher/Coordinator:** Mr Mark Richmond **Session:** Semester 2 **Classes:** (1x2hr lec)/wk **Assumed knowledge:** It is recommended that candidates who are not working in the tax area and have not taken an undergraduate tax unit in Australia in the past five years undertake LAWS6825 before enrolling in this unit. If in doubt, please consult the Taxation Program Coordinator. **Assessment:** 1x exam (60%) and 1x class assignment (40%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

The object of this unit is to consider in detail the application of the stamp duties legislation to various commercial transactions. Particular attention will be paid to the ongoing attempts to enact uniform legislation in the Australian states. Upon successful completion of this unit a candidate should have an advanced understanding of the fundamental principles underlying the operation of the state stamp duties laws and detailed knowledge of the application of stamp duties to a variety of common commercial transactions. The unit will examine the stamp duties legislation and the application of the provisions of those acts to various property, contractual and trust situations commonly encountered in practice.

#### LAWS6154

##### Sustainable Development Law in China

**Credit points:** 12 **Teacher/Coordinator:** Ms Nicola Franklin, Prof Ben Boer **Session:** S1 Late Int **Classes:** block/intensive at Jiaotong University, Shanghai, China **Assessment:** 1x15000wd research paper (100%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: For further travel information, please visit [www.law.usyd.edu.au/accel/index.shtml](http://www.law.usyd.edu.au/accel/index.shtml) or contact [Law.Accel@usyd.edu.au](mailto:Law.Accel@usyd.edu.au)*

This 12 credit point unit comprises an intensive series of lectures and field trips in Shanghai, People's Republic of China, followed by supervised research. The location for lectures is Shanghai Jiaotong University. The unit is designed to: introduce the legal and institutional framework of environmental law and policy in China; and encourage

comparative and jurisprudential studies of Chinese environmental law and policy.

The lectures and field trips are undertaken over a period of two weeks. The unit is taught principally by Chinese academics at Shanghai Jiaotong University. Candidates are given an introduction to Chinese law and the Chinese legal system before embarking on a study of Chinese environmental law. Field trips are included. It is likely that there will be a visit to the State Environment Protection Authority and to Huangshan, a World Heritage area.

### LAWS6008

#### Takeovers and Reconstructions

**Credit points:** 6 **Teacher/Coordinator:** The Hon Justice R P Austin (Coordinator) **Session:** Semester 1 **Classes:** (1x2hr lec)/wk **Assumed knowledge:** LAWS6810 or background in Australian corporate law **Assessment:** 2x class assignments and 1x2hr open book exam **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit will involve detailed study of the requirements of chapters 6A, 6B and 6C of the Corporations Act with respect to the acquisition of company shares and takeovers. It will also examine selected aspects of the law concerning corporate reconstruction where a change of control is involved (including schemes of arrangement, selective reductions of capital and other forms of compulsory acquisition of minority holdings). The unit is taught by lawyers with extensive experience in takeovers and reconstructions.

### LAWS6200

#### Tax Law in Asia and the Pacific

**Credit points:** 6 **Teacher/Coordinator:** Prof Lee Burns **Session:** Semester 2 **Classes:** (1x2hr lec)/wk **Assumed knowledge:** It is recommended that candidates who are not working in the tax area and have not taken an undergraduate tax unit in Australia in the past five years undertake LAWS6825 before enrolling in this unit. If in doubt, please consult the Taxation Program Coordinator. **Assessment:** 1xexam (70%) and classwork (30%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

The goal of this unit is to provide an overview of the tax systems of countries in the Asia Pacific region. The countries chosen for study will reveal the diversity of tax systems in the region, ranging from small island economies to transitional economies through to more developed economies. Countries examined will be selected from Singapore, Indonesia, PNG, Tonga, China including Hong Kong, and the Philippines. While the focus of the course is mainly on the income tax, the unit will provide an understanding of the role of other tax instruments (such as VAT, customs duty, excise and land taxes) used by countries in the region. As regards the income tax, the focus will be on international tax so that an assessment can be made of the likely tax consequences of investment in the country. Other issues to be covered include tax incentives, oil & gas taxation, and dealing with tax administrations.

### LAWS6107

#### Tax Litigation

**Credit points:** 6 **Teacher/Coordinator:** Mr Roger Hamilton **Session:** Semester 2 **Classes:** (1x2hr lec)/wk **Assumed knowledge:** It is recommended that candidates who are not working in the tax area and have not taken an undergraduate tax unit in Australia in the past five years undertake LAWS6825 before enrolling in this unit. If in doubt, please consult the Taxation Program Coordinator. **Assessment:** 3x2000wd assignments (100%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

The unit will examine the procedural and evidentiary aspects of the process of contesting assessments and collection procedures under Commonwealth taxation laws, as well as other proceedings involving the Commissioner of Taxation. Topics covered include information collection, challenging appeals, evidence, challenging Commissioner's discretions, and recovery of unpaid tax.

### LAWS6840

#### Tax of Business and Investment Income A

**Credit points:** 6 **Teacher/Coordinator:** Prof Lee Burns (S1 - Law School), Mr Nicholas Augustinos (S1, S2 - Taxation Training Program) **Session:** S2 Late lb, Semester 1 **Classes:** (1x2hr lec)/wk **Prohibitions:** LAWS6190 **Assessment:** 1x3000wd class essay (30%) and 1x2hr exam (70%) or 1x7500wd

research paper (70%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: Department permission required for enrolment in the following sessions: S2 Late lb.*

This unit, along with LAWS6841 Taxation of Business and Investment Income B, is designed to provide an advanced study of the tax treatment of various important business transactions. It provides a detailed examination of the income tax and capital gains treatment of selected complex commercial transactions and their impact on the tax base.

The goal of the unit is to develop an understanding of the policies, detailed rules and current practical problems involved in this area of taxation, through the analysis of a number of specific problems discussed in each seminar. Because of continual change to the taxation system, recent legislative amendments and judicial decisions will be examined in detail where applicable. The unit will cover the following topics: Core income and expense rules and operational concepts underlying the income tax system; Treatment of realised business income and the differentiation of gains liable only to CGT; Treatment of business expenses and the differentiation of expenses recoverable under depreciation, CGT regimes or not at all; Issues in the treatment of trading stock; Issues in the tax treatment of the costs (and revenues) associated with business equipment.

This unit can be taken alone or in conjunction with LAWS6841 Taxation of Business and Investment Income B.

This unit is designed for candidates who already have a sound grasp of the Australian tax system and who wish to deepen their tax skills and expertise by further study. If you are not currently working in tax, or if you have not undertaken undergraduate tax study in Australia within the past five years, it is recommended that you undertake LAWS6825 The Impact of Tax on Business Structures and Operations before enrolling in this unit. If in doubt, consult a member of the academic staff in the tax program.

### LAWS6841

#### Tax of Business and Investment Income B

**Credit points:** 6 **Teacher/Coordinator:** Ms Celeste Black (Taxation Training Program - S7), Prof Graeme Cooper (Taxation Training Program - S2, Law School - S5) **Session:** S2 Intensive, Semester 1a, Semester 2 **Classes:** block/intensive (S7, S5) and (1x2hr lec)/wk (S2) **Prohibitions:** LAWS6150 **Assumed knowledge:** It is recommended that candidates who are not working in the tax area and have not taken an undergraduate tax unit in Australia in the past five years undertake LAWS6825 before enrolling in this unit. If in doubt, please consult the Taxation Program Coordinator. **Assessment:** 1x3000wd class essay (30%) and 1x2hr exam (70%) or 1x7500wd research paper (70%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: Department permission required for enrolment in the following sessions: Semester 1a, Semester 2.*

This unit, along with LAWS6840 Taxation of Business and Investment Income A, is designed to provide an advanced study of the tax treatment of important business transactions. It gives a detailed examination of the income tax and capital gains treatment of various complex commercial transactions and their impact on the tax base. The goal of the unit is to develop an understanding of the policies, detailed rules and current practical problems involved in this area of taxation, through the analysis of a number of specific problems which will be discussed in each seminar. Because of continual change to the taxation system, recent legislative amendments and judicial decisions will be examined in detail where applicable. The unit will cover the following topics: Issues in business financing; The treatment of income and expenses relating to the use and development of land and buildings; Treatment of income and expenses relating to intangible business assets; Tax accounting rules for the recognition of income and expenses; Simplified tax system and other small business measures; and Specific and general anti-tax avoidance rules.

The unit can be taken alone or in conjunction with LAWS6840 Taxation of Business and Investment Income A. This unit is designed for candidates who already have a sound grasp of the Australian tax system and who wish to deepen their tax skills and expertise by further study.

**LAWS6129****Tax of CFCs, FIFs and Transferor Trusts**

**Credit points:** 6 **Teacher/Coordinator:** Prof Lee Burns **Session:** S2 Late IntB **Classes:** block/intensive **Assumed knowledge:** It is recommended that candidates who are not working in the tax area and have not taken an undergraduate tax unit in Australia in the past five years undertake LAWS6128 or LAWS6825 before enrolling in this unit. If in doubt, please consult the Taxation Program Coordinator. **Assessment:** 1x3000wd assignment (30%) and 1x2hr exam (70%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

Taxation of CFCs, FIFs and Transferor Trusts is a detailed study of Australia's anti-deferral rules. The unit examines the taxation of Australian residents with interests in foreign entities, such as foreign companies, trusts and partnerships, and the application of the CFC, FIF, transferor trust, and deemed present entitlement rules to those interests. The unit focuses particularly on the design differences between those rules, and their interactions and reconciliations. The unit will critically examine the policy underlying the rules and evaluate whether they effectively achieve their policy objectives, whether they are susceptible to tax planning and what their effects are on compliance, including compliance costs. There will be consideration of the ongoing reform of the rules. Candidates should gain a detailed understanding of the design and application of Australia's anti-deferral rules.

**LAWS6177****Tax Treaties**

**Credit points:** 6 **Teacher/Coordinator:** Prof Richard Vann **Session:** Semester 1 **Classes:** (1x2hr lec)/wk **Assumed knowledge:** It is recommended that candidates who are not working in the tax area and have not taken an undergraduate tax unit in Australia in the past five years undertake LAWS6128 before enrolling in this unit. If in doubt, please consult the Taxation Program Coordinator. **Assessment:** 1xexam or 1xresearch essay (70%) and class work (30%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit is designed to provide an advanced study of Australia's international tax treaties against the background of the OECD Model Tax Convention on Income and on Capital and to examine in-depth several current practical issues of international taxation arising from tax treaties especially the review of Australia's treaty policy following the Review of Business Taxation. Upon successful completion of this unit a candidate should have an advanced understanding of the policies underlying the Australian tax treaty position in relation to the taxation of various kinds of income, as well as a detailed knowledge of the law applicable to interpretation of Australia's treaties. The unit includes a study of: principles of double tax treaties; interpretation of tax treaties; the detailed articles of the OECD Model and Australian tax treaties; impact of tax treaties on investing overseas, including a study of the US international tax systems; entities and tax treaties.

**LAWS6244****Taxation of Corporate Groups**

**Credit points:** 6 **Teacher/Coordinator:** Prof Richard Vann (S9, S2 - Taxation Training Program and S54 - Law School) **Session:** S2 Late IntB, Semester 2, Semester 2a **Classes:** (1x2hr lec)/wk and block/intensive **Assumed knowledge:** It is recommended that candidates who are not working in the tax area and have not taken an undergraduate tax unit in Australia in the past five years undertake LAWS6030 before enrolling in this unit. If in doubt, please consult the Taxation Program Coordinator. **Assessment:** 1xexam (70%) and classwork (30%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: Department permission required for enrolment in the following sessions: Semester 2, Semester 2a.*

The object of this unit is to examine the policy and practical issues that arise in the taxation of corporate groups in Australia. The focus is on the tax reforms arising out of the Review of Business Taxation: the consolidation regime and the rules that apply to related corporations, even if not consolidated. The unit covers: policy and history of grouping; entry into consolidation; effects of consolidation; exit from consolidation; losses in corporate groups; value shifting.

**LAWS6125****Taxation of Financial Transactions**

**Credit points:** 6 **Teacher/Coordinator:** Prof Graeme Cooper, Adj Prof Paul O'Donnell **Session:** Semester 1 **Classes:** (1x2hr lec)/wk **Assumed**

**knowledge:** It is recommended that candidates who are not working in the tax area and have not taken an undergraduate tax unit in Australia in the past five years undertake LAWS6825 before enrolling in this unit. If in doubt, please consult the Taxation Program Coordinator. **Assessment:** 1x exam (70%) and classwork (30%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit will analyse the current law on taxation of financial transactions and institutions in Australia. Common forms of innovative financial instruments will be examined including forward and futures contracts, derivatives instruments, various forms of corporate financing including preference share financing, convertible notes and leasing. Domestic and selected withholding tax issues will be examined. The unit will explore in detail the reform of the taxation of financial transactions. The taxation of banks and other financial institutions will also be examined. Upon successful completion of this unit a student should have an advanced understanding of the technical rules underlying the taxation of financial institutions and certain specified financial transactions. The unit covers: characterisation (capital/revenue); derivation and incurrence; general principles applicable to financial institutions; funding and debt-related derivatives; foreign exchange and forex derivatives; preference share financing; leasing; selected withholding tax issues; overseas comparisons.

It is likely in late 2007 and early 2008 that substantial modification to current law will occur through enactment of the final stages of the Taxation of Financial Arrangements regime. In that event, the unit of study will include the topics above but give substantial time to the new regime.

**LAWS6892****Taxation of Mergers and Acquisitions**

**Credit points:** 6 **Teacher/Coordinator:** Prof Graeme Cooper **Session:** S2 Late IntB **Classes:** block/intensive **Corequisites:** LAWS6030 **Assessment:** 1x3000wd assignment (30%) and 1x2hr exam (70%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

The unit will focus on the tax issues arising on the takeover or re-organisation of a corporation. Unique and complex tax issues arise for the corporation, its existing shareholders and, in the case of a takeover, its acquirer. These issues will influence the method of effecting the transaction, the method of financing it and indirectly the price paid.

For takeovers, the unit will examine the impact of a takeover on the various tax attributes located in the target company, the computation of its income in the year of change, the recovery of its losses and the limits on losses available to shareholders because of the anti-duplication rules. We also consider how the tax system might influence the method of financing the takeover.

The unit will also examine the impact for shareholders and the corporation of undertaking the merger of two or more corporations. The unit will also examine the impact for shareholders, intermediaries and the corporation of the de-merger of a corporation from a group of corporations.

For reconstructions, the unit will examine the impact for shareholders and the corporation of selected transactions: conversion into corporate form, change of corporate form and the re-capitalisation of a corporation.

**LAWS6118****Taxation of Partnerships and Trusts**

**Credit points:** 6 **Teacher/Coordinator:** Prof Richard Vann, Ms Karen Rooke **Session:** Semester 1 **Classes:** (1x2hr lec)/wk **Assumed knowledge:** It is recommended that candidates who are not working in the tax area and have not taken an undergraduate tax unit in Australia in the past five years undertake LAWS6825 before enrolling in this unit. If in doubt, please consult the Taxation Program Coordinator. **Assessment:** 1x exam (70%) and classwork (30%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

The object of this unit is to examine the policy and practical issues that arise in Australia by virtue of the rules for the taxation of income derived through unincorporated entities. The focus is on partnerships, corporate limited partnerships, trusts, unit trusts, deceased estates, corporate unit trusts and public trading trusts. The goals of the unit

are to develop a detailed understanding of the policies, technical rules and practical problems involved in the taxation of these arrangements. Upon successful completion of this unit a candidate should have an advanced understanding of the technical rules underlying the taxation of partnerships and trusts in a variety of forms and in a variety of commercial situations. The unit covers: problems of taxing entities; problems of taxing entities, partnerships and trusts contrasted with companies; classification of entities for tax purposes; taxation of partners; taxation of trusts other than unit trusts and their beneficiaries; taxation of unit trusts and their beneficiaries; taxation of limited partnerships.

#### LAWS6009

##### Taxation of Remuneration

**Credit points:** 6 **Teacher/Coordinator:** Ms Celeste Black **Session:** Semester 2 **Classes:** (1x2hr lec)/wk **Assumed knowledge:** It is recommended that students who are not working in the tax area and have not taken an undergraduate tax unit in Australia in the past five years undertake LAWS6825 Impact of Tax on Business Structures and Operations before enrolling in this unit. If in doubt see an academic staff member in the tax program. **Assessment:** 1x3000wd class essay (30%) and 1x2hr exam (70%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit provides advanced and specialised study of the taxation of employee remuneration and the remuneration of individuals in analogous independent contracting situations. Particular focus is on the practices in packaging salaries that result from the different timing and valuation rules and the differences of tax treatment applied to elements of a package under the income tax and fringe benefits tax. Consideration will also be given to the alienation of personal services income, employment contract variation, the taxation of employee share schemes and the treatment of inbound and outbound expatriate employees. Upon successful completion of this unit a student should have an advanced understanding of the technical rules underlying the taxation of remuneration derived in a variety of forms.

#### LAWS6127

##### Taxation of Superannuation and Insurance

**Credit points:** 6 **Teacher/Coordinator:** Mr Shayne Carter, Mr Andrew Mills **Session:** Semester 2 **Classes:** (1x2hr lec)/wk **Prohibitions:** LAWS6213 **Assumed knowledge:** It is recommended that candidates who are not working in the tax area and have not taken an undergraduate tax unit in Australia in the past five years undertake LAWS6825 before enrolling in this unit. If in doubt, please consult the Taxation Program Coordinator. **Assessment:** classwork (30%) and 1x exam or 1x research paper (70%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

This unit consists of a detailed examination of the effects of income taxation on the superannuation and insurance industries with emphasis on recent reforms. The goal of the unit, in general terms, is to develop an understanding of the Australian taxation regime for taxing the capital and income of these industries, through the analysis of a number of specific problems which will be discussed in detail in each seminar. Topics covered include: the Superannuation Industry (Supervision) Act: introduction to the policy and regulatory framework; taxation of superannuation: overview of policy and legislative framework; superannuation contributions: SGC, award, employment, contracting, deductions; taxation of superannuation funds; benefit limits; taxation of eligible termination payments; taxation of pensions and annuities; taxation of life insurance as it relates to superannuation; taxation of life insurance companies on non-superannuation business; and taxation of general insurance business.

#### LAWS6926

##### The Business of Tax Administration

**Credit points:** 6 **Teacher/Coordinator:** Mr Carson McNeill **Session:** S1 Late IntC **Classes:** block/intensive **Assessment:** 1xtake home exam (100%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

In response to Government demand for greater revenues and administrative effectiveness, tax administrators have adopted a business like approach to the way they manage and lead their administrations. Within an environment of increasing complexity, the need to improve the level of voluntary compliance and to detect and deter taxpayer non compliance whilst reducing administrative overhead

and the cost to business when complying with the tax laws has required new thinking by tax administrators as to how to deliver the outcomes sought by their key stakeholders. This unit explores the changing nature of tax administration as it responds to these demands.

Topics covered include: the use of revenue authorities; strategies and models used to improve voluntary compliance; administrative policy and legislative developments; the application of the self assessment concept; the managing of risks to compliance; the measuring of revenue assessment and collection performance; process re-engineering; and the developing of new capabilities and the managing of change.

#### LAWS6119

##### Theories of International Law

**Credit points:** 6 **Teacher/Coordinator:** Dr Fleur Johns, Dr Jacqui Mowbray **Session:** S1 Late IntC **Classes:** block/intensive **Assessment:** 1x1000-2000wd critique of a selected reading (25%), 1x250wd research essay abstract and 1xpage reading list (10%) and 1x5000-6000wd research essay (65%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

What role does law play in international affairs? This unit explores this question, by introducing candidates to a range of theories and debates concerning the nature and function of international law. Candidates will read writings concerned with questions such as: How (if at all) are action and decision-making on the international plane governed by law? What is the role of violence in the contemporary international legal order? How does international law "work" or from where does it derive its normative force? What principal agents, characteristics or forces comprise the "international legal order" and what are the implications of thinking in terms of such an "order" or "system"? How does international law relate to politics, history, society, religion, race, gender, class, identity, ethics, etc.? How does international law change, how has it changed and how should it change? Should international law seek to promote justice? If so, what might that require? Candidates will be encouraged to examine the manner in which the various theoretical approaches studied inform current debates in international law and shed light on issues of contemporary concern. To this end, both an interest in international affairs and familiarity with the principles and institutions of public international law are desirable. Candidates who undertake this unit must be prepared to read before class.

#### LAWS7004

##### Thesis A

**Credit points:** 6 **Teacher/Coordinator:** Supervised by an appointed faculty staff member **Session:** Semester 1, Semester 2 **Corequisites:** LAWS7005 **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

Candidates for the Doctor of Juridical Studies must enrol in LAWS7004 and LAWS7005 respectively whilst undertaking supervised research towards completion of a thesis.

#### LAWS7005

##### Thesis B

**Credit points:** 6 **Teacher/Coordinator:** Supervised by an appointed faculty staff member **Session:** Semester 1, Semester 2 **Corequisites:** LAWS7004 **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

Candidates for the Doctor of Juridical Studies must enrol in LAWS7004 and LAWS7005 respectively whilst undertaking supervised research towards completion of a thesis.

#### LAWS6123

##### Transfer Pricing in International Tax

**Credit points:** 6 **Teacher/Coordinator:** Ms Melissa Heath **Session:** Semester 2 **Classes:** (1x2hr lec)/wk **Assumed knowledge:** It is recommended that candidates who are not working in the tax area and have not taken an undergraduate tax unit in Australia in the past five years undertake LAWS6128 or LAWS6209 before enrolling in this unit. If in doubt, please consult the Taxation Program Coordinator. **Assessment:** 1x3000wd assignment (30%) and 1x2hr exam (70%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

Transfer Pricing in International Taxation examines transfer pricing law and practice in Australia in the area of international taxation. Transfer pricing continues to be rated by tax directors as the number one international tax issue they face. The release of the OECD Transfer Pricing Guidelines for Multinational Enterprises and Tax Administrations in 1995 and the ongoing updates, the rewrite of the US Regulations over the period 1988-1994, and the substantial transfer pricing rulings program of the Australian Taxation Office, have together significantly increased the international and Australian materials available on the law and practice in transfer pricing. Students will gain an understanding of the policy, and detailed application of transfer pricing rules within Australia and an understanding of the international framework.

