2016 unit descriptions
Revised: 20 April 2016

Conditions of Enrolment
Despite any publication or announcement, the University may change or cancel arrangements for courses or units of study, including in respect of staffing, content or location. The University will use reasonable endeavours to update the timetable with respect to any cancellation or change. The University will not be liable to any student for any consequential loss suffered as a result of cancellation or change, including travel or other costs incurred. Please consult the for the latest information. For further information on individual units, please contact the lecturer (or coordinator) concerned.

JURS6018 Constitutional Theory
Level: 07 Credit Points: 6
Availability: S2CIAU BM-CC
Description: This unit will address the role that constitutionalism is expected to play in a democratic state, and will explore various constitutional theories. The main focus will be on theoretical attempts at reconciling commitments to constitutionalism with emphasis on democratic participation: Is it paradoxical that a state governed by majority rules withdraws certain areas from collective decision-making? Various theories of constitutionalism, of constitutional interpretation, and of constitutional judicial review will be explored. The unit will also discuss the question of constitutional charters of rights, different models of judicial review, separation of powers, direct democracy and the functions of constitutions in transitions to democratic systems. The unit will follow a seminar format with the emphasis on class discussion of unit materials. First two days (8 and 9 August) will be focused on the instructor’s lectures while two remaining days (22 and 23 August) on students’ presentations.
Coordinator: Prof Wojciech Sadurski
Classes: Jul 29, 30 & Aug 12, 13 (9-5)
Assessment: class participation (20%), oral presentation (20%) and 4500wd essay (60%) or 2 x oral presentations (20% each) and 3000wd essay (40%)

JURS6034 Jurisprudence Research Project A
Level: 07 Credit Points: 6
Availability: S1C SU-CC; S2C SU-CC
Departmental Permission Sessions: S1C SU-CC; S2C SU-CC
Description: The goal of this compulsory (capstone) unit of study is to provide Master of Jurisprudence students with an opportunity to pursue advanced research in an area of their choosing, under the limited supervision of a Faculty member. Please refer to the Sydney Law School website for details on eligibility criteria and application material.
Coordinator: Supervised by an appointed Sydney Law School academic member
Assessment: 15,000 to 20,000wd research project (100%)
Additional Info: This unit is compulsory for MJur students. Closing date 30 September (Semester 1) and 30 April (Semester 2). Students must complete both JURS6034 and JURS6035 within one or two semesters.
Compulsory Co-requisites: JURS6035

JURS6035 Jurisprudence Research Project B
Level: 07 Credit Points: 6
Availability: S1C SU-CC; S2C SU-CC
Departmental Permission Sessions: S1C SU-CC; S2C SU-CC
Description: Please refer to JURS6034 Jurisprudence Research Project A.
Coordinator: Supervised by an appointed Sydney Law School academic member
Classes:
Assessment: 15,000 to 20,000wd research project (100%)
Additional Info: This unit is compulsory for MJur students. Closing date 30 September (Semester 1) and 30 April (Semester 2). Students must complete both JURS6034 and JURS6035 within one or two semesters.
Compulsory Co-requisites: JURS6034

LAWS6001 Chinese Laws and Chinese Legal Systems
Level: 07 Credit Points: 12
Availability: S2CINO BM-SH
Departmental Permission Sessions: S2CINO BM-SH
Description: This unit will provide students 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.
Coordinator: Prof Vivienne Bath (Coordinator), Prof Bing Ling
Classes: Nov 28-Dec 16
Practical Work: field school in Shanghai, China
Assessment: 2hr exam to be completed in Shanghai (30%) and 8000wd essay (70%) due in February
Additional Info: This unit is not available to students who have completed a law degree in the People’s Republic of China. Students must register their attendance before enrolling. Master of Law and International Development students may undertake this unit as an elective or capstone unit conditional on (i) students must write an essay that focuses on a development topic and (ii) that topic being pre-approved by the Unit Coordinator. To register, please visit the Shanghai Winter School website.
Registration enquiries law.offshore@sydney.edu.au
Enrolment enquiries law.postgraduate@sydney.edu.au
Prohibition: LAWS6857 or LAWS3014 or LAWS3068 or LAWS3368
Assumed knowledge: LAWS6252

LAWS6008 Takeovers and Reconstructions
Level: 07 Credit Points: 6
Availability: S1C NE-SJ
Description: 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.

Coordinator: Dr Robert P Austin
Classes: 1x2-hr lecture/week
Assessment: 2 x class assignments (20%) and 2hr open-book exam (80%)

**LAWS6011 Administrative Law**
Level: 07  Credit Points: 6
Availability: S1CIMR BM-CC
Description: 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, and manageability. 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.
Coordinator: Prof Margaret Allars
Classes: Feb 26, 27 & Apr 1, 2 (9-5)
Assessment: 7500wd essay or 2 x 3750wd essays (100%)
Additional Info: Core unit for MALP students.