#### LAWS6824

##### Transnational Commercial Litigation

**Credit points:** 6 **Teacher/Coordinator:** Dr Andrew Bell **Session:** S1 Late Int **Classes:** block/intensive **Prohibitions:** LAWS6884 **Assumed knowledge:** undergraduate law degree **Assessment:** class participation (20%) and 1x7000wd essay (80%) or 2x3500wd essays (40% each) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: Department permission required for enrolment. Note: This unit has a restricted class size*

The unit will focus on commercial disputes with a transnational dimension. We will work through the steps which characterise transnational commercial litigation where the forum is itself a matter of dispute with a number of case studies in the field of insurance and reinsurance and international securities. Modules of the course will cover: the importance of venue, models for forum determination, techniques of forum control, pleadings and evidence gathering including letters of request, the law relating to anti-suit injunctions, the role of jurisdiction and arbitration agreements, international arbitration including a study of the relevant legislation, institutions and practice, and enforcement considerations. The unit will be taught principally by Dr Andrew Bell, a graduate of the University of Sydney and University of Oxford, now of the New South Wales Bar, and the author of the recommended text, "Forum Shopping and Venue in Transnational Litigation". There may also be contributions by other senior practitioners.

##### Textbooks

Recommended Text "Forum Shopping and Venue in Transnational Litigation"

#### LAWS6109

##### UK International Taxation

**Credit points:** 6 **Teacher/Coordinator:** Prof Malcolm Gammie **Session:** S1 Late Int **Classes:** block/intensive **Assumed knowledge:** It is recommended that candidates who are not working in the tax area and have not taken an undergraduate tax unit in Australia in the past five years undertake LAWS6128 or LAWS6825 before enrolling in this unit. If in doubt, please consult the Taxation Program Coordinator. **Assessment:** 1x take home exam or research essay (100%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit covers the domestic provisions of UK income tax and CGT law dealing with international transactions, as well as UK treaties and the impact of EU law on the UK tax system. The UK remains one of Australia's major trading partners. UK taxation thus has significant effects for inbound and outbound investment between Australia and the UK. This unit will be of interest to tax professionals who have dealings with the UK. The objective of the unit is to provide an overview of the income tax system of the UK and a detailed analysis of the most important legislative and treaty rules of the UK in the international income tax area, especially in dealings with Australia. Upon successful completion of the unit, participants will have an advanced understanding of the policies of the UK rules for taxing international transactions as well as a detailed knowledge of the principles of income tax law applicable to inbound and outbound transactions in the UK. The unit includes a study of: 1. Overview of the UK income tax system; 2. Taxation of inbound investment in the UK; 3. Taxation of outbound investment in the UK; 4. Transfer pricing in the UK; 5. UK tax treaties; 6. Australia UK Tax Treaty.

#### LAWS6171

##### US International Taxation

**Credit points:** 6 **Teacher/Coordinator:** Prof Stafford Smiley **Session:** S2 Late IntA **Classes:** block/intensive **Assumed knowledge:** It is recommended that candidates who are not working in the tax area and have not taken an undergraduate tax unit in Australia in the past five years undertake LAWS6128 or LAWS6825 before enrolling in this unit. If in doubt, please consult the Taxation Program Coordinator. **Assessment:** 1x take home exam (100%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

The object of this unit is to provide an overview of the income tax system of the US and a detailed analysis of the most important legislative and treaty rules of the US in the international income tax area, especially in dealings with Australia. Upon successful completion of the unit candidates will have an advanced understanding of the policies of the US rules for taxing international transactions as well as a detailed knowledge of the principles of income tax law applicable to inbound and outbound transactions in the US. This seminar unit includes a study of: overview of the US income tax system; taxation of inbound investment in the US; taxation of outbound investment in the US; transfer pricing in the US and US tax treaties.

#### LAWS6191

##### Water Law

**Credit points:** 6 **Teacher/Coordinator:** Assoc Prof Rosemary Lyster **Session:** S1 Late IntB **Classes:** block/intensive **Assessment:** 1x7000wd essay (80%) and class participation (20%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit examines the ecologically sustainable management of water resources incorporating legal, scientific and economic perspectives. The legal analysis incorporates the following: international principles of water law; Commonwealth and state responsibilities for water management; the Water Management Act 2000 (NSW); the legal and constitutional implications of the reallocation of rights to use water; the implications of allocation and use for Indigenous people; the regulation of water pollution; and the corporatisation and privatisation of water utilities. Case studies from a number of jurisdictions are used to explore these themes. Economic perspectives include the impact of National Competition Policy on water law while the principles of sustainable water management are discussed within a scientific paradigm.

#### LAWS6096

##### Work Safety

**Credit points:** 6 **Teacher/Coordinator:** Prof Ron McCallum **Session:** S2 Late IntA **Classes:** block/intensive **Corequisites:** LAWS6252 (GradDipPubHL, MLLR candidates), LAWS6071 (MLLR candidates only) **Assessment:** class participation (20%) and 1x8000wd research paper (80%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This unit of study is on occupational health and safety law. Its main focus is upon the Occupational Health and Safety Act 2000 (NSW), its federal and state counterparts and the relevant case law. An examination is also made of the history of safety regulation, the failure of the common law to reduce accidents, the Robens reforms, the employee and employer duties and safety management systems.

#### LAWS6122

##### Workplace Bargaining

**Credit points:** 6 **Teacher/Coordinator:** Prof Ron McCallum **Session:** S1 Late IntB **Classes:** block/intensive **Corequisites:** LAWS6252 and LAWS6071 (MLLR candidates) **Assessment:** class participation and presentation (25%), 1x6000wd essay (75%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

This advanced unit examines what may be best described as the collective aspects of labour law. The unit covers unregistered agreements, the use of the federal labour power, other heads of constitutional power including the corporations power, enterprise bargaining under federal and New South Wales law, Australian Workplace Agreements and the laws concerning industrial disputes which include common law torts, industrial statutory provisions and Trade Practices Act remedies.

**LAWS6063****World Trade Organization Law I**

**Credit points:** 6 **Teacher/Coordinator:** Dr Brett Williams **Session:** S1 Late IntB, Semester 2 **Classes:** block/intensive (S64), (1x2hr lec)/wk (S2) **Assumed knowledge:** limited knowledge of law of treaties **Assessment:** 1x exam (33.3%) and 1x2500-2900wd essay (33.3%) and 1x2500-2900wd casenote on a case chosen from a list (33.3%) **Campus:** Camperdown/Darlington **Mode of delivery:** Block Mode

*Note: This unit replaced International Trade Regulation*

This unit is an introduction to the law of the World Trade Organization (WTO) and to the context of economics and politics within which the law operates. Candidates may wish to continue on to take LAWS6249 World Trade Organization Law II which builds upon the knowledge gained in this unit and considers some additional topics of WTO law. The introductory unit considers economic and political arguments for and against protection based on some basic economics of trade and of public choice. The unit presents an overview of the history of the General Agreement on Tariffs and Trade (GATT) and the creation of the Agreement Establishing the WTO ending with a review of the institutions of the WTO and of the framework of rules applying under the GATT. There follows a more detailed study of the WTO dispute settlement system. The unit then studies the framework of rules under the General Agreement on Trade in Services (GATS) and presents a very brief outline of the Agreement on Trade-Related Aspects of Intellectual Property (TRIPS). The unit analyses in more detail some of the fundamental rules of the GATT: rules on tariff bindings & customs duties, national treatment, non-tariff barriers, the MFN rule on non-discrimination and an introduction to the rules on subsidies. Part of the assessment requires candidates to think critically about the object and function of the GATT and its dispute settlement system.

**Textbooks**

Ordinarily, a single book will be the required book of cases and materials for LAWS6063 and for LAWS6249 (Last year, the required book was Jackson, Davey & Sykes, Legal Problems of International Economic Relations - Cases, Material and Text (West, 4th ed, 2002) [ISBN# 0-314-24660-6]). Candidates should consult the Course Information and Outline on WebCT (or the abbreviated version available on the Faculty website one month before the course begins). Plus 3 books of supplementary issued materials. Required Treaties: Candidates will need copies of some of the WTO treaties to bring to class. Candidates may wish to print them from free online sources. See the Course Information and Outline on WebCT (or the abbreviated version on the Faculty website one month before the course begins) to find out which treaties should be obtained.

Alternatively, candidates may wish to purchase: WTO, The Legal Texts - The Results of the Uruguay Round of Multilateral Trade Negotiations (CUP, 1999)[ISBN# 0521785804 (for Paperback)].

**LAWS6249****World Trade Organization Law II**

**Credit points:** 6 **Teacher/Coordinator:** Dr Brett Williams **Session:** Semester 2 **Classes:** (1x2hr lec)/wk **Prerequisites:** LAWS6063 **Assessment:** (1xexam (35%) and 1x5000-5500wd essay (65%)) or (1xexam (35%) and 1x3000-3500wd essay (40%)) and 1x2000wd case note (25%) **Campus:** Camperdown/Darlington **Mode of delivery:** Normal (lecture/lab/tutorial) Day

*Note: This unit replaced Advanced International Trade Regulation*

This unit follows on from LAWS6063 World Trade Organization Law I and builds on the understanding gained there of the law of the World Trade Organization and examining some further topics on the law of the WTO with some references to bilateral or regional trade treaties. The dominant part of the unit is an extension of the consideration of the General Agreement on Tariffs and Trade (GATT) by considering the exceptions for restrictions for health, environmental, technical regulations and quarantine reasons and considering the escape clauses providing for Safeguards, Anti-dumping Duties and Countervailing Duties (including the way these escape clauses are implemented in domestic law, mostly using examples from US law). We extend the consideration of the MFN rule by considering the exception for free trade areas and customs unions (incorporating some limited consideration of particular Free Trade Agreements). Similarly we extend the introduction to the General Agreement on Trade in Services (GATS) by considering some specific service sectors, and extend the introduction to the Agreement on Trade-Related Aspects of Intellectual Property (TRIPS) by considering the scope of exceptions under the TRIPS. We extend the consideration of the nature of the WTO system by considering its interaction with law in other areas, time permitting considering interaction with environmental law, human rights law or competition law.

**Textbooks**

Please check the Course Outline on WebCT. Ordinarily, a single book will be prescribed for LAWS6063 and for LAWS6249 (Last year, the required book was Jackson, Davey & Sykes, Legal Problems of International Economic Relations - cases, materials and text (West, 4th ed, 2002)). Some supplementary materials will be issued.



# The Sydney Summer and Winter Schools

2009	Dates
Summer School	December 2008 to February 2009
Winter School	29 June to 25 July 2009

## The Summer School

The Summer School is a full fee-paying, intensive program offering high quality undergraduate and postgraduate subjects from nine faculties. These subjects are the same as those offered in Semesters One and Two, but are taught as an intensive program over summer.

Some classes commence in December; others commence in the first week of January; others in the third week and continue into February (including the exam week). Some subjects run for six weeks; others are shorter. Students can take a maximum of two subjects.

## The Winter School

The Winter School is a smaller, more intensive program that runs for four weeks, including the exam week, during July.

## Advantages

Attending classes at Sydney University during Summer and Winter School offers many advantages. You can:

- accelerate your academic career and finish your degree sooner
- devote your full attention to a single area of study
- take subjects that are outside your normal degree
- reduce your workload throughout the rest of the year
- repeat subjects in which you may have been unsuccessful
- combine study with a field trip in Australia or a tour overseas.

High school graduates can sample a university subject, and get an early start on their degree.

## How to apply

Applications are only accepted online at [www.summer.usyd.edu.au](http://www.summer.usyd.edu.au). Most subjects have limited places and fill very quickly. All places are filled strictly on a first-in, first-served basis so it is recommended that you apply early.

Applications open on:

- 29 September 2008 (Summer School)
- 25 May 2009 (Winter School)

Applications close:
28 November 2008 (Session 1, Summer December)
12 December 2008 (Session 2, Summer Main)
9 January 2009 (Session 3, Summer Late)
12 June 2009 (Winter School)

**Late application fees may apply after these dates.**

## Census dates

Students can withdraw from their subject without academic penalty and receive a full refund until the census date (based on when the class commences). However, a late withdrawal fee may apply.

There is one census date for the Winter School, and three for the Summer School, as classes start between December and February.

ID	Session name	Classes begin	Census date
42*	Summer December	8 December 2008	2 January 2009
43	Summer Main	5 January 2009	9 January 2009
44**	Summer Late	19 January 2009	5 February 2009
11	Winter School	29 June 2009	3 July 2009

\* 42 Summer December: Allows for a unit to run for 3-9 weeks, provided that the 20 per cent criterion is met.

\*\* 44 Summer Late: Last exam must be held by 1 March.

## Withdrawal and refund policy

- For Summer School classes starting in **December 2008**, students who withdraw from a subject between 29 November 2008 and the relevant census date will receive a refund of tuition fees but will be liable for a \$500 late withdrawal fee.
- For Summer School classes starting in **January 2009**, students who withdraw from a subject between 13 December 2008 and the relevant census date will receive a refund of tuition fees but will be liable for a \$500 late withdrawal fee.
- For Winter School classes starting on **29 June 2009**, students who withdraw from a subject between 27 June 2009 and the relevant census date will receive a refund of their tuition fees but will be liable for a \$500 late fee withdrawal.

Students may withdraw from their Summer or Winter School subject(s) up until 4pm on the last day of the teaching period for that particular subject. However, there may be an academic penalty (please refer to our website). The teaching period for purposes of this policy is defined in hours of published classes from the first day through to the last day of classes, excluding any final examination or assessment.

Students who withdraw from a subject after 4pm on the relevant census date will receive no refund of their tuition fee.

## Transferring between subjects

Students on a waiting list can transfer between subjects at any time prior to the commencement of class. For all other students, transfers should be completed a week before classes commence. **No** transfers will be allowed after commencement of the class.

## Summer and Winter School scholarships

### Merit scholarships

Three undergraduate merit scholarships and one postgraduate merit scholarship are available. These are automatically awarded to the top four students in their respective faculty (Arts, Science, or Economics and Business) for their Summer School subject.

### Educational/Financial Disadvantage scholarships

Full Summer School scholarships are available to local undergraduate students who have a good academic record. To be eligible for consideration you will need to provide evidence of long-term and serious educational disadvantage based on two or more criteria, one of which must be financial hardship. Please check our website for further details. Scholarship applications close on 31 October 2008 (Summer School), and 10 June 2009 (Winter School).

## For more information

Website: [www.summer.usyd.edu.au](http://www.summer.usyd.edu.au)

Email: [info@summer.usyd.edu.au](mailto:info@summer.usyd.edu.au)

Phone: +61 2 9351 5542 Fax: +61 2 9351 5888





# General University information

For further information or advice, please call our toll-free helpline on **1300 362 006**.

This section includes information on the following:

Academic progression  
 Accommodation Service  
 Admissions Office  
 Applying for a course  
 Attendance  
 Bus service  
 Campuses  
 Careers Centre  
 Centre for Continuing Education (CCE)  
 Centre for English Teaching (CET)  
 Child Care Information Office  
 The Co-op Bookshop  
 Counselling Service  
 Disability Services  
 Employment opportunities for students  
 Enrolment  
 Environmental Policy  
 Equity Support Services  
 Examinations  
 Fees  
 Financial Assistance Office  
 Freedom of Information  
 Graduations Office  
 Grievances and appeals  
 HECS and Fees Office  
 Information and Communications Technology  
 International Office  
 International Student Support Unit (ISSU)  
 Koori Centre and Yooroang Garang  
 Learning Centre  
 Library  
 Mathematics Learning Centre  
 Museums and galleries  
 MyUni Student Portal  
 Orientation and O-Week  
 Part-time, full-time attendance  
 Policy online  
 Printing Service (UPS)  
 Privacy  
 Research Office  
 Scholarships for undergraduates  
 Security Service  
 Service Management, Information and Communications Technology (ICT)  
 Staff and Student Equal Opportunity Unit (SSEOU)  
 Student Administration and Support  
 Student Centre  
 Student identity cards  
 Sydney Summer School  
 Sydney Student Development  
 Sydney Welcome Orientation and Transition Program (SWOT)  
 The University of Sydney Foundation Program (USFP)  
 Timetabling Unit  
 University Health Service

## Academic progression

The University requires students to maintain a minimum rate of progression throughout their candidature. Any student who does not satisfy progression requirements for their degree will be placed on a monitored academic progression program. This program requires students to consult an academic adviser in their faculty, to attend a support services information session, and fill in a survey. Students will be advised of the requirements of the program by their faculty.

Students who do not sustain the minimum academic progression requirements may be asked to show cause as to why they should not be excluded from their degree. For further information, please see [www.usyd.edu.au/secretariat/students](http://www.usyd.edu.au/secretariat/students).

Student Affairs, Registrar's Division  
 Quadrangle, A14  
 The University of Sydney  
 NSW 2006 Australia

Phone: +61 2 9351 3183  
 Fax: +61 2 9351 3572  
 Email: [appeals@secretariat.usyd.edu.au](mailto:appeals@secretariat.usyd.edu.au)

## Accommodation Service

This service maintains an extensive database of off-campus accommodation, including shared, full-board and rental properties. Current students can access the online database through the accommodation website or MyUni student portal ([myuni.usyd.edu.au](http://myuni.usyd.edu.au)).

Level 5, Jane Foss Russell Building, G02  
 The University of Sydney  
 NSW 2006 Australia

Phone: +61 2 9351 3312  
 Fax: +61 2 9351 8262  
 Email: [accomm@stuserv.usyd.edu.au](mailto:accomm@stuserv.usyd.edu.au)  
 Website: [www.usyd.edu.au/stuserv/accommodation](http://www.usyd.edu.au/stuserv/accommodation)

## Admissions Office

The Admissions Office, located in the Student Centre, is responsible for overseeing the distribution of offers to undergraduate applicants through the Universities Admission Centre (UAC). They can advise prospective local undergraduate students on admission requirements. Postgraduate students should contact the appropriate faculty.

- If you are an Australian citizen, or permanent resident with qualifications from a non-Australian institution, you can get more information by phoning +61 2 9351 4118.
- For enquiries regarding special admissions (including mature-age entry), phone +61 2 9351 3615.
- Applicants without Australian citizenship or permanent residency should contact the International Office.

Admissions Office, Student Centre  
 Level 3, Jane Foss Russell Building, G02  
 The University of Sydney  
 NSW 2006 Australia

Phone: +61 2 9351 4117 or +61 2 9351 4118  
 Fax: +61 2 9351 4869  
 Email: [admissions@records.usyd.edu.au](mailto:admissions@records.usyd.edu.au)  
 Website: [www.usyd.edu.au/studentcentre/admissions](http://www.usyd.edu.au/studentcentre/admissions)



## Applying for a course

### Domestic applicants for undergraduate courses and programs of study

For the purpose of admission and enrolment, 'domestic applicant' refers to citizens and permanent residents of Australia and citizens of New Zealand. If you are in this group and wish to apply for admission to an undergraduate course, you would generally apply through the Universities Admissions Centre (UAC).

The deadline for applications is the last working day in September in the year before enrolment. For more information see [www.uac.edu.au](http://www.uac.edu.au).

Some faculties have additional application procedures, such as the Conservatorium of Music, Sydney College of the Arts and Pharmacy.

### Domestic applicants for postgraduate courses and programs of study

For the purpose of admission and enrolment, 'domestic applicant' refers to citizens and permanent residents of Australia and citizens of New Zealand. Application is direct to the faculty which offers the course that you are interested in. Application forms for postgraduate coursework, postgraduate research and the master's qualifying or preliminary program and for non-award postgraduate study can be found at [www.usyd.edu.au/studentcentre](http://www.usyd.edu.au/studentcentre).

Note: some faculties use their own specially tailored application forms for admission into their courses. Check with the relevant faculty.

### International applicants for all course types (undergraduate and postgraduate)

'International applicants' refers to all applicants other than Australian citizens, Australian permanent residents and citizens of New Zealand. In the majority of cases international applicants apply for admission through the University's International Office (IO). All the information international applicants need, including application forms, is available from the IO website ([www.usyd.edu.au/internationaloffice](http://www.usyd.edu.au/internationaloffice)).

## Attendance

In cases of illness or misadventure, students should complete an *Application for Special Consideration* form, accompanied by relevant documentation, such as medical certificates, and submit it to the relevant faculty office.

The forms are available at faculty offices, the Student Centre, and online at [www.usyd.edu.au/studentcentre/forms.shtml](http://www.usyd.edu.au/studentcentre/forms.shtml).

### Exemption from re-attendance

Although you may have attended certain lectures or practical classes before, exemption from re-attendance is granted only in exceptional circumstances. In any case, you are required to enrol in all units of study in which you propose to take examinations, whether or not you have been granted leave of absence (or exemption) from re-attendance at lectures and/or practical work. To obtain exemption from re-attendance, apply at your faculty office.

## Bus service

A free bus service operates to, from and around Camperdown and Darlington campuses each weekday that Fisher Library is open (except for public holidays). The service commences at 4.15pm and concludes at Fisher Library closing time.

Two buses operate along the route, starting at Fisher Library and finishing at Redfern station. The buses leave at approximately 10 minute intervals during semester and in semester breaks.

The bus timetable/route guide can be collected from Security Administration or Campus Infrastructure Services reception.