**LAWS6014 Advanced Financing Techniques**
Level: 07  Credit Points: 6
Availability: S2C NE-SJ
Description: 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 general knowledge of Australian corporate law and corporate finance. Particular topics covered include: loan syndication; domestic and off-shore capital markets; lending to a trust; finance. 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; and management. Upon successful completion of this unit, a student should have an advanced 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 student 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. Topics to be covered include: the policy and problems of taxing companies and shareholders; taxation of company distributions and dealings with interests in companies, including liquidations and share repurchases; imputation, including dividends passing through partnerships and trusts and intercorporate dividends; debt equity classification; shareholder rules; dividend and capital streaming and stripping.
Coordinator: Prof Richard Vann
Classes: 1x2-hr lecture/week. Session S1C available to students attending classes at Sydney Law School campus. Sessions S1CRA (Sydney group) and S1CIMR (regional group) available to students enrolled in the Deloitte Taxation Training Program only.
Assessment: classwork (30%) and 2hr exam or 7000wd essay (70%)

**LAWS6032 Corporate Taxation**
Level: 07  Credit Points: 6
Availability: S1C NE-CC
Description: 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 student 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. Topics to be covered include: the policy and problems of taxing companies and shareholders; taxation of company distributions and dealings with interests in companies, including liquidations and share repurchases; imputation, including dividends passing through partnerships and trusts and intercorporate dividends; debt equity classification; shareholder rules; dividend and capital streaming and stripping.
Coordinator: Prof Jennifer Hill
Classes: 1x2-hr lecture/week
Assessment: 7500wd essay or 2 x 3750wd essays (100%)

**LAWS6033 Crime Research and Policy**
Level: 07  Credit Points: 6
Availability: S1C NE-CC
Description: 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, evaluation and analysis are also studied.
Coordinator: Prof Judith Cashmore
Classes: 1x2-hr lecture/week
Assessment: class participation (10%), 2000wd research problem (30%) and 4000wd research proposal (60%)
Additional Info: Core unit for MCrim and GradDipCrim students and co-requisite for other criminology units. The unit replaced LAWS6032 Crime Research and Policy 1.

**LAWS6034 Criminal Liability**
Level: 07  Credit Points: 6
Availability: S2C NE-CC
Description: In this unit, students will examine the ways in which criminal liability is established, and the central factors governing liability; analyse the general principles of criminal law, constituent elements of particular offences and the definition of a range of defences from historical, theoretical and practical context perspectives, with a special focus on male violence; and gain an appreciation of the tensions and perceived prejudices inherent in the criminal law and the criminal justice system. The unit will cover the following: phenomenon of criminal law; violence; capacity; proof; attempts and accessory liability; offences: sexual and non-sexual assault, murder and manslaughter; defences: provocation and self-defence, ‘insanity’ and substantial impairment, automatism, infanticide, intoxication, necessity and duress.
Coordinator: Mr Graeme Coss
Classes: 1x2-hr lecture/week
Assessment: 3000wd essay (50%) and 2hr open-book exam (50%)
Additional Info: Core unit for MCrim students. This unit is an introduction to aspects of criminal law for non-lawyers and is therefore not available to students who have completed a law degree or completed criminal law at a tertiary level.

**LAWS6037 International Import/Export Laws**
Level: 07  Credit Points: 6
Availability: S1C NE-SJ
Description: This unit is a comparative study of international import/export laws. It does not look in detail at Australian law. The material covered in the unit is based on the WTO multilateral agreements which the 159 WTO member countries have adopted and which bind them on the topics covered.

The unit commences with an introduction to the relevant WTO agreements underpinning international import and export laws affecting WTO members. It then provides an introduction to international import dispute mechanisms through the WTO Dispute Settlement Understanding. The Kyoto Convention is then examined to determine the key elements of a modern customs statute. The unit also examines: Free Trade Agreements; anti-dumping duty; discriminatory taxes/laws on imports; markings and intellectual property rights on imported goods; importers' remedies against customs decisions; customs valuation and tariffs; and, customs "post entry" audits.

Coordinator: Adj Prof Alan Bennett
Classes: 1x2-hr lecture/week
Assessment: class assignments (10%), mid-semester take-home exam (25%) and final semester take-home exam (65%)

**LAW6079 Discrimination in the Workplace**
Level: 07  Credit Points: 6
Availability: S1CIMY BM-CC

Description: In this unit we examine the nature of discrimination in the workplace and the legal response to it in Australia. We start by considering the theoretical perspectives on equality that underpin our legislation and ideas about effective regulation. We then examine the anti-discrimination law as applied in respect of a number of different grounds of discrimination - such as race, sex, disability, and family responsibilities - reviewing recent cases and current issues. We also discuss enforcement mechanisms and processes under anti-discrimination legislation and what, if any, effect the legislation has had on workplace processes and culture. While NSW law will be considered, the focus will be on federal legislation, looking at anti-discrimination laws, anti-discrimination provisions in the Fair Work Act 2009 (Cth), and the Workplace Gender Equality Act 2012 (Cth).

Coordinator: Assoc Prof Belinda Smith
Classes: Intro Class: Apr 26 (6-8) then May 13, 14 & 27, 28 (9-5)
Assessment: Three components of assessment and students can choose the weighting: Regime A - class participation (0%), online short-answer quiz (35%) and 5500 wd essay (65%); or Regime B - class participation (15%), online short-answer quiz (25%) and 5500 wd essay (60%)
Additional Info: MLR students may enrol in this unit before completing LAWS6071 Labour Law

**LAW6041 Environmental Litigation**
Level: 07  Credit Points: 6
Availability: S2CIOC BM-CC

Description: A practical introduction to environmental litigation in Australia with a focus on the role of specialist courts and tribunals, especially the Land and Environment Court of New South Wales, both domestically and, where appropriate, overseas. The range of civil and criminal litigation arising in environmental law will be explored, to enable the role and efficacy of environmental litigation to be considered. Reflecting the course's practical focus the conduct of environmental litigation from commencing a case through to running a hearing in a court will be explored.

Coordinator: Justice Nicola Pain, Justice Rachel Pepper
Classes: Oct 4-7 (9-5)
Assessment: 4000wd assignment on a practical task/topic (50%), 4000wd essay (50%)
Additional Info: This unit replaced LAWS6041 Environmental Dispute Resolution

**LAW6044 Environmental Law and Policy**
Level: 07  Credit Points: 6
Availability: S1CIMR BM-CC; S2CIAU BM-CC

Description: The aim of the unit is to introduce students 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 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.

Coordinator: Assoc Prof Ed Couzens, Dr Gerry Bates
Classes: Group A (S1CIMR): Mar 9-12, Group B (S2CIAU): Aug 3-6
Assessment: Presentation and 2000wd essay (25%) and 6000wd essay (75%)
Additional Info: Environmental Law students must complete LAWS6252 and this core unit prior to enrolling in other law elective units.
Prohibitions: LAWS3430 or LAWS5130
Assumed Knowledge: LAWS6252

**LAW6047 Law of the Sea**
Level: 07  Credit Points: 6
Availability: S1CIAP BM-CC

Description: This unit is a comparative study of international import/export laws. It does not look in detail at Australian law. The material covered in the unit is based on the WTO multilateral agreements which the 159 WTO member countries have adopted and which bind them on the topics covered.

The unit commences with an introduction to the relevant WTO agreements underpinning international import and export laws affecting WTO members. It then provides an introduction to international import dispute mechanisms through the WTO Dispute Settlement Understanding. The Kyoto Convention is then examined to determine the key elements of a modern customs statute. The unit also examines: Free Trade Agreements; anti-dumping duty; discriminatory taxes/laws on imports; markings and intellectual property rights on imported goods; importers' remedies against customs decisions; customs valuation and tariffs; and, customs "post entry" audits.

Coordinator: Adj Prof Alan Bennett
Classes: 1x2-hr lecture/week
Assessment: class assignments (10%), mid-semester take-home exam (25%) and final semester take-home exam (65%)

**LAW6048 Explaining Crime**
Level: 07  Credit Points: 6
Availability: S1C NE-CC

Description: 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.

Coordinator: Prof Murray Lee
Classes: 1x2-hr lecture/week
Assessment: take-home exam (30%), class presentation (10%) and 3500wd essay (60%)
Additional Info: Core unit for MCrim and GradDipCrim students and co-requisite for other criminology elective units.

LAWS6052 Govt Regulation, Health Policy and Ethics
Level: 07  Credit Points: 6
Availability: S2CIAU BM-CC
Description: This unit examines government regulation of health care, drugs, resource allocation, medical research and professional practice. With regard to each area of government decision-making, issues are analysed by reference to the inter-play between social goals, human rights, legal rights and ethical considerations. Topics covered include the constitutional and statutory sources of government power with respect to health care: regulatory models and reform of public health legislation; therapeutic goods legislation; pharmaceutical benefits and the pharmacy industry; immunisation, notifiable diseases and public health emergencies; human tissue legislation; discipline of health professionals; health care complaints tribunals; a right to health care; ethical theories in law and medicine; the ethics of human experimentation; and ethics committees.
Coordinator: Prof Cameron Stewart
Classes: Aug 4, 5 & 11, 12 (9-5)
Assessment: 7500wd essay (100%) or 2x3750wd essays (2x50%)
Additional Info: MHL students may select this unit as one of the three core units required in addition to LAWS6252 or LAWS6881.

LAWS6054 Health Care and Professional Liability
Level: 07  Credit Points: 6
Availability: S1CIMA BM-CC
Description: 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 professions; 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.
Coordinator: Prof Cameron Stewart
Classes: Apr 28, 29 & May 26, 27 (9-5)
Assessment: class presentation (10%) and 2000wd class paper (30%) and assignment (60%)
Additional Info: Core unit for GradDipPubHL students. MHL students may select this unit as one of the three core units required in addition to LAWS6252 or LAWS6881.