Floor 2, Services Building G12  
Corner of Codrington and Abercrombie Streets  
Darlington Campus

The University of Sydney  
NSW 2006 Australia

Phone: +61 2 9351 4753  
Fax: +61 2 9351 5699  
Website: [www.security.usyd.edu.au](http://www.security.usyd.edu.au)

## Campuses

The University has ten different teaching campuses, located throughout the Sydney area. For information on each campus, including maps, contact details and parking information, see [www.usyd.edu.au/about/campus/pub/campus.shtml](http://www.usyd.edu.au/about/campus/pub/campus.shtml).

Campus	Faculties
Camperdown and Darlington campuses	Faculty of Arts Faculty of Architecture, Design and Planning Faculty of Agriculture, Food and Natural Resources Faculty of Economics and Business Faculty of Education and Social Work Faculty of Engineering and Information Technologies Faculty of Medicine Faculty of Pharmacy Faculty of Science Faculty of Veterinary Science The Sydney Summer School
Cumberland Campus	Faculty of Health Sciences
St James Campus	Faculty of Law
Mallett Street Campus	Faculty of Nursing and Midwifery The Centre for English Teaching The NHMRC Clinical Trials Centre
Sydney Conservatorium of Music	The Sydney Conservatorium of Music
Sydney College of the Arts	Sydney College of the Arts (SCA)
Camden Campus	Faculty of Veterinary Science Faculty of Agriculture, Food and Natural Resources
Surry Hills Campus	Faculty of Dentistry
Burren Street Campus	Institute of Transport and Logistics Studies

## Careers Centre

The University's Careers Centre can provide you with assistance if you are not sure of your career path, and help you to find both casual and career-related employment.

The Careers Centre provides a range of free and accessible services for students, including:

- help in finding casual and part-time work
- finding career-related work experience and graduate employment
- an internet vacancy database
- individual careers advice and counselling, by appointment
- comprehensive library and online resources
- workshops in resume writing, interview skills, and job searching
- careers fairs, employer presentations and talks.

Careers Centre  
Jane Foss Russell Building, G02  
The University of Sydney  
NSW 2006 Australia

Phone: +61 2 9351 3481  
Fax: +61 2 9351 5134  
Email: [careers.information@usyd.edu.au](mailto:careers.information@usyd.edu.au)  
Website: [www.careers.usyd.edu.au](http://www.careers.usyd.edu.au)

## Centre for Continuing Education (CCE)

The CCE provides the community with the opportunity to engage with the University of Sydney, offering people access to the academic expertise of one of Australia's finest educational institutions.

As a community leader, the CCE provides lifelong learning opportunities for people at all stages of life who want to undertake a course in self-enrichment, engage in active retirement learning,

upgrade their professional skills and qualifications, or bridge a gap between previous study and university. CCE offers short courses in all areas of the Humanities and Social Sciences, Languages, Science and Technology, Business and Management, and Continuing Professional Development.

160 Missenden Road  
Newtown NSW 2042

Postal address:  
Locked Bag 2020  
Glebe NSW 2037

Phone: +61 2 9036 4789  
Fax: +61 2 9036 4799  
Email: [cce.info@usyd.edu.au](mailto:cce.info@usyd.edu.au)  
Website: [www.cce.usyd.edu.au](http://www.cce.usyd.edu.au)

## Centre for English Teaching (CET)

The CET offers English language and academic study skills programs to international students who need to develop their English language skills in order to meet academic entry requirements.

Wentworth Building, G01  
The University of Sydney  
NSW 2006 Australia

Phone: +61 2 9036 7900  
Fax: +61 2 9036 7910  
Email: [info@cet.usyd.edu.au](mailto:info@cet.usyd.edu.au)  
Website: [www.usyd.edu.au/cet](http://www.usyd.edu.au/cet)

## Child Care Information Office

The Child Care Information Office has information for parents who are students and staff of the University, about child care centres, vacation and occasional care. For more details, see the child care website, via the MyUni student portal ([myuni.usyd.edu.au](http://myuni.usyd.edu.au)) or the Services for Students website ([www.usyd.edu.au/stuserv](http://www.usyd.edu.au/stuserv)).

Child Care Information Office  
Level 5, Jane Foss Russell Building, G02  
The University of Sydney  
NSW 2006 Australia

Phone: +61 2 9351 5667  
Fax: +61 2 9351 7055  
Email: [childc@stuserv.usyd.edu.au](mailto:childc@stuserv.usyd.edu.au)  
Website: [www.usyd.edu.au/childcare](http://www.usyd.edu.au/childcare)

## The Co-op Bookshop

The Co-op Bookshop is a one-stop store for:

- textbooks
- general books
- reference books
- University of Sydney clothing and memorabilia
- DVDs
- flash drives
- software at academic prices

Take advantage of a lifetime of membership benefits. For a one-time joining fee of \$20, you are entitled to great member pricing, promotional offers and much more.

The Co-op Bookshop  
Sports and Aquatic Centre Building, G09  
The University of Sydney  
NSW 2006 Australia

Phone: +61 2 9351 3705  
Fax: +61 2 9660 5256  
Email: [sydu@coop-bookshop.com.au](mailto:sydu@coop-bookshop.com.au)  
Website: [www.coop-bookshop.com.au](http://www.coop-bookshop.com.au)

## Counselling Service

The Counselling Service aims to help students fulfil their academic, individual and social goals, by providing short-term, problem-focused counselling to promote psychological wellbeing and help students develop effective and realistic coping strategies. International students can access counselling assistance through the International Student Support Unit (ISSU).

Each semester the Counselling Service runs a program of workshops which are designed to help students master essential study and life management skills. These are open to all local and international students. Phone to make an appointment. Daily walk-in appointments are also available between 11am and 3pm.

For details of workshops, activities and online resources, see the Counselling Service website via the MyUni portal ([myuni.usyd.edu.au](http://myuni.usyd.edu.au)) or the Services for Students website ([www.usyd.edu.au/stuserv](http://www.usyd.edu.au/stuserv)).

### Camperdown and Darlington campuses

Level 5, Jane Foss Russell Building, G02  
The University of Sydney  
NSW 2006 Australia

Phone: +61 2 9351 2228  
Fax: +61 2 9351 7055  
Email: [counsell@stuserv.usyd.edu.au](mailto:counsell@stuserv.usyd.edu.au)  
Website: [www.usyd.edu.au/counsel](http://www.usyd.edu.au/counsel)

### Cumberland Campus

Ground Floor, A Block, C42  
The University of Sydney  
East Street, Lidcombe  
NSW 2141 Australia

Phone: +61 2 9351 9638  
Fax: +61 2 9351 9635  
Email: [CS.Cumberland@stuserv.usyd.edu.au](mailto:CS.Cumberland@stuserv.usyd.edu.au)

## Disability Services

Disability Services is the principal point of contact for advice on assistance available for students with disabilities. Students need to register to receive support and assistance. Disability Services works closely with academic and administrative staff to ensure that students receive reasonable accommodation in their areas of study.

Assistance includes note taking, interpreters, and negotiation with academic staff regarding assessment and course-requirement modifications where appropriate. For details on registering, including required documentation and online resources, see the Disability Services' website via the MyUni student portal ([myuni.usyd.edu.au](http://myuni.usyd.edu.au)) or the Services for Students website ([www.usyd.edu.au/stuserv](http://www.usyd.edu.au/stuserv)).

### Camperdown and Darlington campuses

Level 5, Jane Foss Russell Building, G02  
The University of Sydney  
NSW 2006 Australia

Phone: +61 2 9351 7040  
Fax: +61 2 9351 3320  
TTY: +61 2 9351 3412  
Email: [disserv@stuserv.usyd.edu.au](mailto:disserv@stuserv.usyd.edu.au)  
Website: [www.usyd.edu.au/disability](http://www.usyd.edu.au/disability)

### Cumberland Campus

Ground Floor, A Block, C42  
The University of Sydney  
East Street, Lidcombe  
NSW 2141 Australia

Phone: +61 2 9351 9638  
Fax: +61 2 9351 9635  
Email: [DS.Cumberland@stuserv.usyd.edu.au](mailto:DS.Cumberland@stuserv.usyd.edu.au)

## Employment opportunities for students

See 'Sydney Student Development'.

## Enrolment

### Domestic and international students entering their first year via UAC

Details of enrolment procedures will be sent to students with their UAC offer of enrolment. Enrolment takes place during the last week of January or in February for the later offer rounds.

### Domestic and international students entering their first year via a direct offer from the University

Details of the enrolment procedures will be sent to students with their University offer of enrolment. Enrolment takes place during the first two weeks of February.

### All continuing domestic and international students

A pre-enrolment package is sent to all enrolled students in late September and contains instructions on the procedure for web-based pre-enrolment.

## Environmental Policy

The University of Sydney's Environmental Policy promotes sustainable resource and product use and encourages the practice of environmental stewardship by staff and students. The policy is supported by the University-wide Sustainable Campus Program. Enquiries can be directed to:

Manager, Campus Sustainability  
Phone: +61 2 9036 5441  
Email: [sustainable@usyd.edu.au](mailto:sustainable@usyd.edu.au)

Visit the website [www.usyd.edu.au/sustainable](http://www.usyd.edu.au/sustainable) to find out what the University is doing, and learn how you can get involved, make suggestions or receive the Sustainable Campus Newsletter.

## Equity Support Services

Equity Support Services, located within Student Administration and Support, brings together a number of student support services that produce practical assistance and information to help students meet their academic and personal goals while at University.

Services include the Accommodation Service, Casual Employment Service, Child Care Information Office, Disability Services and the Financial Assistance Office.

More information is available through the MyUni student portal ([myuni.usyd.edu.au](http://myuni.usyd.edu.au)) or the Services for Students website ([www.usyd.edu.au/stuserv](http://www.usyd.edu.au/stuserv)).

## Examinations

Most examinations are facilitated primarily through the Examinations Office. However, some faculties arrange and conduct their own examinations.

Information and timetables on examinations can be located by searching the University's website. For more details, contact the Examinations Office.

Student Centre  
Level 3, Jane Foss Russell Building, G02  
The University of Sydney  
NSW 2006 Australia

Phone: +61 2 9351 4005 or +61 2 9351 4006  
Fax: +61 2 9351 7330  
Email: [exams.office@exams.usyd.edu.au](mailto:exams.office@exams.usyd.edu.au)

## Fees

The Fees Office provides information on where and how to pay fees, and how to find out if payments have been received. The office can also provide information on obtaining a refund for fee payments. More details are available on the website (listed below).

Fees Office  
Margaret Telfer Building, K07  
The University of Sydney  
NSW 2006 Australia

Phone: +61 2 9351 5222  
Fax: +61 2 9114 0556  
Email: [feespay@usyd.edu.au](mailto:feespay@usyd.edu.au)  
Website: [www.finance.usyd.edu.au/revenue\\_income/fees.shtml](http://www.finance.usyd.edu.au/revenue_income/fees.shtml)  
Office hours: 9am to 4.30pm, Monday to Friday

## Financial Assistance Office

The University of Sydney has a number of loan and bursary funds to assist students experiencing financial difficulties. Loan assistance is available for undergraduate and postgraduate students enrolled in degree and diploma courses at the University.

The assistance is not intended to provide the principle means of support but to help enrolled students in financial need with expenses such as housing bonds and rent, phone and electricity bills, medical expenses, and buying textbooks and course equipment.

Loans are interest-free and are usually repayable within one year. Bursaries may be awarded depending on financial need and academic merit and are usually only available to local full-time undergraduate students. Advertised bursaries, including first-year bursaries, are advertised through the MyUni student portal in January each year.

For details of types of assistance and online resources provided by the service see the Financial Assistance website via the MyUni student portal ([myuni.usyd.edu.au](http://myuni.usyd.edu.au)) or the Services for Students website ([www.usyd.edu.au/stuserv](http://www.usyd.edu.au/stuserv)).

Level 5, Jane Foss Russell Building, G02  
The University of Sydney  
NSW 2006 Australia

Phone: +61 2 9351 2416  
Fax: +61 2 9351 7055  
Email: [fao@stuserv.usyd.edu.au](mailto:fao@stuserv.usyd.edu.au)  
Website: [www.usyd.edu.au/fin\\_assist](http://www.usyd.edu.au/fin_assist)

## Freedom of Information

The University of Sydney falls within the jurisdiction of the *NSW Freedom of Information Act 1989*. The Act:

- requires information concerning documents held by the University to be made available to the public
- enables a member of the public to obtain access to documents held by the University; and
- enables a member of the public to ensure that records held by the University concerning his or her personal affairs are not incomplete, incorrect, out of date or misleading.

A 'member of the public' includes staff and students of the University.

It is a requirement of the Act that applications be processed and a determination made within a specified time period, generally 21 days. Determinations are made by the University's Registrar.

While an application may be made to access University documents, some may not be released in accordance with particular exemptions provided by the Act. There are review and appeal mechanisms which apply when access has been refused.

The University is required to report to the public on its freedom of information activities on a regular basis and to produce two documents: a *Statement of Affairs* (annually) and a *Summary of Affairs* (every six months).

The *Statement of Affairs* contains information about the University, its structure, function and the kinds of documents held. The *Summary of Affairs* identifies the University's policy documents and provides information on how to make an application for access to University documents. More information and copies of the reports can be found at [www.usyd.edu.au/arms/info\\_freedom](http://www.usyd.edu.au/arms/info_freedom).

## Graduations Office

The Graduations Office is responsible for organising graduation ceremonies and informing students of their graduation arrangements.

Student Centre  
Level 3, Jane Foss Russell Building, G02  
The University of Sydney  
NSW 2006 Australia

Phone: +61 2 9351 3199 or +61 2 9351 4009  
Protocol enquiries: +61 2 9351 4612  
Fax: +61 2 9351 5072

## Grievances and appeals

You may consider that a decision affecting your candidature for a degree or other activities at the University has not taken into account all relevant matters. In some cases the by-laws or resolutions of the Senate provide for a right of appeal against particular decisions. For example, there is provision for appeal against academic decisions, disciplinary decisions and exclusion after failure.

A document outlining the current procedures for appeals against academic decisions is available at the Student Centre, the Student Representative Council, and on the Policy Online website ([www.usyd.edu.au/policy](http://www.usyd.edu.au/policy) (click on 'Study at the University', then 'Appeals' – see the Academic Board and Senate resolutions).

For assistance or advice regarding an appeal contact:

### Undergraduates

Students' Representative Council  
Level 1, Wentworth Building, G01  
The University of Sydney  
NSW 2006 Australia  
Phone: +61 2 9660 5222

### Postgraduates

Sydney University Postgraduate Representative Association (SUPRA)  
Corner of Raglan and Abercrombie Streets  
The University of Sydney  
NSW 2006 Australia  
Phone: +61 2 9351 3115

## HECS and Fees Office

Student Centre  
Level 3, Jane Foss Russell Building, G02  
The University of Sydney  
NSW 2006 Australia

Phone: +61 2 9351 5659  
Fax: +61 2 9036 6111  
Email: [hecs.fees@records.usyd.edu.au](mailto:hecs.fees@records.usyd.edu.au)

## Information and Communications Technology (ICT)

See 'Service Management, Information and Communications Technology'.

## International Office

The International Office helps international students with application, admission and enrolment procedures. The International Office has units responsible for international marketing, government and student relations, international scholarships (including AusAID scholarships and administrative support for international financial aid programs), and compliance with government regulations relating to international students.

The Study Abroad and Student Exchange units assist both domestic and international students who wish to enrol for study abroad or exchange programs.

### International Office

Services Building, G12  
The University of Sydney  
NSW 2006 Australia

Phone: +61 2 9351 4079  
Fax: +61 2 9351 4013  
Email: [info@io.usyd.edu.au](mailto:info@io.usyd.edu.au)  
Website: [www.usyd.edu.au/internationaloffice](http://www.usyd.edu.au/internationaloffice)

### Study Abroad

Phone: +61 2 9351 3699  
Fax: +61 2 9351 2795  
Email: [studyabroad@io.usyd.edu.au](mailto:studyabroad@io.usyd.edu.au)  
Website: [www.usyd.edu.au/studyabroad](http://www.usyd.edu.au/studyabroad)

### Student Exchange

Phone: +61 2 9351 3699  
Fax: +61 2 9351 2795  
Email: [exchange@io.usyd.edu.au](mailto:exchange@io.usyd.edu.au)  
Website: [www.usyd.edu.au/studentexchange](http://www.usyd.edu.au/studentexchange)

## International Student Support Unit (ISSU)

The ISSU helps international students through the provision of orientation, counselling and welfare services to both students and their families. ISSU aims to help international students cope successfully with the challenges of living and studying in an unfamiliar culture, to achieve success in their studies and to make the experience of being an international student rewarding and enjoyable.

For details of orientation activities, counselling and welfare services provided to both students and their families and online resources, see the MyUni student portal ([myuni.usyd.edu.au](http://myuni.usyd.edu.au)) or the Services for Students website ([www.usyd.edu.au/stuserv](http://www.usyd.edu.au/stuserv)). International students also have access to all University student support services.

### Camperdown and Darlington campuses

Level 5, Jane Foss Russell Building, G02  
The University of Sydney  
NSW 2006 Australia

Phone: +61 2 9351 4749  
Fax: +61 2 9351 6818  
Email: [info@issu.usyd.edu.au](mailto:info@issu.usyd.edu.au)  
Website: [www.usyd.edu.au/issu](http://www.usyd.edu.au/issu)

### Cumberland Campus

Ground Floor, A Block, Cumberland Campus, C42  
The University of Sydney  
East Street, Lidcombe  
NSW 2141 Australia

Phone: +61 2 9351 9638  
Fax: +61 2 9351 9635  
Email: [ISSU.Cumberland@stuserv.usyd.edu.au](mailto:ISSU.Cumberland@stuserv.usyd.edu.au)  
Website: [www.usyd.edu.au/issu](http://www.usyd.edu.au/issu)

## Koori Centre and Yooroang Garang

The Koori Centre and Yooroang Garang support Aboriginal and Torres Strait Islander people in all aspects of tertiary education at the University of Sydney. The Cadigal Special Entry Program assists Indigenous Australians to enter undergraduate study across all areas of the University.

As well as delivering block-mode courses for Indigenous Australian students, the Koori Centre teaches Indigenous Australian Studies in various faculties across mainstream courses. The Koori Centre also provides tutorial assistance, and student facilities including a computer lab, indigenous research library and study rooms for Indigenous Australian students at the University.

In particular, the Koori Centre aims to increase the successful participation of Indigenous Australians in undergraduate and postgraduate degrees, develop the teaching of Aboriginal studies, conduct research in the field of Aboriginal education, and establish working ties with schools and communities.

The Koori Centre works in close collaboration with Yooroang Garang, School of Indigenous Health Studies in the Faculty of Health Sciences at the Cumberland Campus. Yooroang Garang provides assistance, advice and academic support for Indigenous students in the faculty, as well as preparatory undergraduate and postgraduate courses.

### Koori Centre

Ground Floor, Old Teachers College, A22  
The University of Sydney  
NSW 2006 Australia

Phone: +61 2 9351 2046 (general enquiries)  
Toll-free within Australia: 1800 622 742  
Community Liaison Officer: +61 2 9351 7003  
Fax: +61 2 9351 6923  
Email: [koori@koori.usyd.edu.au](mailto:koori@koori.usyd.edu.au)  
Website: [www.koori.usyd.edu.au](http://www.koori.usyd.edu.au)

### Yooroang Garang

T Block, Level 4, Cumberland Campus, C42  
The University of Sydney  
NSW 2006 Australia

Phone: +61 2 9351 9393  
Toll free: 1800 000 418  
Fax: +61 2 9351 9400  
Email: [yginfo@fhs.usyd.edu.au](mailto:yginfo@fhs.usyd.edu.au)  
Website: [www.yg.fhs.usyd.edu.au](http://www.yg.fhs.usyd.edu.au)

## Learning Centre

The Learning Centre helps students develop the generic learning and communication skills that are necessary for university study and beyond. The centre is committed to helping students achieve their academic potential during their undergraduate and postgraduate studies.

Learning Centre staff can be found at the Camperdown, Darlington and Cumberland campuses. The centre's program includes a wide range of workshops on study skills, academic reading and writing, oral communication skills and postgraduate writing and research skills. Other services include an individual learning program, a faculty-based program and access to online and print-based learning resources.

For details of programs, activities and online resources available from the Learning Centre, see its website via the MyUni student portal ([myuni.usyd.edu.au](http://myuni.usyd.edu.au)) or the Services for Students website ([www.usyd.edu.au/stuserv](http://www.usyd.edu.au/stuserv)).

### Camperdown and Darlington campuses

Level 7, Education Building, A35  
The University of Sydney  
NSW 2006 Australia

Phone: +61 2 9351 3853  
Fax: +61 2 9351 4865  
Email: [lc@stuserv.usyd.edu.au](mailto:lc@stuserv.usyd.edu.au)  
Website: [www.usyd.edu.au/lc](http://www.usyd.edu.au/lc)

### Cumberland Campus

Ground Floor, A Block, C42  
The University of Sydney  
East Street, Lidcombe  
NSW 2141 Australia

Phone: +61 2 9351 9638  
Fax: +61 2 9351 9635  
Email: [LC.Cumberland@stuserv.usyd.edu.au](mailto:LC.Cumberland@stuserv.usyd.edu.au)  
Website: [www.usyd.edu.au/stuserv/learning\\_centre/cumberl.shtml](http://www.usyd.edu.au/stuserv/learning_centre/cumberl.shtml)

## Library

The University of Sydney Library provides services via a network of 14 libraries on 10 campuses, and online at [www.library.usyd.edu.au](http://www.library.usyd.edu.au).

The location, opening hours and specific subject focus of each library is listed on the website. Over 5.5 million items are available via the library catalogue, including more than 67,000 online journals and 325,000 online books.

Enrolled students are entitled to borrow from any of the University libraries. Reading list books and articles are available via the reserve service either online or in print. Past examination papers are also available online.

Library facilities include individual and group study spaces, computers, printers, multimedia equipment, photocopiers and adaptive technologies. Refer to the 'Libraries' link on the University website to find out about services and facilities in specific libraries.

Library staff are available in every library to support students with their study and research. Faculty liaison librarians assist students to find great information on any topic and provide training in using a wide range of resources. For contact details of faculty liaison librarians, see [www.library.usyd.edu.au/contacts/subjectcontacts.html](http://www.library.usyd.edu.au/contacts/subjectcontacts.html). It is also possible to learn research and information skills online; see [www.library.usyd.edu.au/skills](http://www.library.usyd.edu.au/skills).

Comments and suggestions about library services are welcome.

The University of Sydney Library, F03  
Camperdown Campus  
NSW 2006 Australia

Phone: +61 2 9351 2993  
Website: [www.library.usyd.edu.au](http://www.library.usyd.edu.au)

## Mathematics Learning Centre

The Mathematics Learning Centre helps undergraduate students to develop the mathematical knowledge, skills and confidence that are needed for studying first-level mathematics or statistics units at university. The centre runs bridging courses in mathematics at the beginning of the academic year (fees apply). The centre also provides ongoing support to eligible students during the year through individual assistance and small group tutorials.

For details of activities and online resources provided by the centre see the website via the MyUni student portal ([myuni.usyd.edu.au](http://myuni.usyd.edu.au)) or the Services for Students website ([www.usyd.edu.au/stuserv](http://www.usyd.edu.au/stuserv)).

Level 4, Carslaw Building, F07  
The University of Sydney  
NSW 2006 Australia

Phone: +61 2 9351 4061  
Fax: +61 2 9351 5797  
Email: [mlc@stuserv.usyd.edu.au](mailto:mlc@stuserv.usyd.edu.au)  
Website: [www.usyd.edu.au/mlc](http://www.usyd.edu.au/mlc)

## Museums and galleries

The University of Sydney has one of the largest and finest university collections of antiquities, art, ethnography and natural history in Australia. While these collections are used for teaching, they also provide an opportunity for the University to contribute to the cultural life of the country.

### University Art Gallery

Founded in the 1860s, the University of Sydney Art Collection now holds more than 3000 paintings, sculptures and works on paper by Australian, Asian and European artists, as well as more than 700 works from the University Union Art Collection. The University Art Gallery showcases changing exhibitions of works from the collection as well as high-quality exhibitions of both contemporary and historical works.

War Memorial Arch  
Quadrangle, A14  
Camperdown Campus

Phone: +61 2 9351 6883  
Fax: +61 2 9351 7785  
Website: [www.usyd.edu.au/museums](http://www.usyd.edu.au/museums)

### Macleay Museum

The Macleay Museum originated with the eighteenth century collection of insects owned by Alexander Macleay. The oldest of its kind in Australia, the museum today holds significant collections of ethnographic artefacts, scientific instruments, biological specimens and historic photographs. Changing exhibitions engage with the diversity of the collection.

Macleay Building, A12  
Gosper Lane (off Science Road)  
Camperdown Campus

Phone: +61 2 9036 5253  
Fax: +61 2 9351 5646  
Email: [macleaymuseum@usyd.edu.au](mailto:macleaymuseum@usyd.edu.au)  
Website: [www.usyd.edu.au/museums](http://www.usyd.edu.au/museums)

### Nicholson Museum

The Nicholson Museum contains the largest and most prestigious collection of antiquities in Australia. It is also the country's oldest university museum, and features works of ancient art and objects of daily life from Greece, Italy, Egypt, Cyprus the Near and Middle East, as well as Northern Europe. A regular changing schedule of exhibitions highlights various parts of the collection.

Quadrangle, A14  
Camperdown Campus

Phone: +61 2 9351 2812  
Fax: +61 2 9351 7305  
Email: [nicholsonmuseum@usyd.edu.au](mailto:nicholsonmuseum@usyd.edu.au)  
Website: [www.usyd.edu.au/museums](http://www.usyd.edu.au/museums)

### The Tin Sheds Gallery

The Tin Sheds Gallery is part of the Art Workshop complex within the University of Sydney's Faculty of Architecture, Design and Planning. The gallery hosts exhibitions across a wide variety of contemporary visual arts practices from individuals and groups, as well as community projects and curated exhibitions.

Tin Sheds Gallery and Art Workshops  
Faculty of Architecture  
Wilkinson Building  
148 City Road

Phone: +61 2 9351 3115  
Fax: +61 2 9351 4184  
Email: [tinsheds@arch.usyd.edu.au](mailto:tinsheds@arch.usyd.edu.au)  
Website: [www.arch.usyd.edu.au/art\\_workshop](http://www.arch.usyd.edu.au/art_workshop)

## MyUni Student Portal

The MyUni student portal ([myuni.usyd.edu.au](http://myuni.usyd.edu.au)) is the starting point and 'one-stop' environment for students to access all their web-based University information and services.

MyUni automatically tailors what a student sees based on their login and offers students the option of further personalising content. Most importantly, MyUni allows students to complete tasks online that would previously have required attendance in person. The following are examples of MyUni services and information:

- support services relating to health, counselling, employment, child care, accommodation, and general wellbeing
- student administration systems for obtaining examination results, enrolment and variations, timetabling, email services and links to courses and units of study information
- links to the University's e-learning systems
- library services
- important messages and student alerts
- information and communications technology and support services
- information for local, Indigenous and international students
- campus maps, with descriptions of cultural, sporting and campus facilities.

## Orientation and O-Week

### Orientation

Transition to University involves both opportunities and challenges. A successful transition is important in developing a sense of belonging and better academic adjustment and success. The University seeks to facilitate students' successful transition through a wide range of programs and activities.

Orientation activities for both undergraduate and postgraduate students are scheduled at the beginning of each semester. Transition support continues throughout the academic year within faculties while student support services are available to assist students for the duration of their study.

For more information, see [www.usyd.edu.au/orientation](http://www.usyd.edu.au/orientation).

### Undergraduate students

*Sydney Welcome Orientation and Transition (SWOT) Program*

In the week prior to Semester One, the SWOT program offers all commencing undergraduate students an opportunity to learn more about the University of Sydney.

During this week you can get to know the University, develop key skills for success, discover other key resources for getting the most out of university life and develop a sense of belonging. All students are welcome to attend activities which are based at the Camperdown and Darlington campuses. Faculties based on other campuses also provide orientation activities and programs.

SWOT 2009 will run from **25 to 27 February 2009**.

For more information, see [www.swot.usyd.edu.au](http://www.swot.usyd.edu.au).

### Postgraduate students

The University of Sydney Postgraduate Induction Program is a specialised program for postgraduate students organised by the Dean of Graduate Studies. See [www.dogs.usyd.edu.au](http://www.dogs.usyd.edu.au).

### O-Week

O-Week is the orientation event at the beginning of Semester One. Organised by the University of Sydney Union (USU) and other student organisations, it runs in parallel with the SWOT program. O-Week provides an opportunity to learn about and participate in the many clubs and societies available at the University and the services and activities of the student organisations.

It's packed with fun activities and events, plus information to help you get acquainted with the University and grab hold of all of the opportunities this campus has to offer.

Rock, jazz, orchestral and choral concerts, plays, demonstrations, symposia on current affairs, reviews, competitions, sports, bus tours, games, special-interest meetings, guest speakers, debates, films, food and freebies are all organised for commencing students' participation and enjoyment. You need to know what's on and what's available in order to make the most out of your time here.

O-Week 2009 will run from **25 to 27 February 2009**. Programs are available at [www.usuonline.com](http://www.usuonline.com).

## Part-time, full-time attendance

### Undergraduate students

Undergraduate students are usually considered full-time if they have a student load of at least 0.375 each semester. Anything under this amount is considered a part-time study load.

Note that some faculties have minimum study load requirements for satisfactory progress.

### Postgraduate students (coursework)

Part-time or full-time status for postgraduate coursework students is determined by credit-point load. Enrolment in units of study which total at least 18 credit points in a semester is classed as full-time. Anything under this amount is a part-time study load.

Please note that classes for some coursework programs are held in the evenings (usually 6pm to 9pm).

### Postgraduate students (research)

Full-time candidates for research degrees do not keep to the normal semester schedule. Instead they work continuously throughout the year with a period of four weeks recreation leave.

There is no strict definition of what constitutes full-time candidature but if you have employment or other commitments that would prevent you from devoting at least the equivalent of a 35-hour working week to your candidature (including attendance at the University for lectures, seminars, practical work and consultation with your supervisor) you should enrol as a part-time candidate. If in doubt, consult your faculty or supervisor.

### International students

Student visa regulations require international students to undertake full-time study. International students on visas other than student visas may be permitted to study part-time.

## Policy Online

In addition to the resolutions covering specific courses there are a number of University policies that apply to students. These include:

- Code of Conduct for students
- Academic Honesty in Coursework
- Student Plagiarism: Coursework Assessment and Examination of Coursework
- Identifying and Supporting Students at Risk

All of these policies can be accessed at the University's Policy website online ([www.usyd.edu.au/policy](http://www.usyd.edu.au/policy)).

## Printing Service

The University Printing Service (UPS) provides printing and binding services including: high-volume printing and copying, short run/low-volume printing, and four-colour process printing. It also offers finished artwork and design, including website design, document scanning, file conversion and CD burning.

UPS products range from stationery, books, brochures, handbooks, graduation certificates and examination papers through to invitations, flyers and banners.

UPS also offers a variety of finishing options plus collating, addressing and filling of envelopes, mail merge options and print-broking services.

University Printing Service  
Room 314, Top Floor  
Services Building, G12  
Codrington Street

Phone: +61 2 9351 2004  
Fax: +61 2 9351 7757  
Email: [ups@ups.usyd.edu.au](mailto:ups@ups.usyd.edu.au)  
Website: [www.usyd.edu.au/ups](http://www.usyd.edu.au/ups)

## Privacy

The University is subject to the *NSW Privacy and Personal Information Protection Act 1998* and the *NSW Health Records and Information Privacy Act 2002*. Central to both Acts are the sets of information protection principles (IPPs) and health privacy principles which regulate the collection, management, use and disclosure of personal and health information.

In compliance with the *Privacy and Personal Information Protection Act* the University developed a *Privacy Management Plan* which includes the *University Privacy Policy*. The *Privacy Management Plan* sets out the IPPs and how they apply to functions and activities carried out by the University. Both the plan and the *University Privacy Policy* were endorsed by the Vice-Chancellor on 28 June 2000.

Further information and a copy of the plan may be found at [www.usyd.edu.au/arms/privacy](http://www.usyd.edu.au/arms/privacy).

Any questions regarding the *Freedom of Information Act*, the *Privacy and Personal Information Protection Act*, the *Health Records and Information Privacy Act* or the *Privacy Management Plan* should be directed to one of the following:

Tim Robinson: +61 2 9351 4263  
Anne Picot: +61 2 9351 7262  
Email: [foi@mail.usyd.edu.au](mailto:foi@mail.usyd.edu.au)

## Research Office

The Research Office administers the major government-funded research awards. Details of these awards and many others may be obtained from [www.usyd.edu.au/ro/training](http://www.usyd.edu.au/ro/training).

The closing date for Australian Postgraduate Awards (APA) and University of Sydney Postgraduate Awards (UPA) is October every year.

National Health and Medical Research Council (NHMRC) Postgraduate Research Scholarships usually close in mid-July. It is wise to confirm in advance the exact closing date.

Research Office  
Level 6, Jane Foss Russell Building, G02  
Phone: +61 2 8627 8112  
Email: [research.training@usyd.edu.au](mailto:research.training@usyd.edu.au)  
Website: [www.usyd.edu.au/ro/training](http://www.usyd.edu.au/ro/training)

## Scholarships for undergraduates

The Scholarships and Prizes Office administers scholarships and prizes for undergraduate and postgraduate coursework degrees at the University of Sydney. To learn more, see the website.

Scholarships and Prizes Office  
Jane Foss Russell Building, G02  
The University of Sydney  
NSW 2006 Australia  
Phone: +61 2 9351 2717  
Fax: +61 2 9036 7879  
Email: [scholarships.reception@usyd.edu.au](mailto:scholarships.reception@usyd.edu.au)  
Website: [www.usyd.edu.au/scholarships](http://www.usyd.edu.au/scholarships)

## Security Services

Security staff patrol the University's Camperdown and Darlington campuses 24 hours a day, seven days a week and are easily identified by their blue uniforms and distinguishing badges.

### Security Escort Service

The University's Security Escort Service may be booked by telephoning +61 2 9351 3487. This service provides transportation around the Camperdown and Darlington campuses as well as to the nearest transport point at its edge (it generally operates after the Security Bus has ceased). The service is for security situations and is not designed for convenience use. Requests for this service will be prioritised against other security demands.

### Emergency contact

Phone: +61 2 9351 3333

### Enquiries

Phone: +61 2 9351 3487 or (toll-free within Australia) 1800 063 487

Fax: +61 2 9351 4555

Email: [security.admin@mail.usyd.edu.au](mailto:security.admin@mail.usyd.edu.au)

Website: [www.security.usyd.edu.au](http://www.security.usyd.edu.au)

### Traffic

Phone: +61 2 9351 3336

### Lost property

Phone: +61 2 9351 5325

## Service Management, Information and Communications Technology (ICT)

Client Services are responsible for the delivery of many of the computing services provided to students. Students can contact Client Services by phoning the ICT Helpdesk on (02) 9351 6000, through the IT Assist website ([www.switch.usyd.edu.au](http://www.switch.usyd.edu.au)) or by visiting the staff at one of the University Access Labs.

Access labs on the Camperdown and Darlington campuses:

- Fisher Library (Level 2)
- Carslaw Building (Room 201)
- Education Building (Room 232)
- Christopher Brennan Building (Room 232)
- Engineering Link Building (Room 222)
- Pharmacy and Bank Building (Room 510)

Other labs are available at the Law Campus, Westmead Hospital and Cumberland Campus.

The labs provide students free access to computers, including office productivity and desktop publishing software. Some services are available on a fee-for-service basis, such as Internet access, printing facilities, and the opportunity for students to host their own non-commercial website.

Each student is supplied with an account, called a 'Unikey' account, which allows access to a number of services including:

- free email ([www-mail.usyd.edu.au](http://www-mail.usyd.edu.au))
- WebCT/elearning online resources via <https://learn-on-line.ce.usyd.edu.au/webct/entryPageIns.dowebct>
- access to the Internet from home or residential colleges ([www.switch.usyd.edu.au/services.html](http://www.switch.usyd.edu.au/services.html))
- facilities via the MyUni student portal: [myuni.usyd.edu.au](http://myuni.usyd.edu.au) including exam results, enrolment variations and timetabling
- free courses in basic computing (such as MS Office, basic html and Excel), run by Access Lab staff in the week following orientation week. To register contact the Access Lab Supervisor on +61 2 9351 6870.

Service Management, Helpdesk  
University Computer Centre, H08  
Camperdown Campus

Phone: +61 2 9351 6000

Fax: +61 2 9351 6004

Email: [support@usyd.edu.au](mailto:support@usyd.edu.au)

Website: [www.switch.usyd.edu.au](http://www.switch.usyd.edu.au)

## Staff and Student Equal Opportunity Unit (SSEOU)

The Staff and Student Equal Opportunity Unit works with the University community to promote equal opportunity in education and employment, to create opportunities for staff and students who have traditionally been disadvantaged by mainstream practices and policies, and to create an environment that is free from discrimination and harassment.

The Staff and Student Equal Opportunity Unit is responsible for:

- providing policy advice to staff on harassment and discrimination
- providing equal opportunity policy development, promotion and training for staff and students
- coordinating and monitoring equity programs and initiatives
- providing information and advice to staff and students on equal opportunity matters
- resolving individual staff and student concerns about harassment and discrimination
- overseeing the University's Harassment and Discrimination Resolution procedure
- monitoring and reporting to external bodies on the University's progress in the equal opportunity area.

Every student and employee at the University of Sydney has the right to expect from their fellow students and colleagues behaviour that reflects these key values, irrespective of background, beliefs or culture.

In addition, every student and employee has a right to expect from the University-equitable practices that preserve and promote equal opportunity to access, participate, and excel in their chosen field.

Second Floor, Margaret Telfer Building, K07  
The University of Sydney  
NSW 2006 Australia

Phone: +61 2 9351 2212

Fax: +61 2 9351 3195

Email: [admin@eeo.usyd.edu.au](mailto:admin@eeo.usyd.edu.au)

Website: [www.usyd.edu.au/eeo](http://www.usyd.edu.au/eeo)

## Student Administration and Support

The University provides personal, welfare, administrative and academic support services to facilitate your success. Many factors can have an impact on your wellbeing while studying, and Student Services can help you to manage these more effectively.

For details of services and online resources provided, see the MyUni student portal ([myuni.usyd.edu.au](http://myuni.usyd.edu.au)) or the Services for Students website ([www.usyd.edu.au/stuserv](http://www.usyd.edu.au/stuserv)).

## Student Centre

Level 3, Jane Foss Russell Building, G02  
The University of Sydney  
NSW 2006 Australia

General enquiries: +61 2 9351 3023

Academic records: +61 2 9351 4109

Handbooks: +61 2 9351 5057

Fax: +61 2 9351 5081 or +61 2 9351 5350 (academic records)

Website: [www.usyd.edu.au/studentcentre](http://www.usyd.edu.au/studentcentre)

## Student identity cards

The student identity card functions as a library borrowing card, a transport concession card (when suitably endorsed) and a general identity card. The card must be carried at all times on the grounds of the University and must be shown on demand, and must be taken to all examinations. Details for obtaining a student card can be found at: [www.usyd.edu.au/cstudent/student\\_cards.shtml](http://www.usyd.edu.au/cstudent/student_cards.shtml)

## Sydney Student Development

Sydney Student Development offers paid course-related employment to students with the aim of increasing their employment prospects upon graduation. During the semester students can work part-time to accommodate their study commitments and potentially full-time during the semester break.

For more information, see [www.usyd.edu.au/student\\_employment](http://www.usyd.edu.au/student_employment).

## Sydney Summer School

Nine faculties at the University offer subjects from undergraduate and postgraduate degree programs during summer. As the University uses its entire quota of Commonwealth-supported places in Semesters One and Two, these units are full fee-paying for both local and international students and enrolment is entirely voluntary.

Summer School enables students to accelerate their degree progress, make up for a failed subject or fit in a subject which otherwise would not suit their timetables. New students may also gain an early start by completing subjects before they commence their degrees.

Three Summer Sessions are offered, commencing in mid December, the first week of January and the third week of January and run for up to six weeks (followed by an examination week). Details of the available subjects are on the Summer School website and is usually circulated to students with their results notices.

A smaller Winter School is also run by the Summer School office. It will commence on 29 June 2009 and run for three weeks (followed by an examination week). The Winter School offers both postgraduate and undergraduate subjects.

To find out information about subjects offered and to enrol, see the Summer School website: [www.summer.usyd.edu.au](http://www.summer.usyd.edu.au).

## Sydney Welcome Orientation and Transition Program (SWOT)

The Sydney Welcome Orientation and Transition program (SWOT) offers a head start to commencing undergraduate students at the University, helping you to become familiar with the University and its student support services. The Library and central student support services work together with faculties to provide the SWOT program.

SWOT 2009 runs from **25 to 27 February 2009**.  
For more information, see [www.swot.usyd.edu.au](http://www.swot.usyd.edu.au).

## The University of Sydney Foundation Program (USFP)

The University of Sydney provides a foundation program to international students as a preparation for undergraduate degrees at several Australian universities.

The program is conducted by Taylors College on behalf of Study Group Australia and the University of Sydney. It allows both first and second semester entry to undergraduate courses at the University of Sydney and other universities within Australia.

### Contact details

Phone: +61 2 8263 1888  
Fax: +61 2 9267 0531  
Email: [info@taylorscollege.edu.au](mailto:info@taylorscollege.edu.au)  
Website: [www.usyd.edu.au/foundationprogram](http://www.usyd.edu.au/foundationprogram)

### College address

The University of Sydney Foundation Program  
Taylors College  
965 Bourke St  
Waterloo NSW 2017  
Phone: +61 2 8303 9700  
Fax: +61 2 8303 9777

## Timetabling Unit

The Timetabling Unit in the Student Centre is responsible for producing students' class and tutorial timetables. Semester One timetables are available ten days prior to the beginning of semester.

Website: [www.usyd.edu.au/studentcentre/timetabling.shtml](http://www.usyd.edu.au/studentcentre/timetabling.shtml)

## University Health Service

The University Health Service provides a full experienced general practitioner service and emergency medical care to all members of the University community. You can consult a doctor either by appointment or on a walk-in basis (for more urgent matters only). The Health Service bills Medicare or your overseas student health care provider (Worldcare or Medibank Private) directly for the full cost of most consultations.

Email: [i.marshall@unihealth.usyd.edu.au](mailto:i.marshall@unihealth.usyd.edu.au)  
Website: [www.unihealth.usyd.edu.au](http://www.unihealth.usyd.edu.au)  
Phone: +61 2 9351 3484  
Fax: +61 2 9351 4110

### University Health Service (Wentworth)

Level 3, Wentworth Building, G01  
The University of Sydney  
NSW 2006 Australia

Opening hours: 8.30am to 5.30pm, Monday to Friday  
Phone: +61 2 9351 3484

### University Health Service (Holme)

Holme Building, A09  
Entry Level, Science Road  
The University of Sydney  
NSW 2006 Australia

Opening hours: 8.30am to 5.30pm, Monday to Friday  
Phone: +61 2 9351 4095

# Student organisations

## Students' Representative Council (SRC)

The Students' Representative Council (SRC) represents, campaigns and advocates for undergraduate students throughout the University.

SRC caseworkers advise students on a range of issues, including academic appeals, Centrelink and Austudy, tenancy, harassment and discrimination. The solicitor (from Redfern Legal Centre) provides legal assistance and court representation. These services are free and confidential. The SRC also offers financial support in the form of emergency loans up to \$50.