LAWS6055 Heritage Law
Level: 07  Credit Points: 6
Availability: S2CISE BM-CC
Description: This unit focuses on the conservation of natural and cultural heritage, including intangible heritage, underwater heritage, movable heritage and Australian Aboriginal heritage. International, national, state and local regimes for heritage conservation are examined and considered in the context of broader environmental decision making. An important theme of the unit is the relationship between human rights and heritage protection as an intrinsic part of the human rights framework. Through the use of case studies, the unit aims to bring together a range of interdisciplinary strands in archaeology, anthropology, cultural and natural history, art, architecture and urban planning, and to weave them into a framework for the legal protection of world, national, state and local heritage.
Coordinator: Mr Jeff Smith
Classes: Sep 2, 3 & 9, 10 (9-5)
Assessment: essay proposal and class presentation (20%), 7000wd essay (80%)

LAWS6058 Information Rights in Health Care
Level: 07  Credit Points: 6
Availability: S2CISE BM-CC
Description: This unit deals with the rights to information in the modern health care system. The unit will focus on consent to treatment and its relation to medical liability, 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.
Coordinator: Dr Belinda Reeve
Classes: Intro Class: Sep 5 (6-8) then Sep 8, 9 & 29, 30 (9-4.30)
Assessment: class presentation and 1500wd paper (20%) and assignment (80%)
Additional Info: Core unit for GradDipHL students. MHL students may select this unit as one of the three core units required in addition to LAWS6252 or LAWS6881.

LAWS6059 International Business Law
Level: 07  Credit Points: 6
Availability: S1CIMR BM-CC
Description: The objective of this unit is to provide students 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.
Coordinator: Prof Gabriel Moens
Classes: Mar 11, 12 & 18, 19 (9-5)
Assessment: 3500wd essay (50%) and 1hr exam (50%) or 2hr exam (100%)
Textbook: Burnett and Bath, Law of International Business in Australasia ( Federation press, 2009)
Additional Info: Core unit for MntBus&L students. This unit is available as one of the core units for GradDiplBusLaw students.
Assumed Knowledge: LAWS6252

LAWS6060 International Commercial Arbitration
Level: 07  Credit Points: 6
Availability: S2CIOC BM-CC
Description: This unit introduces students to the preferred method of resolving international commercial disputes. It aims primarily to: (a) outline key principles in the law of international commercial arbitration, and (b) discuss a range of cutting-edge legal issues raised in international commercial arbitration, to nurture a sophisticated understanding of the historical development and likely future path of international commercial arbitration. In doing so the unit also briefly compares the burgeoning field of treaty-based investor-state arbitration (examined in more detail in
LAWS6916 International Investment Law. This unit considers how international commercial arbitration relates to litigation and ADR, surveys some of the most important transnational and Australian ‘legislative’ instruments, and introduces major trends. It goes on to consider in detail specific issues including the arbitration agreement; the constitution of the arbitral tribunal; applicable law issues, including consideration of the law governing the arbitration, the role of the seat, and the role of national courts; procedure in international arbitration; the jurisdiction of the arbitral tribunal; the role of arbitral institutions; the arbitral award and challenges to the award; and recognition and enforcement of the award.

Coordinator: Prof Luke Nottage
Classes: Oct 7, 8 & 21, 22 (9-5)
Assessment: take-home exam (40%), 5000wd essay (60%)

LAWS6061 International Environmental Law
Level: 07  Credit Points: 6
Availability: S1CIAP BM-CC
Description: This unit aims to provide an introduction to the framework, concepts, sources and techniques of international environmental law, and to provide an overview of international law responses to current and emerging environmental challenges. The history and framework of international environmental law will be examined before exploring a range of topical international environmental law issues, including atmospheric protection and climate change, hazardous substances and wastes, biodiversity and GMOs, the protection of marine living resources, the protection of freshwater resources and issues concerning trade. The unit will also survey the influence of international environmental law on domestic environmental law through case studies. Overarching themes will include the interdependence of environmental issues, the effects of scientific uncertainty on international environmental regulation, implementation of international environmental obligations between states at different levels of economic development and the need for effectiveness in implementation and enforcement.

Coordinator: Dr Kate Owens
Classes: Apr 15, 16 & 18, 19 (9-5)
Assessment: class participation (20%), 8000wd essay (80%)

Additional Info: Students seeking further study in international environmental law may undertake LAWS6922 Advanced International Environmental Law.