In addition, the SRC runs a second-hand bookshop that specialises in the purchase and sale of coursework textbooks. Among the publications produced by the SRC are the weekly student newspaper *Honi Soit*, the *Counter-Course Handbook* and the *O-Week Handbook*.

Recently celebrating its 80th anniversary, the SRC is one of the oldest student organisations in Australia, and is run by and for students. This is a great way for you to be involved in student life. Office bearers elected to student council campaign on issues that directly affect students, such as course cuts and assessments, fee increases, discrimination and welfare rights. They also advocate on social justice matters both within the University and throughout the wider community.

### SRC main office

Level 1, Wentworth Building, City Road  
 Phone: +61 2 9660 5222  
 Fax: +61 2 9660 4260  
 Email: [help@src.usyd.edu.au](mailto:help@src.usyd.edu.au)  
 Email (*Honi Soit* editors): [editors@src.usyd.edu.au](mailto:editors@src.usyd.edu.au)  
 Website: [www.src.usyd.edu.au](http://www.src.usyd.edu.au)

Contain the main office for details of other campuses.

### The SRC Secondhand Bookshop

Level 3, Wentworth Building, City Road  
 Phone: +61 2 9660 4756  
 Fax: +61 2 9660 4260  
 Email: [books@src.usyd.edu.au](mailto:books@src.usyd.edu.au)  
 Website: [www.src.usyd.edu.au](http://www.src.usyd.edu.au)

## Sydney University Postgraduate Representative Association (SUPRA)

SUPRA is an independent association which provides advice, advocacy and support services to postgraduate students. SUPRA is both the voice and safety net of these students, and represents their interests by:

- ensuring the representation of postgraduate views within the University and wider community
- providing free, confidential assistance and advocacy for postgraduates through the employment of Student Advice and Advocacy Officers (SAAOs)
- providing free legal advice for postgraduate students, in association with the Redfern Legal Centre
- representing postgraduates on University policy-making bodies such as the Academic Board, its committees and working parties
- meeting with members of the Senate on the Senate/Student Organisations Liaison Committee
- regularly consulting with the Vice-Chancellor, Registrar and other senior University officers
- drawing postgraduates together at all levels of University life.

## SUPRA Council, committees and networks

The SUPRA Council is elected annually by and from the postgraduate student community. Council meetings are held monthly and postgraduate students are encouraged to attend. SUPRA committees and networks help to coordinate activities and run campaigns, and are a great way to get involved. All postgraduates can stand for the Council or attend any SUPRA events provided they are a SUPRA subscriber.

### Advice and advocacy

SUPRA employs professional Student Advice and Advocacy Officers (SAAOs) to help postgraduate students with any academic or personal problems that may be affecting their study, such as:

- fee paying and administrative issues
- academic appeals and exclusions
- supervision problems
- tenancy issues
- Centrelink and financial assistance concerns
- harassment and discrimination.

This is a free and confidential service for all postgraduates at the University of Sydney. To access the SAAO service, you must be a SUPRA subscriber. It's free to subscribe and you can do it online, in the office, or when you see an SAAO. To find out more about the SAAO service, email: [help@supra.usyd.edu.au](mailto:help@supra.usyd.edu.au).

### Publications

SUPRA places the highest priority upon communication, being responsive to postgraduates and encouraging maximum participation in SUPRA through the following publications:

- *eXpress*, a magazine-style publication
- *eGrad*, a regular email bulletin
- *Survive!* Postgraduate Survival Manual
- *The Counter Course Handbook*
- *Thesis Guide*
- a range of factsheets and brochures.

Electronic versions are available at [www.supra.usyd.edu.au](http://www.supra.usyd.edu.au).

All of SUPRA's services, activities and publications are free to SUPRA subscribers. By subscribing, you also show your support for all the work that SUPRA does on your behalf. It's free to subscribe and you can sign up online or drop into the SUPRA offices and fill out the form.

### SUPRA Office

Raglan St Building, G10  
 Corner Raglan and Abercrombie Streets  
 Phone: +61 2 9351 3715 or toll-free 1800 249 950  
 Fax: +61 2 9351 6400  
 Email: [admin@supra.usyd.edu.au](mailto:admin@supra.usyd.edu.au)  
 Website: [www.supra.usyd.edu.au](http://www.supra.usyd.edu.au)

## University of Sydney Union (USU)

USU is the organisation that coordinates activities, programs, events, services and facilities in and around Manning House, Wentworth Building and Holme Building, to provide an exciting and varied student experience. USU looks after on-campus catering and functions, spaces to relax and eat in, clubs and societies, entertainment, and other social and cultural programs.

For more information on USU, see [www.usuonline.com](http://www.usuonline.com).



## Access Card Benefits Program

The Access program is a savings and benefits scheme offered by USU. Once you've bought an Access Card, you can take advantage of great discounts, such as 15 per cent off purchases from USU catering and retail outlets, and 20 percent off coffee and water across campus.

As part of your membership, you can also make fantastic savings off-campus from Access Partners offering discounts and deals on gifts, clothing, family entertainment and food.

For more information, see [www.accessbenefits.com.au](http://www.accessbenefits.com.au).

## Clubs and societies

The USU funds, accommodates, trains and supports around 250 clubs and societies – groups that students can join and operate to pursue their own interests. Clubs and societies organise their own activities and events and are funded by USU. Being part of a club or society is the best way to get involved in campus life, meet people who share your interests, network and gain valuable organisational skills, training and experience.

There are clubs and societies focused on politics, culture, the arts, the environment, religion, volunteering, skills, hobbies, departments and faculties. If there isn't a club or society catering to your interests, we'll help you create and operate your own!

USU provides all of their clubs and societies with grants, insurance, venues, training and support for a range of events and projects including barbecues, dinners, annual balls, dance parties, cocktail parties, video nights, camps, conferences, excursions, trivia nights, fundraisers, merchandise and t-shirt production, postage and printing.

Registered clubs and societies can make free use of USU meeting rooms (as available) and free photocopying. Registered clubs can also use letterbox hire and USU equipment hire.

### C&S Office

University of Sydney Union  
Level 1, Manning House, Manning Road  
Phone: +61 2 9563 6161  
Email: [clubsandsocs@usu.usyd.edu.au](mailto:clubsandsocs@usu.usyd.edu.au)

## The USU Student Leadership Program

The USU believes that a university should educate you, prepare you for life, and be fun!

The University of Sydney is able to boast the broadest, most inclusive extra-curricular program of all universities in Australia, and the USU prides itself on the world-class student experience program it delivers for the University.

The USU takes very seriously the need to create a vibrant community outside the classroom. Our programs are designed not only to entertain, but to teach and prepare participants for their lives after graduation. At the apex of what we do is mentoring, personal development, and leadership training.

The vitality of the USU is founded on the involvement of students as leaders within its community. These positions range from a student Board of Directors, Club and Society Executives, Festival Directors, Debate Directors, volunteers, and community portfolio convenors.

## Sydney Uni Sport & Fitness

Sydney Uni Sport & Fitness invites you to choose from our range of value membership options, giving access to many sport and recreation clubs, fitness programs, top-level sporting facilities, regular competition and events, and great member benefits.

Join a vast array of sporting and recreational clubs for men and women with well-developed juniors programs, take part in excellent courses and world-class sporting events, and improve your performance under

the guidance of some of Australia's most accomplished coaches and sportspeople.

Purpose-built venues, such as the University Sports and Aquatic Centre, Arena Sports Centre with the Ledge Climbing Centre, and the HK Ward Gymnasium, offer tennis and squash courts, rock-climbing, fitness equipment, a martial arts room and an Olympic-size heated swimming pool.

Check out the historic and panoramic sporting ovals, rowing sheds and a multi-purpose facility at Tempe, and don't forget the on-campus Grandstand Sports Bar.

Sydney Uni Sport & Fitness  
University Sports & Aquatic Centre  
Phone: +61 2 9351 4960  
Fax: +61 2 9351 4962  
Email: [admin@sport.usyd.edu.au](mailto:admin@sport.usyd.edu.au)  
Website: [www.susf.com.au](http://www.susf.com.au)

## Facilities

Sydney Uni Sport & Fitness has three main fitness centres.

### University Sports & Aquatic Centre

Corner Codrington and Darlington Streets  
Darlington Campus  
Phone: +61 2 9351 4978  
Email: [nmrc@sport.usyd.edu.au](mailto:nmrc@sport.usyd.edu.au)

Facilities at the centre include:

- 50-metre heated swimming pool
- six synthetic tennis courts
- four squash courts
- multi-function sports hall
- modern fitness equipment
- group fitness studio
- RPM Studio
- health assessments and fitness testing
- personal training
- a café.

### Arena Sports Centre

Western Avenue  
Camperdown Campus  
Phone: +61 2 9351 8111  
Email: [arenaman@sport.usyd.edu.au](mailto:arenaman@sport.usyd.edu.au)

Facilities at the Arena Sports Centre include:

- extensive weights room
- Yoga classes
- personal training
- modern cardio equipment
- multi-purpose sports hall (Badminton)
- two squash courts
- sports clinic
- The Ledge Climbing Centre
- Ralph's Café.

### HK Ward Gymnasium

Between Ovals 1 and 2  
Camperdown Campus  
Phone: +61 2 9351 4988  
Email: [hk@sport.usyd.edu.au](mailto:hk@sport.usyd.edu.au)

Facilities at the gymnasium include:

- martial arts facility
- international-standard sports hall
- boxing ring and gym
- group fitness studio
- boxercise and kickboxing classes
- ergometer training
- sports equipment hire.

# International students

The following information is for international students studying onshore on an Australian student visa.

## Completion within the expected duration

Education Providers are required to ensure that international students complete their studies within the duration specified on the electronic Confirmation of Enrolment (eCoE). Extensions to a student's course duration are allowed only in limited circumstances. For example, for compassionate or compelling reasons, where an intervention strategy has been implemented or where there has been an approved leave of absence or suspension.

It is important for students to ensure they are on track to complete their studies within the expected duration, or that they have permission from their faculty to extend their duration.

## Satisfactory academic progress

Maintaining satisfactory course progress is a mandatory student visa condition. Education providers are required to monitor course progress, intervene where students are at risk of failing to achieve satisfactory course progress, notify students who fail to achieve satisfactory course progress, and report students who fail to achieve satisfactory course progress to the Department of Immigration and Citizenship (DIAC).

It is important that every student is aware of the progress rules for their course and participates in the intervention strategies implemented by their faculty. Exclusion from a course due to unsatisfactory progress can have serious implications for student visa holders including visa cancellation and restrictions on returning to Australia.

The University provides many avenues of support for students who are struggling academically. International students who are experiencing any difficulties with their academic progress should consult their faculty, the international student advisers in the International Office or the counsellors in the International Student Support Unit (ISSU).

## Distance/web-based study

International students may undertake no more than 25 per cent of their total course by distance and/or online learning. Students must not enrol in exclusively distance or online study in any compulsory study period.

## Work permits

International students with a work permit are permitted to work for up to 20 hours during semester and full-time during the University's official vacation periods. Contact the international student advisers in the International Office for more information.

## Change of address

International students must notify the University of their residential address within seven days of arrival and notify any change of address within seven days. This should be done online via the University's MyUni student portal (<http://myuni.usyd.edu.au>).

## Sponsored students

Sponsored students will need permission from their sponsors before transferring courses, suspending their studies or varying their study load. Students sponsored by the Australian Government (AusAID, Endeavour), or Asia Development Bank (ADB) should contact the International Office in the early stages of considering a change to their program.

## Suspension/discontinuation

The University is required to report to DIAC any international students who discontinue or suspend their studies. Students who suspend their studies for medical or compassionate reasons should contact the International Student Advisers in the International Office urgently.

## Overseas student health cover

The Australian government requires that all international students and their families pay for health insurance in Australia through the Overseas Student Health Cover (OSHC) scheme. The University-preferred provider is OSHC Worldcare. The International Office will, on receipt of the student's first payment of tuition fees and the OSHC premium, pay the compulsory amount to OSHC Worldcare on his/her behalf.

OSHC provides free access to the University health service and public hospitals. Higher-level coverage (eg, access to private hospitals coverage for spouse and family) is the student's responsibility.

## The University of Sydney Foundation Program (USFP)

The University of Sydney offers its foundation program to international students as a preparation for undergraduate degrees at several Australian universities.

The Foundation Program is conducted by Taylors College on behalf of Study Group Australia and the University of Sydney. The Foundation Program allows both first and second-semester entry to undergraduate courses at the University of Sydney and other Australian universities.

### University of Sydney Foundation Program

Taylors College  
965 Bourke Street  
Waterloo NSW 2017

Phone: +61 2 8303 9700

Fax: +61 2 8303 9777

Email: [info@taylorscollege.edu.au](mailto:info@taylorscollege.edu.au)

Website: [www.usyd.edu.au/foundationprogram](http://www.usyd.edu.au/foundationprogram)



## International Office

The International Office provides advice and assistance with application, admission and enrolment procedures for international students. The International Office also includes units responsible for international marketing, government and student relations, international scholarships, including AusAID scholarships and administrative support for international financial aid programs, and compliance with government regulations related to international students.

The International Office also coordinates student exchange and study abroad programs, and other inter-institutional links. The Study Abroad and Exchange unit assists both domestic and international students who wish to enrol for study abroad or exchange programs.

### International Admissions and Customer Services

Jane Foss Russell Building, G02  
The University of Sydney  
NSW 2006 Australia

Phone: +61 2 9351 4079  
Future student enquiries: 1800 899 376 (domestic free call)  
Fax: +61 2 9351 4013  
Email: [info@io.usyd.edu.au](mailto:info@io.usyd.edu.au)  
Website: [www.usyd.edu.au/internationaloffice](http://www.usyd.edu.au/internationaloffice)

### Study Abroad

Phone: +61 2 9351 3699  
Fax: +61 2 9351 2795  
Email: [studyabroad@io.usyd.edu.au](mailto:studyabroad@io.usyd.edu.au)  
Website: [www.usyd.edu.au/studyabroad](http://www.usyd.edu.au/studyabroad)

### Student Exchange

Phone: +61 2 9351 3699  
Fax: +61 2 9351 2795  
Email: [studyabroad@io.usyd.edu.au](mailto:studyabroad@io.usyd.edu.au)  
Website: [www.usyd.edu.au/studentexchange](http://www.usyd.edu.au/studentexchange)

## International Student Support Unit

The International Student Support Unit (ISSU) provides support to international students through the provision of information, orientation programs, welfare advice and counselling.

The ISSU provides advice to international students on:

- preparations before leaving their home country
- what to expect upon arrival in Sydney
- emotional changes that can take place when moving to a different country
- academic concerns, including understanding the University system and liaising with staff members
- preparing family visit letters
- preparing to return to their home country.

The ISSU has two offices:

### Camperdown Campus

Jane Foss Russell Building, G02  
University of Sydney  
NSW 2006 Australia

Phone: +61 2 9351 4749  
Fax: +61 2 9351 6818  
Email: [info@issu.usyd.edu.au](mailto:info@issu.usyd.edu.au)  
Website: [www.usyd.edu.au/stuserv/issu](http://www.usyd.edu.au/stuserv/issu)

### Cumberland Campus

Ground Floor, A Block, C42  
75 East St, Lidcombe  
NSW 2141 Australia

Phone: +61 2 9351 9638  
Email: [ISSU.Cumberland@stuserv.usyd.edu.au](mailto:ISSU.Cumberland@stuserv.usyd.edu.au)  
Website: [www.usyd.edu.au/stuserv/issu](http://www.usyd.edu.au/stuserv/issu)

# Essential information for students

## Calendar

The annual *University of Sydney Calendar* and its online updates are the University of Sydney's central source of official information.

The *Calendar* provides general and historical information about the University of Sydney, the statutes and regulations under which it operates and the Resolutions of the Senate relating to constitutions of and courses in each faculty. The statutes and regulations, as well as some Resolutions of the Senate, also appear in Policy Online ([www.usyd.edu.au/policy](http://www.usyd.edu.au/policy)).

Along with the University of Sydney handbooks, the *Calendar* forms the official legal source of information relating to study at the University of Sydney.

The latest *Calendar* is available in hard copy from the Student Centre. It is also available online, at [www.usyd.edu.au/calendar](http://www.usyd.edu.au/calendar). The PDF and Word document files can be downloaded and printed if required.

## Coursework Rule

It is very important that students are aware of the *University of Sydney (Coursework) Rule 2000*, which governs all coursework award courses in the University.

The Coursework Rule relates to:

- award course requirements
- credit points and assessment
- enrolment
- credit
- cross-institutional study and its upper limits
- progression
- discontinuation of enrolment and suspension of candidature
- unsatisfactory progress and exclusion
- exceptional circumstances
- award of degrees
- diplomas and certificates
- transitional provisions.

It should be read in conjunction with two other documents:

- *University of Sydney (Amendment Act) Rule 1999*; and
- Resolutions of the Senate and the faculty resolutions relating to each award course. These are found in the relevant faculty handbook.

The Coursework Rule can be found in the following places:

- *University of Sydney Calendar* (print or online version): [www.usyd.edu.au/calendar](http://www.usyd.edu.au/calendar)
- Policy Online: [www.usyd.edu.au/policy](http://www.usyd.edu.au/policy)
- Handbooks online: [www.usyd.edu.au/handbooks/university\\_information/01\\_uni\\_coursework\\_rule](http://www.usyd.edu.au/handbooks/university_information/01_uni_coursework_rule)

## PhD Rule

The *University of Sydney (Doctor of Philosophy (PhD)) Rule 2004* deals with matters relating to the degree of Doctor of Philosophy, including admission, probation, supervision and submission of theses.

It should be read in conjunction with two other documents:

- *University of Sydney (Amendment Act) Rule 1999*; and
- Senate and faculty resolutions relating to each award course (found in the relevant faculty handbook).

The PhD Rule can be found in the following locations:

- *University of Sydney Calendar* (print or online version): [www.usyd.edu.au/calendar](http://www.usyd.edu.au/calendar)
- Policy Online: [www.usyd.edu.au/policy](http://www.usyd.edu.au/policy)
- Handbooks online: [www.usyd.edu.au/handbooks/postgrad\\_hb/ap04\\_phd\\_rule.shtml](http://www.usyd.edu.au/handbooks/postgrad_hb/ap04_phd_rule.shtml)

## Plagiarism

The University of Sydney is opposed to and will not tolerate plagiarism. It is the responsibility of all students to:

- ensure that they do not commit or collude with another person to commit plagiarism
- report possible instances of plagiarism
- comply with the University's policy and procedure on plagiarism.

The policy and procedure on plagiarism can be found at the Policy Online website [www.usyd.edu.au/policy](http://www.usyd.edu.au/policy).

The Policy Online website also lists related policies and procedures, including:

- *Academic Honesty in Coursework (plagiarism) policy*; and
- *Code of Conduct for Responsible Research Practice and Guidelines for Dealing with Allegations of Research Misconduct*.

The University will treat all identified cases of student plagiarism seriously, in accordance with this policy and procedure, and with Chapter 8 of the *University of Sydney By-Law 1999 (as amended)*, which deals with student discipline.

## Students at Risk Policy

The Students at Risk Policy enables early detection of students who are making poor or unsatisfactory progress and are therefore at risk of exclusion from their degree.

The policy outlines procedures and processes to support students in their ongoing studies, including:

- timely intervention and the provision of advice and assistance
- regularly and effectively advising students of progress requirements
- identifying students at risk
- alerting students that they are at risk
- providing assistance to address the risk
- tracking the progress of students after they are identified as being at risk.

For more information on this policy, please see the Secretariat website at [www.usyd.edu.au/secretariat/students/riskstudents](http://www.usyd.edu.au/secretariat/students/riskstudents).

## Grievance procedure

The University's policy and procedures document on student grievances, appeals and applications for review is available on the Policy Online website: [www.usyd.edu.au/policy](http://www.usyd.edu.au/policy).

The *Grievance Procedure* document is a statement of the University's processes for handling student grievances, appeals and applications for review regarding academic and non-academic matters.

Study at the University presents opportunities for interacting with other members of the University community. The University recognises and values the diversity of student experiences and expectations, and is committed to treating students, both academically and administratively, in a fair and transparent manner.





# Abbreviations

Listed below are commonly used acronyms that appear in University documents and publications. (See also the Glossary.)