LAWS6062 International Law—the Use of Armed Force
Level: 07  Credit Points: 6
Availability: S1CIAP BM-CC
Description: The objectives of this unit are to understand and gain a sound knowledge of the legal principles and rules governing the resort to armed force by States; be able to analyse a complex factual situation, recognise the issues arising, and determine the international legal rights and responsibilities of the parties involved; and gain awareness and understanding of current issues relating to the use of force and United Nations practice in matters affecting international peace and security. The course looks at the legal principles and rules governing the resort to force by States; operation of the relevant provisions of the United Nations Charter dealing with the use of force, self-defence and collective security; relevant state practice in interpreting the UN Charter; the legal issues arising from the use of force against terrorism; the "Bush Doctrine" of pre-emptive self-defence and its legality under international law; legality of the use of force to assist rebels; the role of the United Nations in relation to the international tribunal; applicable law issues, including consideration of the law governing the arbitration, the role of the seat, and the role of national courts; procedure in international arbitration; the jurisdiction of the arbitral tribunal; the role of arbitral institutions; the arbitral award and challenges to the award; and recognition and enforcement of the award.

Coordinator: Dr Alison Pert
Classes: Apr 8, 9 & 15, 16 (9-5)
Assessment: 3000wd problem question (40%), 5000wd essay (60%)

Prohibition: LAWS3483 or LAWS5183

LAWS6063 World Trade Organization Law I
Level: 07  Credit Points: 6
Availability: S1CIAP BM-CC
Description: This unit is a comprehensive introduction to the law of the World Trade Organization (WTO) and to the context of economics and politics within which the law operates. It can be taken as either a stand-alone introduction to WTO law or to acquire a solid basis for further study of WTO law. (Students 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 topic considers the functions of the WTO through the consideration of some basic economics of trade and of public choice. We review 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 detailed study of the WTO dispute settlement system, under the WTO Understanding on Dispute Settlement, its concepts, procedures and enforcement. We study the framework of rules under the General Agreement on Trade in Services (GATS) and the relationship between regulation of trade in goods and regulation of trade in services; and the rules of the Agreement on Trade-Related Aspects of Intellectual Property (TRIPS), emphasizing patents, copyright and trademarks. 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. We conclude with a synopsis of WTO developments to the present day. This unit is assessed in two ways: an essay on the object and function of the WTO system and its dispute settlement system; and an exam requiring students to apply the basic rules of the GATT, GATS and TRIPS to fact situations.

Coordinator: Dr Brett Williams
Classes: Apr 4, 5 & 11, 12 (9-6)
Assessment: 3000 to 3500wd essay (40%), take-home exam (60%)

Additional Info: This unit replaced LAWS6063 International Trade Regulation
Assumed knowledge: limited knowledge of law of treaties

LAWS6065 Pollution and Contaminated Land
Level: 07  Credit Points: 6
Availability: S1CIMY BM-CC
Description: The aim of this unit is to examine the policy and legislative approaches to pollution control and the wide range of management tools employed to prevent harm and promote ecologically sustainable development. The history and framework of international laws regulating pollution will be examined before exploring a range of topical international law issues in this area, including hazardous substances and wastes, e-waste and marine pollution. The unit will also survey the implementation of international law under domestic environmental law. The unit will then examine a range of regulatory measures for pollution control, waste management and contaminated land in Australia and particularly within New South Wales.

Coordinator: Assoc Prof Ed Couzens, Dr Kate Owens
Classes: May 6, 7 & 13, 14 (9-5)
Assessment: class participation (20%) and 8000-9000wd assignment (80%)
LAW6066 Discretion in Criminal Justice
Level: 07  Credit Points: 6
Availability: S2CIAU BM-CC
Description: This unit looks at the ways in which the exercise of discretionary judgment arises for consideration in the course of the criminal justice process and the ways in which that judgment should be exercised at each stage. It deals with each stage from the reporting or observation of crime, through investigation, arrest, charging, bail, plea, hearing, appeal, retrial and publicity. It describes how actors at each step (citizens, police, prosecutors and judges) confront decision making, the laws (legislation, common law) and, with (judicial and administrative procedures) that apply and provides examples of the exercise of such discretions. It also looks at the place of public commentary (personal, the media and political) in the process. The unit explores nuances in the conduct of any criminal prosecution aside from the application of the letter of the law.
Coordinator: Adj Prof Nicholas Cowdery
Classes: Aug 5, 6 & 19, 20 (9-5)
Assessment: take-home exam (60%) and essay (40%)

LAW6068 Judicial Review-P'ciple, Pol and Procedure
Level: 07  Credit Points: 6
Availability: S2CJL BM-CC
Description: This unit provides a specialised and thematic account of judicial review as one means for making the executive branch of government accountable. It aims to develop an understanding of trends reflected in principles relating to justiciability, standing to seek review, excess of power and abuse of power, and procedural fairness. A critical evaluation of the policy choices which account for development of common law principles is encouraged. The procedures and remedial powers available under statutes which reform the procedure for gaining judicial review are examined, with judicial and administrative procedure compared. A consistent theme is the development of a critical appreciation of the proper relationship between the judicial and executive branches of government.
Coordinator: Prof Margaret Allars
Classes: Jul 22, 23 & Aug 19, 20 (9-5)
Assessment: 7500wd essay or 2x3750wd essays (100%)