A B C D E F G H I J K L M N O P Q R S T U V W X Y Z

A	
AARNet	Australian Academic Research Network
AAUT	Australian Awards for University Teaching
AAM	Annual Average Mark
ABC	Activity-based costing
ABSTUDY	Aboriginal Study Assistance Scheme
ACER	Australian Council for Educational Research
AGSM	Australian Graduate School of Management
ANZAAS	Australian and New Zealand Association for the Advancement of Science
APA	Australian Postgraduate Awards
APAC	Australian Partnership for Advanced Computing
APAI	Australian Postgraduate Awards (Industry)
APA-IT	Australian Postgraduate Awards in Information Technology
APDI	Australian Postdoctoral Fellowships Industry
APEC	Asia-Pacific Economic Cooperation
APF	Australian Postdoctoral Fellowship
AQF	Australian Qualifications Framework
ARC	Australian Research Council
ARTS	Automated Results Transfer System
ASDOT	Assessment Fee Subsidy for Disadvantaged Overseas Students
ATN	Australian Technology Network
ATP	Australian Technology Park
AUQA	Australian Universities Quality Agency
AusAID	Australian Agency for International Development
AUTC	Australian Universities Teaching Committee
AVCC	Australian Vice-Chancellors' Committee

B	
BAA	Backing Australia's Ability
BAC	Budget Advisory Committee
BITLab	Business Intelligence Lab
BLO	Business Liaison Office
BOTPLS	Bridging for Overseas Trained Professionals Loans Scheme

C	
CAF	Cost adjustment factor
CPS	Campus Property Services
CAUT	Committee for Advancement of University Teaching
CDP	Capital Development Program
CEP	Country Education Profile
CEQ	Course Experience Questionnaire
CES	Casual Employment Service
CFO	Chief Financial Officer
CHASS	College of Humanities and Social Sciences
CHESN	Commonwealth Higher Education System Student Number
CHS	College of Health Sciences
CIO	Chief Information Officer
COE	Confirmation of Enrolment
CPSU	Community and Public Sector Union
CRC	Cooperative Research Centre

C	
CREO	Centre for Regional Education, Orange
CRICOS	Commonwealth Register of Institutions and Courses for Overseas Students
CRRRI	Centre for Rural and Regional Innovation
CSIRO	Commonwealth Scientific and Industrial Research Organisation
CST	College of Sciences and Technology
CULT	Combined Universities Language Test
CUTSD	Committee for University Teaching and Staff Development

D	
DAC	Data Audit Committee
DEST	Commonwealth Department of Education, Science and Training
DET	NSW Department of Education and Training
DIMA	Department of Immigration and Multicultural Affairs
D-IRD	Discovery-Indigenous Researchers Development Program
DVC	Deputy Vice-Chancellor

E	
EB	Enterprise bargaining
EFTSU	Equivalent full-time student unit
EFTSL	Equivalent full-time student load
EIP	Evaluations and Investigations Program
ELICOS	English Language Intensive Course of Study
EMU	Electron Microscope Unit
ESOS Act	Education Services for Overseas Student Act

F	
FFT	Fractional full-time (equivalent staff)
FlexSIS	Flexible Student Information System
FHS	Faculty of Health Sciences
FOS	Field of study
FTE	Full-time equivalent (staff)
FRM	Faculty of Rural Management

G	
GATS	General Agreement on Trade in Services
GCCA	Graduate Careers Council of Australia
GDS	Graduate destination survey
GPOF	General Purpose Operating Funds
GSA	Graduate Skills Assessment
GSG	Graduate School of Government
GWSLN	Greater Western Sydney Learning Network

H	
HDR	Higher Degree Research
HECS	Higher Education Contribution Scheme
HEEP	Higher Education Equity Program
HEFA	Higher Education Funding Act 1988
HEIMS	Higher Education Information Management System
HEIP	Higher Education Innovation Program (DEST)
HELP	Higher Education Loan Program



## Abbreviations

<b>H</b>	
HEO	Higher education officer
HEP	Higher education provider
HERDC	Higher Education Research Data Collection
HESA	Higher Education Support Act

<b>I</b>	
IAF	Institutional Assessment Framework
IAS	Institute of Advanced Studies
ICT	Information and Communication Technology
IELTS	International English Language Testing Scheme
IGS	Institutional Grants Scheme (DEST)
IO	International Office
IP	Intellectual property
IPRS	International Postgraduate Research Scholarships
IREX	International Researcher Exchange Scheme
ISFP	Indigenous Support Funding Program
ISIG	Innovation Summit Implementation Group
ISSU	International Student Services Unit
ITC	Information Technology Committee
ITL	Institute for Teaching and Learning
ITS	Information Technology Services

<b>J</b>	
JASON	Joint Academic Scholarships Online Network

<b>L</b>	
LBOTE	Language background other than English

<b>M</b>	
MISG	Management Information Steering Group
MNRF	Major National Research Facilities Scheme
MOU	Memorandum of Understanding
MRB	Medical Rural Bonded Scholarship Scheme

<b>N</b>	
NBCOTP	National Bridging Courses for Overseas Trained Program
NCG	National Competitive Grant
NESB	Non-English-speaking background
NHMRC	National Health and Medical Research Council
NOIE	National Office for the Information Economy
NOOSR	National Office for Overseas Skill Recognition
NRSL	Non-recent school leaver
NSW VCC	New South Wales Vice-Chancellors' Conference
NTEU	National Tertiary Education Industry Union

<b>O</b>	
OECD	Organisation for Economic Cooperation and Development
OLA	Open Learning Australia
OLDPS	Open Learning Deferred Payment Scheme
OPRS	Overseas Postgraduate Research Scholarships

<b>P</b>	
PELS	Postgraduate Education Loans Scheme
PSO	Planning Support Office
PVC	Pro-Vice-Chancellor

<b>Q</b>	
QA	Quality assurance
QACG	Quality Advisory and Coordination Group

<b>R</b>	
R&D	Research and development
R&R	Restructuring and Rationalisation Program
RC	Responsibility Centre
REG	Research and Earmarked Grants
REP	Research Education Program
RFM	Relative Funding Model
RIBG	Research Infrastructure Block Grant (DEST)
RIEF	Research Infrastructure Equipment and Facilities Scheme
RISF	Restructuring Initiatives Support Fund
RMO	Risk Management Office
ROA	Record of Achievement
RQ	Research Quantum
RQU	Recognition Quality Unit (Higher Education Division – DEST)
RRTMR	Research and Research Training Management Reports
RSL	Recent school leaver
RTS	Research Training Scheme (DEST)

<b>S</b>	
SCA	Sydney College of the Arts
SCEQ	Sydney Course Experience Questionnaire
SCM	Sydney Conservatorium of Music
SCR	Science Capability Review
SDF	Strategic Development Fund
SEG	Senior Executive Group
SES	Socioeconomic status
SI	Scholarship Index
SLE	Student Learning Entitlement
SNA	Safety net adjustment
SPIRT	Strategic Partnerships with Industry – Research and Training
SPR	Student Progress Rate
SRC	Students' Representative Council
SSR	Student–staff ratio
STABEX	Study Abroad Exchange (database)
SUPRA	Sydney University Postgraduate Students' Representative Association
SUSport	Sydney Uni Sport & Fitness

<b>T</b>	
TAFE	Technical and Further Education
TOEFL	Test of English as a foreign language
TPI	Teaching Performance Indicator

<b>U</b>	
UAC	Universities Admissions Centre
UMAP	University Mobility in Asia and the Pacific
UNESCO	United Nations Educational, Scientific and Cultural Organisation
UPA	University Postgraduate Awards

<b>V</b>	
VCAC	Vice-Chancellor's Advisory Committee
VET	Vocational Education and Training

<b>W</b>	
WAM	Weighted Average Mark
WRP	Workplace Reform Program
WTO	World Trade Organization

<b>Y</b>	
YFE	Year of first enrolment

# Glossary

For a table of commonly used acronyms and abbreviations that appear in University documents and publications, see 'Abbreviations'.

This glossary describes terminology in use at the University of Sydney.

A B C D E F G H I J K L M N O P Q R S T U V W X Y Z

## A

### Academic Board

The senior academic body within the University. In conjunction with faculties, the Academic Board has responsibility for approving new or amended courses and endorsing faculty development of units of study. The board is also responsible for the formulation and review of policies, guidelines and procedures in relation to academic matters. For further information, see the *University of Sydney (Academic Governance) Rule 2003 (as amended)*.

### Academic Consortium 21 (AC21)

An international network, of which the University is a member, comprising educational, research and industrial organisations throughout the world with the objective of encouraging the further advancement of global cooperation to the benefit of higher education and to contribute to world and regional society.

### Academic cycle

The program of teaching sessions offered over a year. Currently the cycle runs from the enrolment period for Semester One to the completion of the processing of results at the end of Semester Two. See also 'Academic year', 'Stage'.

### Academic dishonesty

Academic dishonesty occurs when a student presents another person's ideas, findings or written work as his or her own by copying or reproducing them without due acknowledgement of the source and with intent to deceive the examiner. Academic dishonesty also covers recycling, fabrication of data, engaging another person to complete an assessment or cheating in exams. See also 'Plagiarism'.

### Academic record

The complete academic history of a student at the University. It includes, among other things: personal details; all units of study and courses taken; assessment results (marks and grades); awards and prizes obtained; infringements of progression rules; approvals for variation in course requirements and course leave; thesis and supervision details.

Access to a student's academic record is restricted to authorised University staff and is not released to a third party without the written authorisation of the student. See also 'Academic transcript'.

### Academic transcript

A printed statement setting out a student's academic record at the University. There are two forms of academic transcript: external and internal.

See also 'Academic record', 'External transcript', 'Internal transcript'

### Academic year

The current calendar year in which a student is enrolled. See also 'Academic cycle', 'Stage'.

### *Ad eundem gradum*

Long-standing full-time members of the University's academic and general staff who are not graduates of the University may be considered by Senate, upon their retirement, for admission *Ad eundem gradum* ('to the same degree') to an appropriate degree of the University.

### Admission

Governed by the University's admission policy, this is the process for identifying applicants eligible to receive an initial offer of enrolment in a course at the University. Admission to most courses is based on performance in the HSC, with applicants ranked on the basis of their UAI. Other criteria such as a portfolio, interview, audition, or results in standard tests may also be taken into account for certain courses.

#### *Admission basis*

The main criterion used by a faculty in assessing an application for admission to a course. The criteria used include, among other things, previous secondary, TAFE or tertiary studies; work experience; special admission; and the Universities Admission Index (UAI).

#### *Admission (Deferment)*

An applicant who receives an offer of admission to a course may apply to defer enrolment in that course for one semester or one academic cycle.

#### *Admission mode*

A classification based on how a student was admitted to a course, for example 'UAC' or 'direct'.

#### *Admission period*

The period during which applications for admission to courses are considered.

#### *Admission year*

The year the student expects to begin the course. See also 'Commencement date'.

### Advanced diplomas

See 'Award course'.

### Advanced standing

See 'Credit'.

### Adviser

A member of academic staff appointed in an advisory role for some postgraduate coursework students.

See also 'Associate supervisor', 'Instrumental supervisor/teacher', 'Research supervisor', 'Supervision'.

### Aegrotat

In exceptional circumstances involving serious illness or death of a student prior to completion of their course, the award of aegrotat and posthumous degrees and diplomas may be conferred.

### Alumni

See 'Graduate'

### Alumni sidneiensis

A searchable database of graduates of the University from 1857 to 30 years prior to the current year.



**Annual average mark (AAM)**

The average mark over all units of study attempted in a given academic year (equivalent to the calendar year).

The formula for this calculation is:

$$AAM = \frac{\sum (\text{marks} \times \text{credit point value})}{\sum (\text{credit point value})}$$

(sums over all units of study completed in the selected period)

Where the mark is the actual mark obtained by the student for the unit of study, or in the case of a failing grade with no mark – 0. Pass/fail assessed subjects and credit transfer subjects (from another institution) are excluded from these calculations. However, the marks from all attempts at a unit of study are included.

**Annual progress report**

A form used to monitor a research student's progress each year. The form provides for comments by the student, the supervisor, the head of the department and the dean (or their nominee). The completed form is attached to the student's official file.

**Annual Report**

The University's yearly financial and audit report, submitted to the NSW Parliament. It also includes a broad range of the University's activities and the strength of their performance in relation to the University's stated roles, values and goals.

**Appeals**

Students may lodge an appeal against academic or disciplinary decisions.

*Appeals against an academic decision*

A student may appeal to the Student Appeals Body against a decision by the University that affects the academic assessment or progress of a student within his or her award course, including a decision:

(a) to exclude a student in accordance with the *University of Sydney (Coursework) Rule 2000 (as amended)*

(b) not to readmit or re-enrol a student following exclusion in accordance with the *University of Sydney (Coursework) Rule 2000 (as amended)*

(c) to terminate a student's candidature for a postgraduate award.

See also 'Student Appeals Body'.

*Appeal against a disciplinary decision*

A student may appeal to the Student Disciplinary Appeals Committee against a determination being:

(a) a finding by the Vice-Chancellor or the student Proctorial Board that the student is guilty of misconduct

(b) the imposition of a penalty upon the student by the Vice-Chancellor or the Student Proctorial Board

(c) an order made by the Vice-Chancellor or the Student Proctorial Board.

See also 'Student Disciplinary Appeals Committee'.

**Assessment**

The process of measuring the performance of students in units of study and courses. Performance may be assessed by examinations, essays, laboratory projects, assignments, theses, treatises or dissertations.

See also 'Result processing', 'Result processing schedule'.

*Formative assessment*

Used principally to provide students with feedback on their progress in learning. It reinforces successful learning, and is an opportunity for students to expose the limits in their knowledge and understanding.

*Summative assessment*

Used to certify competence, or to arrange students in a rank order of merit. It certifies the attainment of a standard, and is used as the basis for progression to the next part of a program, or to graduation.

**Associate supervisor**

A person who is appointed in addition to the supervisor of a research student, who can provide the day-to-day contact with the candidate or provide particular expertise or additional experience in supervision. See also 'Adviser', 'Instrumental supervisor/teacher', 'Research supervisor', 'Supervision'.

**Association of Pacific Rim Universities (APRU)**

A consortium of leading research universities in the Pacific Rim, of which the University is a member, which aims to foster education, research and enterprise thereby contributing to the economic, scientific and cultural advancement in the Pacific Rim.

**Assumed knowledge**

For some units of study, a student is assumed to have passed a relevant subject in the HSC and this is called assumed knowledge. While students are generally advised against taking a unit of study for which they do not have the assumed knowledge, they are not prevented from enrolling in the unit of study.

See also 'Prerequisite'.

**Attendance pattern**

Attendance pattern is classified as full-time, part-time or external. It depends on the student's mode of attendance and the student load.

**Attendance mode**

A Department of Education, Science and Training (DEST) classification defining the manner in which a student is undertaking a course, such as internal, external, mixed or offshore.

**Australian Qualifications Framework (AQF)**

The framework for recognition and endorsement of qualifications established by the Ministerial Council on Education, Employment, Training and Youth Affairs (MCEETYA).

**AUSTUDY**

Provides financial help to students who are 25 years old or over who meet the required criteria, and are undertaking an approved full-time course at an approved institution.

See also 'Youth allowance'.

**Automated Results Transfer System (ARTS)**

This system was developed by the Australasian Conference of Tertiary Admissions Centres (ACTAC) to allow the electronic academic record of a student to be accessed, via an admission centre, by tertiary institutions.

**Award course**

See 'Course'.

**B****Bachelor's degree**

The highest undergraduate award offered at the University. A bachelor's degree course normally requires three or four years of full-time study or the part-time equivalent.

See also 'Award course'.

**Barrier**

An instruction placed on a student's record that prevents the student from re-enrolling or graduating.

See also 'Deadlines (fees)', 'Suppression of results'.

**Board of studies**

An academic body which supervises a course or courses, and is similar to a faculty except that it is headed by a chair rather than a dean and does not supervise PhD candidates.

**Bursaries**

Financial award made to a student, based primarily on need.

See also 'Scholarships'.

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## C

**Calendar**

See 'University Calendar'.

**Cadigal program**

A program, named in recognition of the Aboriginal people of the land on which the University is located, designed to increase the successful participation of Aboriginal and Torres Strait Islander people in degree courses in all faculties at the University of Sydney.

**Campus**

The grounds on which the University is situated. There are ten campuses of the University of Sydney:

- Burren Street (Institute of Transport Studies)
- Camperdown
- Darlington
- Camden (Agriculture and Veterinary Science)
- Conservatorium (Sydney Conservatorium of Music)
- Cumberland (Health Sciences)
- Mallett Street (Nursing)
- Rozelle (Sydney College of the Arts)
- St James (Law)
- Surry Hills (Dentistry)

**Cancellation**

Where enrolment is cancelled for non-payment of fees.

**Candidature**

Candidature commences when a student is admitted to a course of study leading to the award of a degree, diploma or certificate. There are maximum periods and in some cases minimum periods of candidature depending on the award course and whether the candidate is a full-time or part-time student.

See 'Course enrolment status'.

**Census date**

The date at which a student's enrolment, load and HECS liability are finalised before this information is reported to DEST.

See also 'HECS-HELP'.

**Ceremony**

See 'Graduation ceremony'.

**Chancellor**

The non-executive head of the University. An honorary position, the Chancellor presides over meetings of the University's governing body, the Senate, and important ceremonial occasions such as graduations.

**Clinical experience**

Students undertake clinical placements in a professional environment as part of their course requirements. Many require University-approved supervision. In order to undertake clinical placements a student may be required to fulfil additional requirements.

**Combined course**

A course which leads to two awards. For example the Arts/Law course leads to the separate awards of Bachelor of Arts and Bachelor of Laws.

**Combined degree**

A single program with a single set of course resolutions leading to the award of two degrees (unless otherwise specified in the resolutions). See also 'Combined course'.

**Commencement date**

The date a student commences candidature.

**Commonwealth Supported Place (CSP)**

(Previously known as a HECS Place.) A student in a Commonwealth Supported Place makes a contribution towards the cost of their education (known as the student contribution) while the Australian Government contributes the majority of the cost.

**Confirmation of Enrolment form (COE)**

This form is issued to each student after enrolment, showing the course and the units of study in which the student is enrolled, together with the credit point value of the units of study and the HECS weights. Until all fees are paid, it is issued provisionally. A new confirmation of enrolment form is produced every time a student's enrolment is varied.

**Conjoint ventures**

Two or more institutions cooperate to provide a unit or course of study to postgraduate coursework students. Arrangements exist between individual departments at the University of Sydney and individual departments at the University of New South Wales (UNSW) and the University of Technology Sydney (UTS).

In these arrangements, students enrolled for a degree at one institution complete one or more units of study at the other institution to count towards the award program at their 'home' institution.

**Continuing professional education**

A process which provides a number of programs of continuing education courses for professionals as they move through their career. These programs are presently administered by the Centre for Continuing Education (CCE) and a number of departments and foundations across the University. This process supports the whole of life learning concept and involves the maintenance of a long-term relationship between the student and the University.

**Convocation**

The body comprising the Fellows and former Fellows of the Senate of the University of Sydney; members of the former governing bodies of the institutions with which the University has amalgamated or their predecessors; the graduates of the University of Sydney, which include graduates of the institutions with which the University has amalgamated or their predecessors; professors and other full-time members of the academic staff of the University; and principals of the incorporated colleges. This is as per clause 14 of the *University of Sydney Act 1989*.

**Core unit of study**

A unit of study that is compulsory for a particular course or subject area.

See also 'Unit of study'.

**Corequisite**

A unit of study which must be taken in the same semester or year as a given unit of study (unless it has already been completed). These are determined by the faculty or board of studies concerned, published in the faculty handbook and shown in FlexSIS.

See also 'Prerequisite', 'Waiver'.

**Cotutelle Scheme**

Agreement between the University and any overseas university for joint supervision and examination of a PhD student as part of an ongoing cooperative research collaboration. If successful, the student receives a doctorate from both universities with each testamur acknowledging the circumstances under which the award was made.

**Course**

An undertaking of study at the University of Sydney.

**Award course**

A formal course of study that will see attainment of a recognised award. Award courses are approved by Academic Board and endorsed by Senate. The University broadly classifies courses as undergraduate, postgraduate coursework or postgraduate research.

See also 'Bachelor's degree', 'Course rules', 'Diploma', 'Doctorate', 'Major', 'Master's degree', 'Minor', PhD, 'Stream'.

**Non-award course**

Studies undertaken by students who are not seeking an award from the University.

See also 'Cross-institutional enrolment'.

**Coursework**

An award course not designated as a research award course. While the program of study in a coursework award course may include a component of original work, other forms of instruction and learning will normally be dominant.

**Research**

A course in which at least 66 per cent of the overall course requirements involve students undertaking supervised research, leading to the production of a thesis or other piece of written or creative work, over a prescribed period of time.

**Course alias**

A unique five character alpha-numeric code which identifies a University course.

**Course code**

See 'Course alias'.

**Course enrolment status**

A student's enrolment status in a course is either 'enrolled' or 'not enrolled'. 'Not enrolled' reasons include: cancelled; suspended; under examination; or terminated.

See also 'Cancellation', 'Candidature', 'Course leave', 'Enrolment', 'Enrolment variation', 'Terminated', 'Under examination'.

**Course leave**

Students are permitted to apply for a period away from their course without losing their place. Course leave is formally approved by the supervising faculty for a minimum of one semester. Students on leave are regarded as having an active candidature, but they are not entitled to a student card. At undergraduate level, leave is not counted towards the total length of the course. Students who are absent from study without approved leave may be discontinued and may be required to formally reapply for admission.

See also 'Progression'.

**Course rules**

Rules which govern the allowable enrolment of a student in a course. Course rules may be expressed in terms of types of units of study taken, length of study, and credit points accumulated. For example, a candidate may not enrol in units of study having a total value of more than 32 credit points per semester. Course rules also govern the requirements for the award of the course, for example a candidate must have completed a minimum of 144 credit points.

See also 'Award course', 'Corequisite', 'Prerequisite'.

**Course suspension**

See 'Course leave'.

**Course transfer**

A transfer occurs when a student changes from one course in the University to another course in the University without the requirement for an application and selection process (for example from a PhD to a master's program in the same faculty).

**Credit**

The recognition of previous studies successfully completed at this University, or another university or tertiary institution recognised by the University of Sydney, as contributing to the requirements of the course to which the applicant requesting such recognition has been admitted. It may be granted as specified credit or non-specified credit.

**Specified credit**

The recognition of previously completed studies as directly equivalent to units of study.

**Non-specified credit**

A 'block credit' for a specified number of credit points at a particular level. These credit points may be in a particular subject area but are not linked to a specific unit of study.

See also 'Annual average mark (AAM)', 'Waiver', 'Weighted average mark (WAM)'.

**Credit points**

The value of the contribution each unit of study provides towards meeting course completion requirements. Each unit of study normally has a six credit point value assigned to it. The total number of credit points required for completion of award courses will be specified in the Senate Resolutions relevant to the award course.

**Cross-institutional enrolment**

An enrolment in units of study at one university to count towards an award course at another university. Cross-institutional enrolments incur a student-contribution liability (see Commonwealth-supported student) or tuition fee charge at the institution at which the unit of study is being undertaken.

See also 'Non-award course'.

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**D****Data Audit Committee (DAC)**

The Data Audit Committee's role is to oversee the integrity and accuracy of the course and unit of study data as strategic University data. It also advises the Academic Board on suggested policy changes related to course and unit of study data. A subcommittee of the VCAC Enrolment Working Party, it is chaired by the Registrar, with membership including the deans, the Student Centre, FlexSIS and Planning and Statistics.