LAW6071 Labour Law
Level: 07  Credit Points: 6
Availability: S1CJMP BM-CC
Description: The purpose of this unit is to introduce students to the principles of labour law. It is designed specifically for MLLR students who do not have a law degree or for any students with a law degree who have not recently undertaken an undergraduate labour law course. The goal of the unit is to equip students 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 students to the workplace relations framework including collective bargaining and industrial conflict; the modern role of awards and statutory regulation of wages and conditions.
Coordinator: Assoc Prof Shae McCrystal
Classes: Intro Class: Feb 23 (6-8) then Mar 11, 12 & Apr 1, 2 (9-5)
Assessment: class participation and 1500wd related assignment (20%) and 1.5hr exam (80%)
Additional Info: The unit is compulsory for students enrolled in the MLLR. However, the requirement to take this unit may be waived upon application to the Program Coordinator if the student can demonstrate proficiency in the unit objectives gained through completing a recent undergraduate law unit in labour law or work experience. Credit will not be granted for WORK6116 Employment and the Law and completion of this unit will not be sufficient to obtain an exemption from this MLLR compulsory unit.
Assumed knowledge: LAWS6252
Prohibition: LAWS5146

LAW6077 Legal Research 1
Level: 07  Credit Points: 6
Availability: S1C NE-CC
Description: 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 students), 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 students 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.
Coordinator: Em Prof Terry Carney
Classes: 1x2-hr lecture/week
Assessment: class participation (10%) and 4000-6000wd essay (60%) and critical analysis of another student's research strategy essay (30%)
Additional Info: Core unit for all research degree students. The unit must be undertaken within the first year of candidature. It is not available to coursework students.

LAW6091 Chinese International Taxation
Level: 07  Credit Points: 6
Availability: S2CIAU BM-CC
Description: 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, students 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.
Coordinator: Prof Jinyan Li
Classes: Aug 10-12 & 15 & 16 (9-3.30)
Assessment: class participation (20%), 6000wd essay (80%)
Additional Info: The unit is available to students who have successfully completed either one undergraduate unit of study in tax law or one unit of study in a postgraduate tax program.

LAW6096 Work Health and Safety: Law and Policy
Level: 07  Credit Points: 6
Availability: S2CJL BM-CC
Description: This unit of study is on work health and safety law and practice. Its main focus is on the role of law in preventing workplace injury and death at work, principally by focusing on the Work Health and Safety Act 2011 (NSW), the relevant case law, and the enforcement of the Act. The Work Health and Safety Act 2011 will be placed in its broader context, including the extent of injury and disease
at work, the principles of work health and safety management, changing work arrangements, the history of work health and safety regulation and broader principles of regulatory theory. Regulatory provisions governing health and safety in the mining, transport and clothing, textile and footwear industries will also briefly be examined.

**Coordinator:** Mr Michael Tooma

**Classes:** Jul 8, 9 & 22, 23 (9-5)

**Assessment:** class participation (10%), 3000wd essay (40%) and take-home exam (50%)

**Level:** 07  **Credit Points:** 6

**Availability:** S2C NE-SJ

**Description:** Dispute resolution, and collection and recovery of 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.

**LAW6015 Child Sexual Abuse: Diverse Perspectives**

**Level:** 07  **Credit Points:** 6

**Availability:** S2C NE-CC

**Description:** This unit of study examines the socio-legal complexities of responding to child sexual abuse in society. The unit presents students with a theoretical and multidisciplinary framework for understanding and evaluating contemporary issues relevant to child sexual abuse. More specifically the unit of study will analyse the nature of child sexual abuse and the underlying dynamics of such victimisation. Students will critically evaluate different strategies and models directed at identification and prevention of child sexual abuse and critically analyse legal responses to child sexual victimisation.

**Coordinator:** Assoc Prof Rita Shackel, Prof Judith Cashmore

**Classes:** 1x2-hr lecture/week

**Assessment:** 4500wd essay (60%) and critical review comprising oral presentation (20%) and written paper (20%)

**LAW6109 UK International Taxation**

**Level:** 07  **Credit Points:** 6

**Availability:** S2CIAU BM-CC

**Description:** This unit covers the domestic provisions of UK direct tax 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 UK tax system focusing on cross-border investment and expatriate employment issues and a detailed analysis of the most important legislative and treaty rules of the UK in the international direct 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 company and personal taxation applicable to inbound and outbound transactions in the UK. The unit includes a study of: 1. Overview of the UK 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 including the Australia UK Tax Treaty; 6. EU tax law as it affects the UK.

**Coordinator:** Adj Prof Malcolm Gammie

**Classes:** Aug 3-5 & 9 (9-3.30)

**Assessment:** take-home exam or 7000wd essay (100%)

**LAW6112 Law of Tax Administration**

**Level:** 07  **Credit Points:** 6

**Availability:** S2C NE-SJ

**Description:** 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. Students 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.

**Coordinator:** Assoc Prof Celeste Black

**Classes:** 1x2-hr lecture/week. First class will commence on Jul 20.

**Assessment:** class work (30%) and 2hr exam (70%)

**LAW6118 Taxation of Partnerships and Trusts**

**Level:** 07  **Credit Points:** 6

**Availability:** S2CISE BM-CC

**Description:** This unit examines the socio-legal complexities of advising on tax planning for businesses and individuals. The unit is designed to provide students with a detailed understanding of the taxation of these arrangements. Upon successful completion of this unit, students should have an advanced understanding of the rules governing the taxation of partnerships, trusts, and family groups. The unit covers: 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, income splitting and assignment involving partnerships and trusts.

**Coordinator:** Prof Richard Vann, Adj Prof Karen Rooke

**Classes:** Sep 7-9 & 12-13 (9-3.30)

**Assessment:** in-class assessment (30%) and 2hr exam (70%)

**LAW6122 Workplace Bargaining**

**Level:** 07  **Credit Points:** 6

**Availability:** S2CISE BM-CC

**Description:** This unit will explore the workplace bargaining model under the Fair Work Act 2009 (Cth) within the context of models of collective bargaining used in overseas jurisdictions and Australia’s international obligations. The unit will look at the history of collective bargaining in Australia before examining the legislative framework of agreement making, including the legal rules applicable to making and approving enterprise agreements. The unit will examine the rules that pertain to the process of negotiating an agreement, including the circumstances when an employer can be required to engage in collective bargaining and the good faith requirements that apply during bargaining. The unit will also consider the rules that regulate industrial conflict including protected industrial action, unprotected industrial action and dispute resolution, before considering the difficulties of engaging in collective negotiations outside of the formal legislative framework.

**Coordinator:** Assoc Prof Shae McCrystal (Coordinator), Honourable Iain Ross

**Classes:** Intro Class: Aug 23 (6-8) then Sep 9, 10 & 23, 24 (9-5)

**Assessment:** class participation and presentation (25%) and 6000wd essay (75%)

**Level:** 07  **Credit Points:** 6

**Availability:** S1CIMY BM-CC

**Description:** This unit will explore the workplace bargaining model under the Fair Work Act 2009 (Cth) within the context of models of collective bargaining used in overseas jurisdictions and Australia’s international obligations. The unit will look at the history of collective bargaining in Australia before examining the legislative framework of agreement making, including the legal rules applicable to making and approving enterprise agreements. The unit will examine the rules that pertain to the process of negotiating an agreement, including the circumstances when an employer can be required to engage in collective bargaining and the good faith requirements that apply during bargaining. The unit will also consider the rules that regulate industrial conflict including protected industrial action, unprotected industrial action and dispute resolution, before considering the difficulties of engaging in collective negotiations outside of the formal legislative framework.

**Coordinator:** Assoc Prof Shae McCrystal (Coordinator), Honourable Iain Ross

**Classes:** Intro Class: Aug 23 (6-8) then Sep 9, 10 & 23, 24 (9-5)

**Assessment:** class participation and presentation (25%) and 6000wd essay (75%)

**Level:** 07  **Credit Points:** 6

**Availability:** S1CIMY BM-CC

**Description:** This unit will explore the workplace bargaining model under the Fair Work Act 2009 (Cth) within the context of models of collective bargaining used in overseas jurisdictions and Australia’s international obligations. The unit will look at the history of collective bargaining in Australia before examining the legislative framework of agreement making, including the legal rules applicable to making and approving enterprise agreements. The unit will examine the rules that pertain to the process of negotiating an agreement, including the circumstances when an employer can be required to engage in collective bargaining and the good faith requirements that apply during bargaining. The unit will also consider the rules that regulate industrial conflict including protected industrial action, unprotected industrial action and dispute resolution, before considering the difficulties of engaging in collective negotiations outside of the formal legislative framework.

**Coordinator:** Assoc Prof Shae McCrystal (Coordinator), Honourable Iain Ross

**Classes:** Intro Class: Aug 23 (6-8) then Sep 9, 10 & 23, 24 (9-5)

**Assessment:** class participation and presentation (25%) and 6000wd essay (75%)

**Level:** 07  **Credit Points:** 6

**Availability:** S1CIMY BM-CC

**Description:** This unit will explore the workplace bargaining model under the Fair Work Act 2009 (Cth) within the context of models of collective bargaining used in overseas jurisdictions and Australia’s international obligations. The unit will look at the history of collective bargaining in Australia before examining the legislative framework of agreement making, including the legal rules applicable to making and approving enterprise agreements. The unit will examine the rules that pertain to the process of negotiating an agreement, including the circumstances when an employer can be required to engage in collective bargaining and the good faith requirements that apply during bargaining. The unit will also consider the rules that regulate industrial conflict including protected industrial action, unprotected industrial action and dispute resolution, before considering the difficulties of engaging in collective negotiations outside of the formal legislative framework.