**Deadlines (Enrolment variations)**

See 'Enrolment variation'.

**Deadlines (Fees)**

The University has deadlines for the payment of fees (for example, HECS, compulsory subscriptions, course fees). Students who do not pay fees by these deadlines may have their enrolment cancelled or they may have a barrier placed on the release of their record.

See also 'Barrier', 'Cancellation'.

**Dean**

The head of a faculty, or the principal or director of a college (such as the Sydney Conservatorium of Music or the Sydney College of the Arts).

**Dean's Certificate**

A statement from the Dean certifying that all requirements, including fieldwork and practical work, have been met and that the student is eligible to graduate. Not all faculties use Dean's Certificates. In faculties that do, qualified students have 'Dean's Certificate' noted on their academic record.

**Deferment (Deferral)**

See also 'Admission (deferment)', 'Course leave'.

**Degree**

See also 'Award course', 'Bachelor's degree'.

**Delivery mode**

Indicates how students receive the instruction for a unit of study. The delivery mode must be recorded for each unit as distinct from the attendance mode of the student, for example an internal student may take one or more units by distance mode and an external student may attend campus for one or more units.

**Distance education**

Where subject matter is delivered in a more flexible manner, such as correspondence notes, a student may only attend campus if required. See also 'Extended semester', 'Distance education', 'International – off shore'.

**Intensive on-campus**

Core content is delivered with support learning in an intensive (one or more days) format on campus. Participation is usually compulsory. Previously this may have been called residential, block mode, or weekend workshop.

**On-campus (normal)**

Attendance of scheduled lectures, tutorials etc at a campus of the University.

**Department**

See 'School'.

**Department of Education, Science and Training (DEST)**

The Federal Government department responsible for higher education.

**Diploma**

The award granted following successful completion of diploma course requirements. A diploma course usually requires less study than a degree course.

See also 'Award course'.

**Direct admissions**

For some courses, applications may be made directly to the University. Applications are received by faculties or the International Office, and considered by the relevant department or faculty body. Decisions are recorded and letters are forwarded to applicants advising them of the outcome.

See also 'Admission', 'UAC'.

**Disability information**

Students may inform the University of any temporary or permanent disability which affects their life as a student. Disability information is recorded but it is only available to particular authorised users because of its sensitive nature and students will be informed of its use.

**Disciplinary action**

Undertaken as the result of academic or other misconduct, for example plagiarism, cheating, security infringement, criminal activity.

**Discipline**

A defined area of study, for example, chemistry, physics, economics.

**Discipline group**

A DEST code used to classify units of study in terms of the subject matter being taught or being researched.

**Discontinuation (course)**

See 'Enrolment variation'.

**Discontinuation (unit of study)**

See 'Enrolment variation'.

**Dissertation**

A written exposition of a topic which may include original argument substantiated by reference to acknowledged authorities. It is a required unit of study for some postgraduate award courses in the faculties of Architecture and Law.

**Distance education**

Where a student does not attend campus on a daily basis for a given course or unit of study.

See also 'Delivery mode', 'Extended semester'.

**Doctorate**

A high-level postgraduate award. A doctorate course normally involves research and coursework; the candidate submits a thesis that is an original contribution to the field of study. Entry to a doctorate course often requires completion of a master's degree course. Note that the doctorate course is not available in all departments at the University. See also 'Award course', 'PhD'.

**Domestic student**

A student who is not an international student.

See also 'Local student'.

**Double degree**

A double degree is a program where students are permitted by participating faculties (and/or by specific resolutions within a single award) to transfer between courses in order to complete two awards.

**Downgrade**

Where a student enrolled in a PhD reverts to a master's by research, either on the recommendation of the University on the basis that the research they are undertaking is not at an appropriate level for a PhD; or at the student's own request, for personal or academic reasons.

**E****Equivalent full-time student unit (EFTSU)**

The equivalent full-time student unit (EFTSU) is a measure of student load based on the workload for a student undertaking a full year of study in a particular course. A student is then recorded as having generated one EFTSU.

See also 'Load', 'Stage'.

**Equivalent full-time student load (EFTSL)**

The equivalent full-time student load (EFTSL) for a year. It is a measure, in respect of a course of study, of the study load for a year of a student undertaking that course of study on a full-time basis.

**Embedded courses**

Award courses in the graduate certificate, graduate diploma and master's degree by coursework sequence which allow unit of study credit points to count in more than one of the awards, for example the Graduate Certificate in Information Technology, Graduate Diploma in Information Technology and Master of Information Technology.

**Enrolment**

A student enrolls in a course by registering with the supervising faculty in the units of study to be taken in the coming year, semester or session.

**Commencing**

An enrolment is classified as commencing if a student has enrolled in a particular degree or diploma for the first time.

**Continuing**

Students already in a course at the University re-enrol each year or semester. Most continuing students are required to pre-enrol.

See also 'Pre-enrolment'.

**Enrolment list**

A list of all currently enrolled students in a particular unit of study.

See also 'Unit of study'.

**Enrolment status**

See 'Course enrolment status'.

**Enrolment Variation**

Students may vary their enrolment at the start of each semester. Each faculty determines its deadlines for variations, but student-contribution liability depends on the Commonwealth census date.

See also 'Commonwealth Supported Place'.

**Examination**

A set of questions or exercises evaluating on a given subject given by a department or faculty.

See also 'Examination period', 'Assessment'.

**Examination period**

The time set each semester for the conduct of formal examinations.

**Examiner (Coursework)**

The person assessing a student or group of students, for example through written/oral examination, coursework assignments, presentations.

**Exchange student**

Either a University of Sydney student participating in a formally agreed program involving study at an overseas university, or an overseas student studying here on the same basis. The International Office provides administrative support for some exchanges.

**Exclusion**

A faculty may ask a student whose academic progress is considered to be unsatisfactory to 'show good cause' why the student should be allowed to re-enrol. If the faculty deems the student's explanation unsatisfactory, or if the student does not provide an explanation, the student may be excluded either from a unit of study or from a course or faculty. An excluded student may apply to the faculty for permission to re-enrol. Normally, at least two years must have elapsed before such an application would be considered. University policy relating to exclusions is set out in the *Calendar*.

See also 'Progression', 'Senate appeals'.

**Exemption**

A decision made at a sub-unit of study level to allow a student to complete a unit of study without also completing all the prescribed components of coursework and/or assessment.

See also 'Credit', 'Waiver'.

**Expulsion**

The ultimate penalty of disciplinary action is to expel the student from the University. The effect of expulsion is:

- the student is not allowed to be admitted or to re-enrol in any course at the University
- the student does not receive their results
- the student is not allowed to graduate
- the student does not receive a transcript or testamur.

**Extended semester**

A distance-learning student may be allowed more time to complete a module or program if circumstances beyond the student's control, such as drought, flood or illness, affect the student's ability to complete the module or program in the specified time.

See also 'Distance education'.

**External**

See 'Attendance mode', 'Distance education'.

**External transcript**

A certified statement of a student's academic record printed on official University security paper. It includes the student's name, any credit granted, all courses the student was enrolled in and the final course result and all units of study attempted within each course together with the result. It also acknowledges prizes the student has received. Marks can be included or omitted, as required.

See also 'Academic transcript', 'Internal transcript'.

**F****Faculty**

A formal part of the University's academic governance structure, consisting mainly of academic staff members and headed by a dean, which is responsible for all matters concerning the award courses that it supervises. Usually, a faculty office administers the faculty and student or staff inquiries related to its courses. The *University Calendar* sets out the constitution of each of the University's faculties.

See also 'Board of Studies', 'Supervising faculty'.

**Faculty handbook**

The annual University publication for each faculty which provides detailed information about the faculty, its courses and resolutions.

**FEE-HELP**

An eligible student in a postgraduate course or in a bridging study course (for overseas-trained professionals) can apply for assistance (in the form of a loan) in paying all or some of their tuition fees.

**Fee-paying students**

Students who pay tuition fees to the University and are not liable for student contributions to a Commonwealth Supported Place. The Commonwealth does not contribute towards the cost of the education of fee-paying students. Annual fees vary between the faculties. Students pay a per semester fee.

**Fellows of Senate**

Members of the governing body of the University who are either elected, appointed or ex-officio.

**Flexible learning**

See 'Delivery mode', 'Distance education'.

**Flexible start date**

Full fee-paying distance students are not restricted to the same enrolment time frames as campus-based or Commonwealth-supported students.

**Flexible Student Information System (FlexSIS)**

The computer-based Flexible Student Information System at the University of Sydney.

FlexSIS holds details of courses and units of study being offered by the University and the complete academic records of all students enrolled at the University.

**Formative assessment**

See also 'Assessment'.

**Full-time student**

See 'Attendance pattern', 'EFTSU'.

**G****Grade**

The outcome for a unit of study linked with a mark range. For example, a mark in the range 85–100 attracts the grade 'high distinction' (HD). See also 'Mark'.

**Graduand**

A student who has completed all the requirements for an award course but has not yet graduated.

See also 'Graduation', 'Potential graduand'.

**Graduate**

A person who holds an award from a recognised tertiary institution.

See also 'Graduand', 'Graduation'.

**Graduate certificate**

See 'Award course'.

**Graduate diploma**

See 'Award course'.

**Graduate-entry degree**

A bachelor's, or undergraduate degree, that requires another undergraduate degree as a prerequisite of entry. Examples of graduate-entry degrees at the University of Sydney include the Medical Program, Graduate Law and the Bachelor of Dentistry.

**Graduation**

The formal conferring of awards either at a ceremony or in absentia.

See also 'In absentia', 'Potential graduand'.

**Graduation ceremony**

A ceremony where the Chancellor confers awards upon graduands.

**Group of Eight (G08)**

The Group of Eight represents Australia's major research-intensive universities and membership comprises the vice-chancellors (presidents) of the Australian National University, Monash University, the University of Adelaide, the University of Melbourne, the University of New South Wales, the University of Queensland, the University of Sydney, and the University of Western Australia.

The Group of Eight works to ensure a consistent and sustainable policy environment which maximises the wide-ranging economic, social and cultural benefits to the Australian community of higher education and which ensures Australian universities are recognised as among the best in the world.

**Group work**

Means a formally established project to be conducted by a number of students in common, resulting in a single piece of assessment or a number of associated pieces of assessment.

See also 'Legitimate cooperation'.

**H****Handbook**

See 'Faculty handbook'.

**Head of department/Head of school (HOD/HOS)**

The head of the academic unit which has responsibility for the relevant unit of study, or equivalent program leader.

**Higher Education Contribution Scheme (HECS)**

The Higher Education Contribution Scheme (HECS) was the previous Commonwealth Government student loan scheme. It ceased to operate on 1 January 2005 and was replaced by HECS-HELP (see below).

**HECS-HELP**

An eligible student in a Commonwealth Supported Place can apply for assistance in paying their student contribution. This may take the form of a HECS-HELP loan to pay all or some of the student contribution, or a HECS-HELP discount if all (or at least \$500) of the student contribution is paid by the census date.

**Honorary degrees**

A degree *honoris causa* (translated from the Latin as 'for the purpose of honouring') is conferred on a person whom the University wishes to honour.

**Honours**

Some degrees may be completed 'with honours'. This may involve the completion of a separate honours year, additional work in the later years of the course or meritorious achievement over all years of the course. Honours are awarded in a class (Class I, Class II – which may have two divisions or, Class III).

**NSW Higher School Certificate (HSC)**

The NSW Higher School Certificate (HSC), which is normally completed at the end of year 12 of secondary school. The UAI (Universities Admission Index) is a rank out of 100 that is computed from a student's performance in the HSC.

**I*****In absentia***

Latin for 'in the absence of'. Awards are conferred *in absentia* when graduands do not, or cannot, attend the graduation ceremony scheduled for them. Those who have graduated *in absentia* may later request that they be presented to the Chancellor at a graduation ceremony.

See also 'Graduation'.

**Instrumental supervisor/teacher**

All students at the Sydney Conservatorium of Music have an instrumental teacher appointed.

See also 'Adviser', 'Associate supervisor', 'Research supervisor', 'Supervision'.

**Internal mode**

See 'Attendance mode'.

**Internal transcript**

A record of a student's academic record for the University's own internal use. It includes the student's name, student identifier (SID), address, all courses in which the student was enrolled and the final course result, and all units of study attempted within each course, together with the unit of study result.

See also 'Academic transcript', 'External transcript'.

**International student**

Any student who is not an Australian or New Zealand citizen or a permanent resident of Australia is an international student. An international student is required to hold a visa that allows study in Australia and may be liable for international tuition fees.

***Fee-paying***

A private international student who is liable to pay tuition fees for their studies with the University.

***Fee-paying – outgoing exchange***

An international fee-paying student undertaking short term study at a recognised overseas institution with which the University has a student exchange agreement. Exchange study counts towards the student's University of Sydney award and students remain enrolled in their University of Sydney course during the period of exchange.

***International – cross-institutional***

An international fee paying student undertaking non-award study at the University on a cross-institutional basis. They are liable to pay fees for the study they undertake at the University, but there is no compliance reporting requirement, which rests with their 'home' institution.

***International – sponsored***

A private international student who is fully sponsored for his/her tuition; his/her sponsorship may also include overseas health cover and compulsory subscriptions.

***Offshore studies***

International offshore students undertake their program of study at one of the University's offshore campuses and do not enter Australia. Therefore they do not require a visa. They are distinct from international students who are on outbound exchange programs as they never enter Australia during their program of study.

***Short course***

An international fee-paying student undertaking a short course with the University of Sydney such as international development programs, executive training or study visits. The study undertaken by these students is non-award and generally a student visa is not required.

***Sponsored award***

An international student sponsored by the Australian government, undertaking a program of study at the University. Currently Australian Development Scholarships holders, funded by AusAID, are the only students in this category. These students are fully sponsored for their tuition and other costs such as travel and health cover, and are paid a stipend.

***Study Abroad***

An international student who is undertaking short-term study at the University under the Study Abroad scheme. Study Abroad students must have completed at least one year of study towards a degree at a recognised institution in their home country and are continuing towards the degree of their home institution.

See also 'Local student', 'Student type'.

**L****Learning entitlement**

Each student has a seven-year full-time period during which they can remain Commonwealth-supported. This seven year period is called their 'learning entitlement'.

**Leave**

See 'Course leave'.

**Legitimate cooperation**

Any constructive educational and intellectual practice that aims to facilitate optimal learning outcomes through student interaction.

See also 'Group work'.

**Life membership**

Life membership is no longer offered by the University of Sydney Union (USU). However, existing life Members continue to enjoy the right to vote in USU elections and at USU general meetings. Like all members, life members are encouraged to stand for election to the USU Board. Similarly, life members, once they have paid the appropriate annual fees, are able to enjoy the benefits of the Access Benefits program.

**Load**

The sum of the weights of all the units of study in which a student is enrolled. The weight is determined by the proportion of a full year's work represented by the unit of study in the degree or diploma for which the student is a candidate. Student load is measured in terms of Equivalent full-time student units (EFTSU).

See also 'Equivalent full-time student units (EFTSU)'.

**Local student**

Either an Australian or New Zealand citizen or Australian permanent resident. New Zealand citizens are required to pay their Higher Education Contribution Scheme (HECS) fees upfront.

See also 'Domestic student', 'International student'.

**M****Major**

A field of study, chosen by a student, to represent their principal interest. This would consist of specified units of study from later stages of the award course. Students select and transfer between majors by virtue of their selection of units of study. One or more majors may be awarded upon the graduand's assessment of study.

See also 'Award course', 'Minor', 'Stream'.

**Major timetable clash**

The term used when a student attempts to enrol in units of study which have so much overlap in the teaching times that it has been decided that students must not enrol in the units simultaneously.

**Mark**

An integer (rounded if necessary) from 0 to 100 indicating a student's performance in a unit of study.

See also 'Grade'.

**Master's degree**

A postgraduate award. Master's degree courses may be offered by coursework, research only or a combination of coursework and research. Entry to the course often requires completion of an honours year at an undergraduate level.

See also 'Award course'.

**Method of candidature**

A course is either a research course or a coursework course and so the methods of candidature are 'research' and 'coursework'.

See also 'Course (Coursework)', 'Course (Research)'.

**Mid-year intake**

Admission to degree programs for Semester Two.

**Minor**

Studies undertaken to support a major. Requiring a smaller number of credit points than a major, students select and transfer between minors (and majors) by virtue of their selection of units of study. One or more minors may be awarded upon the graduand's assessment of study.

See also 'Award course', 'Major', 'Stream'.

**Mixed mode**

See 'Attendance mode'.

**MPhil**

The Master of Philosophy (MPhil) is a master's by research degree offered by some (but not all) of the University's faculties.

See also 'Award course', 'Master's degree'.

**Mutually exclusive units of study**

See 'Prohibited combinations of units of study'.

**MyUni**

The University of Sydney's student portal system. It provides access to email, library services, student self-administration, support services, e-learning software such as Blackboard and WebCT, as well as information about the University and its courses.

**N****Non-award course**

See 'Course'.

**Non-standard session**

A teaching session other than the standard February and August sessions – such as Sydney Summer School or Winter School, in which units of study are delivered and assessed in an intensive mode during January or July respectively.

See also 'Semester', 'Session'.

**O****Orientation Week**

Orientation or 'O Week', takes place in the week before lectures begin in Semester One. During O Week, students can join various clubs, societies and organisations, register for courses with departments and take part in activities provided by the University of Sydney Union.

**P****Part-time student**

See also 'Attendance mode', 'Attendance pattern', 'Equivalent full-time student units (EFTSU)'.

**Permanent home address**

The address used for all official University correspondence with a student, both inside and outside of semester time (for example during semester breaks), unless the student provides a different address for use during the semester.

See also 'Semester address'.

**PhD**

The Doctor of Philosophy (PhD) and other doctorate awards are the highest awards available at the University. A PhD course is normally purely research-based; the candidate submits a thesis that is an original contribution to the field of study.

See also 'Award course', 'Doctorate'.

**Plagiarism**

Presenting another person's ideas, findings or work as one's own by copying or reproducing them without acknowledging the source.

See also 'Academic dishonesty'.

**Policy Online**

The website which provides access to the University's current policies, procedures and guidelines.

**Postgraduate**

A term used to describe a course leading to an award such as graduate diploma, a master's degree or PhD which usually requires prior completion of a relevant undergraduate degree (or diploma) course. A 'postgraduate' is a student enrolled in such a course.

See also 'Course (Coursework)', 'Course (Research)'.

**Postgraduate Education Loans Scheme (PELS)**

An interest-free loans facility for eligible students who are enrolled in fee-paying, postgraduate non-research courses. It is similar to the deferred payment arrangements available under the Higher Education Contribution Scheme (HECS). This scheme was replaced by the FEE-HELP scheme on 1 January 2005.

See also 'FEE-HELP'.

**Potential graduand**

A student who has been identified as being eligible to graduate on the satisfactory completion of their current studies.

See also 'Graduand', 'Graduation'.

**Pre-enrolment**

Pre-enrolment – also known as provisional re-enrolment – takes place in October, when students indicate their choice of unit of study enrolment for the following year. After results are approved, pre-enrolment students are regarded as enrolled in those units of study for which they are qualified. Their status is 'enrolled' and remains so provided they pay any money owing and comply with other requirements by the due date. Students who do not successfully pre-enrol in their units of study for the next regular session are required to attend the University on set dates during the January/February enrolment period.

See also 'Enrolment'.

**Prerequisite**

A unit of study that is required to be successfully completed before another unit of study can be attempted. Prerequisites can be mandatory (compulsory) or advisory.

See also 'Assumed knowledge', 'Corequisite', 'Waiver', 'Qualifier'.

**Prizes**

Awarded in recognition of outstanding performance, academic achievement or service to the community or University.

**Probationary candidature**

A student who is enrolled in a postgraduate course on probation for a period of time up to one year. The head of department/school is required to consider the candidate's progress during the period of probation and make a recommendation for normal candidature or otherwise to the faculty.

**Professional practice**

Some students undertake placement in a professional practice as part of their course requirements. This may require University-approved supervision. Professional placements are located in a wide range of professional practices environments, and may not require additional criteria to be fulfilled.

**Progression**

Satisfactory progression is satisfying all course and faculty rules (normally assessed on an annual basis) to enable the completion of the chosen award within the (maximum) completion time allowed.

See also 'Exclusion'.

**Prohibited combinations of units of study**

When two or more units of study contain a sufficient overlap of content, enrolment in any one such unit prohibits enrolment in any other identified unit.

See also 'Unit of study'.

**Provisional re-enrolment**

See 'Pre-enrolment'.

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**Q****Qualification**

An academic attainment recognised by the University.

**Qualifier**

A mandatory (compulsory) prerequisite unit of study which must have a grade of pass or better.

See also 'Assumed knowledge', 'Corequisite', 'Prerequisite', 'Waiver'.

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**R****Recycling**

The submission for assessment of one's own work, or of work which substantially the same, which has previously been counted towards the satisfactory completion of another unit of study, and credited

towards a university degree, and where the examiner has not been informed that the student has already received credit for that work.

**Registration**

In addition to enrolling with the faculty in units of study, students must register with the department responsible for teaching each unit. This is normally done during Orientation Week. Note that unlike enrolment, registration is not a formal record of units attempted by the student.

**Research course**

See 'Course (Research)'.

**Research supervisor**

A supervisor is appointed to each student undertaking a research postgraduate degree. The supervisor will be a full-time member of the academic staff or a person external to the University recognised for their association with the clinical teaching or the research work of the University. A research supervisor is commonly referred to as a supervisor.

See also 'Advisor', 'Associate supervisor', 'Supervision', 'Instrumental supervisor/teacher'.

**Result processing**

Refers to the processing of assessment results for units of study. For each unit of study, departments/schools tabulate results for all assessment activities and assign preliminary results.

See also 'Assessment', 'Formative assessment', 'Examination period', 'Summative assessment'.

**Result processing schedule**

The result processing schedule will be determined for each academic cycle. All schools and faculties are expected to comply with this schedule.

See also 'Assessment', 'Examination period', 'Result processing'.

**Result**

The official statement of a student's performance in each unit of study attempted as recorded on the academic transcript, usually expressed as a mark and grade.

See also 'Grade', 'Mark'.

**Research Training Scheme (RTS)**

The RTS provides Commonwealth-funded higher degree by research (HDR) students with an 'entitlement' to a HECS exemption for the duration of an accredited HDR course, up to a maximum period of four years full-time equivalent study for a doctorate by research and two years full-time equivalent study for a master's by research.

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**S****Scholarships**

Financial or other form of support made available to enable students to further their studies.

See also 'Bursaries'.

**School**

A school or academic unit shall encourage and facilitate teaching, scholarship and research, and coordinate the teaching and examining duties of members of staff in the subjects or courses of study with which it is concerned.

**Semester**

A half-yearly teaching session, the dates for which are determined by the Academic Board. Normally all undergraduate sessions will conform to the semesters approved by the Academic Board. Any offering of an undergraduate unit not conforming to the semester dates (non-standard session) must be given special permission by the Academic Board.

See also 'Session', 'Non-standard session'.

**Semester address**

The address to which all official University correspondence is sent during semester time, if it is different to the permanent address.

**Senate**

The governing body of the University. See the University Calendar for more details of its charter and powers.

**Session**

Any period of time during which a unit of study is taught. A session differs from a semester in that it need not be a six-month teaching period, but it cannot be longer than six months. Each session maps to either Semester One or Two for DEST reporting purposes.

Session offerings are approved by the relevant dean, taking into account all the necessary resources, including teaching space and staffing. The Academic Board must approve variation to the normal session pattern.

See also 'Semester', 'Non-standard teaching period'.

**Session address**

See 'Semester address'.

**Short course**

A fee-paying student undertaking a short course with the University of Sydney comprising professional development, executive training etc. The study undertaken by these students is a non-award course.

**Show cause**

See 'Progression', 'Exclusion'.

**Special consideration**

Candidates who suffer serious illness or misadventure which may affect performance in any assessment, may request that they be given special consideration in relation to the determination of their results.

**Special Studies Program (SSP)**

A period of release from normal duties to allow academic staff to undertake a planned program of academic activity and development.

**Sponsorship**

Financial support of a student by a company or government body.

**Stage**

A normal full-time course of study taken in a year.

See also 'Course rules', 'EFTSU', 'Progression'.

**Strategic Directions**

See also 'University Strategic Directions'.

**Stream**

A defined award course, which requires the completion of set units of study as specified by the course rules for the particular stream, in addition to the core program specified by the course rules. A stream will appear with the award course name on testamurs, eg Bachelor of Engineering in Civil Engineering (Construction Management).

See also 'Award course', 'Major', 'Minor'.

**Student**

Student means a person enrolled as a candidate for an award course or unit of study.

**Student Appeals Body**

Any student may appeal to the Student Appeals Body against an academic decision on the ground that due academic process has not been observed by the relevant faculty in relation to the academic decision.

See also 'Appeals', *University of Sydney (Student Appeals against Academic Decisions) Rule 2006*.

**Student Disciplinary Appeals Committee**

Any student may appeal to the Student Disciplinary Appeals Committee against a misconduct determination by the Vice-Chancellor or a Student Proctorial Board.

See also 'Appeals'.

**Student identifier (SID)**

A nine-digit number which uniquely identifies a student at the University.

**Student ID Card**

All students who enrol are issued with an identification card. The card includes the student's name, SID, the course code, a library borrower's bar code and a passport-style photo. The card identifies the student as eligible to attend classes and must be displayed at formal examinations. It must be presented to secure student concessions and to borrow books from all sections of the University Library.

**Student progress rate (SPR)**

A calculation which measures the rate at which load undertaken is passed annually in each award program.

**Student type**

Student type identifies whether a student is local or international and the type of study the student is undertaking.

See also 'International student', 'Domestic student', 'Exchange student'.

**Study Abroad program**

A scheme administered by the International Office which allows international students who are not part of an exchange program to take units of study at the University of Sydney, but not towards an award program. In most cases the units of study taken here are credited towards an award at their home institution.

See also 'Exchange student'.

**Subject area**

A unit of study may be associated with one or more subject areas.

The subject area can be used to define prerequisite and course rules, for example the unit of study 'History of Momoyama and Edo Art' may count towards the requirements for the subject areas 'Art History and Theory' and 'Asian Studies'.

**Summative assessment**

See 'Assessment'.

**Summer School**

See 'Sydney Summer School'.

**Supervising faculty**

The faculty that has the responsibility for managing the academic administration of a particular course, such as the interpretation and administration of course rules, approving students' enrolments and variations to enrolments. Normally the supervising faculty is the faculty offering the course.

However, in the case of combined courses, one of the two faculties involved will usually be designated the supervising faculty. Further, in the case where one course is jointly offered by two or more faculties (such as the Liberal Studies course), a joint committee may make academic decisions about candidature and the student may be assigned a supervising faculty for administration.

**Supervision**

A one-to-one relationship between a student and a nominated member of the academic staff or a person specifically appointed to the role.

See also 'Adviser', 'Associate supervisor', 'Research supervisor', 'Instrumental supervisor/teacher'.

**Suppression of results**

Results for a particular student can be suppressed by the University when the student has an outstanding debt to the University; or the student is facing disciplinary action. A student may also request a suppression for personal reasons.

**Suspension**

See also 'Course leave'.

**Sydney Summer School**

A program of accelerated, intensive study running for approximately six weeks during January and February each year. Both undergraduate and postgraduate units are offered. Summer School provides an opportunity for students at Sydney and other universities to catch up on needed units of study, to accelerate completion of a course or to undertake a unit that is outside their award course.

All units attract full fees and enrolled students are also liable for compulsory subscriptions. Some fee-waiver scholarships are available.

### **Sydney Winter School**

An intensive session offered by the University in July during the mid-year break.

## **T**

### **Teaching department**

See 'School'.

### **Teaching end date**

Official finish date of formal timetabled classes.

### **Teaching start date**

Official commencement date of formal timetabled classes.

### **Terminated**

Term used when a student's candidature has been officially closed because they are not able to complete the course requirements.

See also 'Candidature'.

### **Testamur**

A certificate of award provided to a graduand, usually at a graduation ceremony. The award conferred will be displayed along with other appropriate detail.

### **Thesis**

A major work that is the product of an extended period of supervised independent research.

See also 'Course (Research)'.

### **Timetable**

The schedule of lectures, tutorials, laboratories and other academic activities that a student must attend.

### **Transcript**

See 'Academic transcript'.

### **Transfer**

See 'Course transfer'.

### **Tuition fees**

Tuition fees may be charged to students in designated tuition fee-paying courses. Students who pay fees are not liable for HECS.

## **U**

### **Universities Admissions Centre (UAC)**

The UAC receives and processes applications for admission to undergraduate courses at recognised universities in NSW and the ACT. Most commencing, local undergraduate students at the University apply through the UAC.

### **Universities Admission Index (UAI)**

A measure of overall academic achievement in the HSC that assists universities in ranking applicants for university selection. The UAI is based on the aggregate of scaled marks in ten units of the HSC, and is a number between 0.00 and 100.00 with increments of 0.05.

### **Under examination**

Indicates that a research student has submitted their written work (thesis) for assessment, and is awaiting the finalisation of the examiners' outcome and recommendation.

### **Undergraduate**

A term used to describe both a course leading to a diploma or bachelor's degree and a student enrolled in such a course.

### **Unit of study**

Unit of study or unit means a stand-alone component of an award course. Each unit of study is the responsibility of a department.

See also 'Prohibited combinations of unit of study'.

### **Unit of study enrolment status**

This indicates whether the student is still actively attending the unit of study (currently enrolled) or is no longer enrolled.

See also 'Discontinuation' or 'Cancellation'.

### **Unit of study level**

Units of study are divided into Junior, Intermediate, Senior, Honours, Year 5, and Year 6. Most majors consist of 32 Senior credit points in a subject area (either 3000 level units of study or a mix of 2000 and 3000 level units of study).

### **University**

Unless otherwise indicated, 'University' in this document refers to the University of Sydney.

### **University Calendar**

The annual University publication, also available online, which provides general and historical information about the University of Sydney, the statutes and regulations under which it operates and the Senate resolutions relating to constitutions in each faculty.

### **University Medal**

A faculty may recommend the award of a University Medal to a student qualified for the award of an undergraduate honours degree (or some master's degrees), whose academic performance is judged to be outstanding.

### **University Strategic Directions**

This refers to the University of Sydney *Strategic Plan 2007–2010*.

### **Upgrade**

Where a student enrolled in a master's by research course is undertaking research at such a standard that either the University recommends that the student upgrade their degree to a PhD, or the student seeks to upgrade to a PhD and this is supported by the University.

## **V**

### **Variation of enrolment**

See 'Enrolment variation'.

### **Vice-Chancellor and Principal**

The chief executive officer of the University, responsible for its leadership and management. The Vice-Chancellor and Principal is head of both academic and administrative divisions.

## **W**

### **Waiver**

In a prescribed course, a faculty may waive the prerequisite or corequisite requirement for a unit of study or the course rules for a particular student. Unlike credit, waivers do not involve a reduction in the number of credit points required for a course.

See also 'Credit', 'Exemption'.

### **Winter School**

See 'Sydney Winter School'.

**Weighted average mark (WAM)**

This mark uses the unit of study credit point value in conjunction with an agreed 'weight'. The formula for this calculation is:

$$WAM = \frac{\sum (W_c \times M_c)}{\sum (W_c)}$$

Where  $W_c$  is the weighted credit point value, ie the product of the credit point value and the level of weighting of 1, 2, 3, or 4 for a first, second, third or fourth year unit of study respectively; and where  $M_c$  is the greater of 45 or the mark out of 100 for the unit of study.

The mark is the actual mark obtained by the student for the unit of study, or in the case of a failing grade with no mark – 0.

Pass/fail assessed subjects and credit transfer subjects (from another institution) are excluded from these calculations. However, the marks from all attempts at a unit of study are included. (Effective from 1 January 2004.)

In addition, faculties may adopt other average mark formulae for specific progression or entry requirements. If such a formula is not specified in the faculty resolutions, the formula outlined above is used. See also 'WAM weight'.

**WAM weight**

A weight assigned to each unit of study to assist in the calculation of WAMs.

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**Y**

**Year of first enrolment (YFE)**

The year in which a student first enrolls at the University. See also 'Commencement date'.

**Youth Allowance**

Youth allowance is payable to a full-time student or trainee aged 16–24 years of age who is enrolled at an approved institution such as a school, college, TAFE or university, and undertaking at least 15 hours a week face-to-face contact.

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The  
University  
of Sydney

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'09

Quick links:

**[www.facilities.sydney.edu.au/maps](http://www.facilities.sydney.edu.au/maps)**

Campuses

Bicycle map

Precincts

Disability access

Parking layout

2009 handbook maps

Map Code: 0102\_MAIN

# Camperdown and Darlington Campuses



- Information
  - Post Office
  - Entries
  - ATM
  - STA Bus Stop
  - University Bus Stop
  - Telephone
  - Carpark
  - Security
- Emergency only 9351 1333  
Enquiries 9351 2407  
Emergency telephone  
For further assistance phone the  
Information Centre 9351 3100  
Campus Infrastructure Services - August 2008

# Directory

## University buildings

O6	Aeronautical Engineering Building	F1	Mackie Building	K11	Boundary Lane
J4	Anderson Stuart Building	H3	MacLaurin Hall	F9	Carillon Avenue
G3	Badham Building	H2	Macleay Building	N9	KU Union
H3	Bank Building	G1	Margaret Telfer Building	H1	Laurel Tree House
L2	Baxter's Lodge	J6	Madsen Building		
L8	Biochemistry and Microbiology Building	H4	Manning House		
E6	Blackburn Building	H4	Manning Squash Courts		
E7	Bosch Building 1A	D3	McMaster Annexe		
E7	Bosch Building 1B	D3	McMaster Annexe		
H3	Brennan MacCallum Building	O6	Mechanical Engineering Building		
E6	Bruce Williams Pavilion	A2	Medical Foundation Building		
L6	Carislaw Building	K8	Merewether Building		
F4	Chaplaincy	E1	No. 1-3 Ross Street		
M8	Chemical Engineering Building	M7	Old School Building		
J5	Chemistry Building	F4	Old Teachers' College		
N8	Civil Engineering Building	H3	Pharmacy Building		
N9	Civil Engineering Workshop	H6	Physics Annexe		
K10	Clark Building	G5	Physics Building		
J9	Darlington Centre	N8	P.N.R. Building		
J10	Darlington House	E6	Queen Elizabeth II Research Institute		
K9	Darlington Road Terraces	H5	R.C. Mills Building		
L10	Demountable Village	F2	R.D. Watt Building		
K5	Eastern Avenue Auditorium & Lecture Theatre Complex	D4	R.M.C. Gunn Building		
L9	Economics and Business Building	M9	Raglan Street Building		
H2	Edgeworth David Geology Building	N7	Rose Street Building		
G4	Education Building	E2	Ross Street Building		
G4	Education Building Annexe	G2	Science Road Cottage		
H5	Edward Ford Building	E1	Selle House		
N7	Electrical Engineering Building	M10	Services Building		
N7	Engineering Link Building	N6	Seymour Centre		
C3	Evelyn Williams Building	K10	Shepherd Centre		
K3	Fisher Library	O6	Shepherd Street Carpark		
K4	Fisher Library Stack	K9	Storie Dixon Wing		
G2	Footbridge Theatre	F5	The Arena Sports Centre		
C3	Gatekeeper's Lodge	J3	The Quadrangle		
J7	Gatekeeper's Lodge (City Road)	J5	Transient Building		
M8	Gordon Yu-Hoi Chui Building	L10	University Computing Centre		
J2	Great Hall	M9	University Sports & Aquatic Centre		
G3	Griffith Taylor Building	D3	Veterinary Science Conference Centre		
D4	H.K. Ward Gymnasium	E6	Victor Coppleson Building		
F2	Heydon - Laurence Building	F3	Wallace Theatre		
G2	Home Building	K7	Wentworth Building		
N5	Information Technologies Institute Building	K8	Western Avenue Carpark		
K8	Institute Building	M6	W.H. Mize Building		
N5	International House	M6	Wilkinson Building		
J10	IXL Building				
D3	J.D. Stewart Building				
F2	J.R.A. - McWilliam Building				
L7	Jane Foss Russell Building				
F3	John Woolley Building				

## Childcare centres

K11	Boundary Lane
F9	Carillon Avenue
N9	KU Union
H1	Laurel Tree House

## Colleges & residential accommodation

J10	Darlington House
K9	Darlington Road Terraces
N5	International House
L10	Mandelbaum House
A4	Sancta Sophia College
C8	St Andrew's College
B5	St John's College
L6	St Michael's College
G7	St Paul's College
E1	Selle House
D10	Sydney University Village
F7	Wesley College
G8	Women's College

## Computer Access Centres

H3	Brennan
G4	Education
K3	Fisher
N7	Link
L6	McGrath (Cardlaw)
H3	Pharmacy

## Cultural venues

H2	Macleay Museum
J3	Nicholson Museum
N6	Seymour Centre
K7	Sir Hermann Black Gallery
M6	Tim Shieds Gallery
J2	War Memorial Art Gallery

## Faculties (offices)

F2	Agriculture, Food and Natural Resources
M6	Architecture
H3	Arts
K8	Economics & Business
G4	Education and Social Work
N7	Engineering
H5	Medicine
H3	Pharmacy
L6	Science
D3	Veterinary Science

## Libraries

G3	Badham
H5	Burkitt-Ford
K3	Curriculum Resources
K3	Fisher
E7	Medical
N6	Music
H5	Schaefer Fine Arts
L7	SciTech

## University administration, centres & services

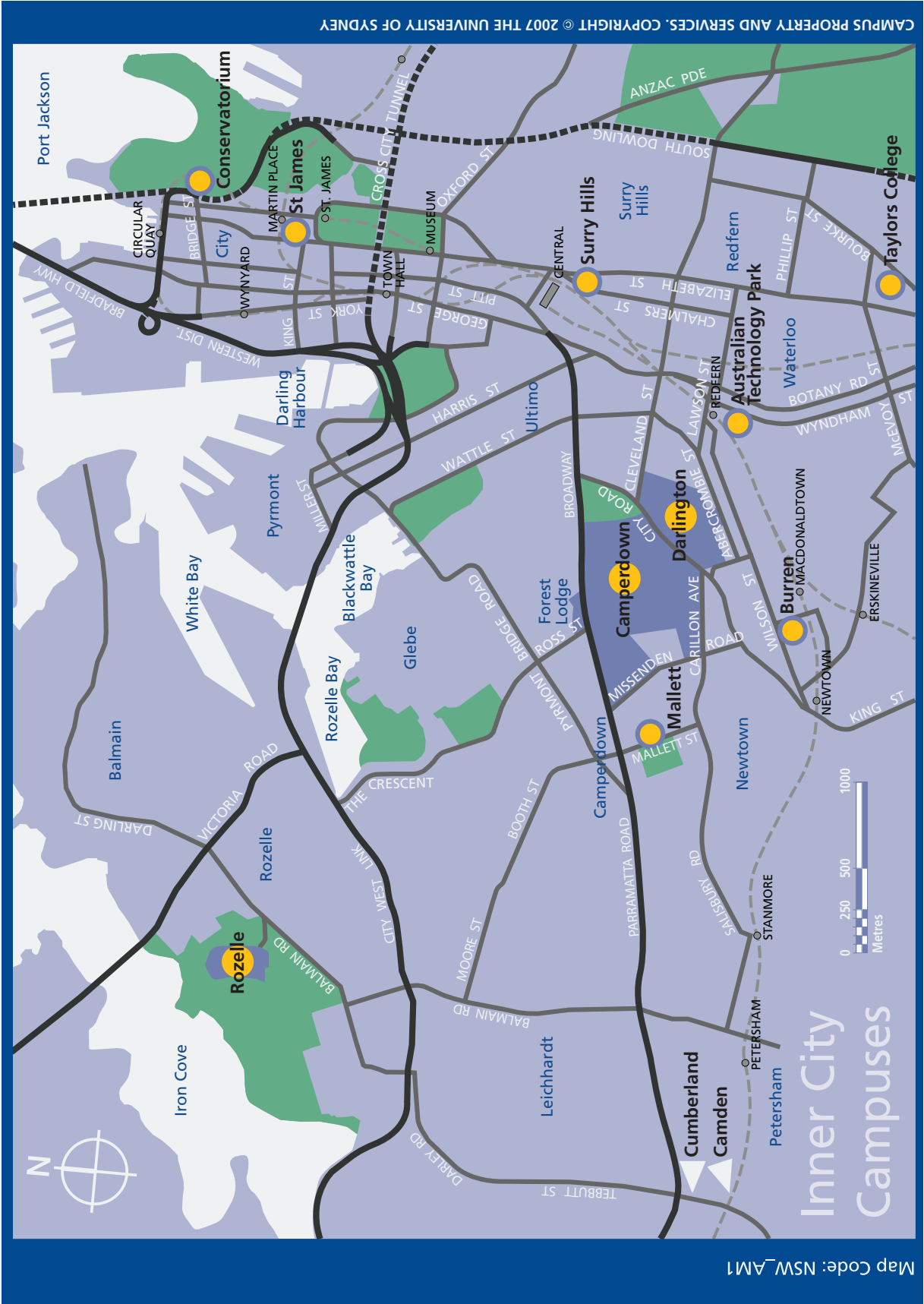
H3	Alumni Relations Office
L7	Careers Centre
L7	Cashier
D10	Centre for Continuing Education
K7	Centre for English Teaching
H3	Chancellor
L10	Computing Centre
H2	Executive Offices
J3	Information Centre
L10	Information and Communications Technology
L7	International Office
K8	Office of Development
M10	Office of University Relations (OUR)
G1	Personnel
L7	Publications Office
H3	Research Office
M10	Room Bookings & Venue Management
L7	Scholarships Unit
M10	SydneyPeople - HR Service Centre
G1	SydneyPeople - SydneyLearning
E1	SydneyPeople - Unistaff
L7	Student Centre
M10	Student Housing
L7	Student Services Unit
K8	Summer School
O5	Sydnovate
F3	United States Studies Centre
H3	University Relations (Vice Principal)
C3	Veterinary Hospital & Clinic
H2	Vice-Chancellor

## Security

M10	Emergency Services
M10	Lost Property
M10	Traffic & Parking

## Sports & recreational venues

K2	Fisher Tennis Courts
D4	HK Ward Gymnasium
H5	Lawn Tennis Courts
H4	Manning Squash Courts
F5	The Arena Sports Centre
G5	The Square
E5	University Oval No. 1
E3	University Oval No. 2
M9	University Sports & Aquatic Centre



Map Code: NSW\_AM1

MAP CODE: 07\_MAIN

## ST. JAMES CAMPUS



- Information
- Carpark
- Telephone
- Eateries
- ATM
- Train Station
- STA Bus Stop

CAMPUS PROPERTY AND SERVICES - JUNE 2007

### Getting there

**By train:**  
The closest stations are Martin Place and St James in the city.

**By bus:**  
Catch any bus going into the city.

**PARKING**  
No University parking available.  
Privately run parking stations are within walking distance of the Law School



# Course planner

Year	Semester	Unit of study 1 & credit points	Unit of study 2 & credit points	Unit of study 3 & credit points	Unit of study 4 & credit points	Total credit points
1	1					
	2					
2	summer					
	1					
	winter					
	2					
3	summer					
	1					
	winter					
	2					
4	summer					
	1					
	winter					
	2					
5	summer					
	1					
	winter					
	2					
<b>Total credit points</b>						