**Coordinator:** Assoc Prof Shae McCrystal (Coordinator), Honourable Iain Ross

**Classes:** Intro Class: Aug 23 (6-8) then Sep 9, 10 & 23, 24 (9-5)

**Assessment:** class participation and presentation (25%) and 6000wd essay (75%)

**Level:** 07  **Credit Points:** 6

**Availability:** S1CIMY BM-CC
Description: The unit examines transfer pricing law and practice in Australia and globally. Transfer pricing continues to be rated by tax directors as the number one international tax issue they face. The release of the revised OECD Transfer Pricing Guidelines for Multinational Enterprises and Tax Administrations in 2010 and the ongoing projects, the rewrite of the Australian transfer pricing legislation, 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.

Coordinator: Ms Melissa Heath
Classes: May 18-20 & 23, 24 (9-3.30)
Assessment: 3000wd assignment (30%) and 2hr exam (70%)

LAW6125 Taxation of Corporate Finance
Level: 07  Credit Points: 6
Availability: S1 CIAP BM-CC
Sessions Excluded From Module Registration:
Description: The unit will analyse the current law on the tax treatment of the principal forms of raising corporate finance from sources both in Australia and offshore, in Australian and foreign currencies, and of hedging the various exposures that a taxpayer may have from of its fund-raising and investments. The unit will consider the taxpayer’s position both within and outside the TOFA regime. Common forms of innovative financial instruments will be examined, including debt, equity and hybrid instruments, forward and futures contracts, derivative instruments, and various asset-based forms of corporate financing. Selected non-resident withholding tax issues will be examined.
Coordinator: Prof Graeme Cooper
Classes: 1x2-hr lecture/week
Assessment: classroom (30%) and 2hr exam or 7000wd essay (70%)
Additional Info: First class commences Feb 29

LAW6127 Taxation and Regulation of Superannuation
Level: 07  Credit Points: 6
Availability: S1C NE-SJ
Description: This unit offers a detailed examination of the regulatory and tax rules affecting the superannuation industry in Australia. The unit will analyse the statutory regulatory framework and the background rules of trust law, how they apply to different industry segments such as SMSFs, APRA regulated funds and constitutionally-protected funds, and how they affect issues such as fund structure and management, duties of trustees, benefit types, investment strategies, the resolution of disputes and so on. The unit will also consider in detail how the income tax, FBT and SGC regimes apply to amounts flowing into and out of the superannuation system (contributions, fund income and expenses, and benefits provided in various forms) for the various participants in the industry (employers, trustees, members, their dependents and estates, external providers). The unit will be taught through the analysis of a series of case studies discussed in detail in each seminar.
Coordinator: Mr Shayne Carter
Classes: 1x2-hr lecture/week
Assessment: 3000wd assignment (30%) and 2hr exam (70%)
Prohibitions: LAW6213

LAW6128 Comparative International Taxation
Level: 07  Credit Points: 6
Availability: S1CIAP BM-CC
Description: 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. Students should gain an understanding of the different approaches that countries have taken in the development of their international tax rules.
Coordinator: Prof Brian Arnold
Classes: Apr 21, 22 & 26, 27 (9-5)
Assessment: 7000wd essay or take-home exam (100%)

LAW6129 Taxation of Offshore Operations
Level: 07  Credit Points: 6
Availability: S2C NE-SJ
Description: This unit examines Australia’s rules for taxing the income earned from offshore operations. The unit examines the taxation of conducting business and holding investments offshore through foreign branches, companies, trusts, partnerships, and hybrid entities. It also examines the repatriation of profits from these entities, the treatment of the cost of financing these operations and the consequences of offshore reorganisations and relocations. The unit examines in detail Australia’s CFC rules, transferor trust regime, the FITO regime, thin capitalisation rules and foreign hybrid rules.
Coordinator: Prof Graeme Cooper
Classes: 1x2-hr lecture/week
Assessment: assignment (30%), 2hr exam (70%)

LAW6130 Dispute Resolution in Australia
Level: 07  Credit Points: 6
Availability: S2CIJL BM-CC
Departmental Permission Sessions: S2CIJL BM-CC
Description: The unit is designed to give students a broad understanding of the theory, policy and practice of ADR. It will enable students 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.
Coordinator: Prof Tania Sourdin
Classes: Jul 7, 8 & 14, 15 (9-5)
Assessment: 3000wd essay (50%) and take-home exam (50%)
Additional Info: This is not a skills unit and students will not be trained as negotiators or mediators. This unit has a restricted class size.

LAW6138 Internat Fin Transactions: Law and Prac
Level: 07  Credit Points: 6
Availability: S1CIMR BM-CC
Description: International financial markets are front page news. From GFC litigation to the sovereign debt crises, the hedge funds and rating agencies, there is no escape. This unit has a profoundly practical perspective, yet also addresses regulatory reform in an international context, and how it relates to the markets. Key pillars of the unit include lending, capital markets and the derivative markets. Within each pillar specific financial products are analysed, both from a legal and structuring perspective. We look at lending and how to negotiate a term sheet. Securitisation and covered bonds are topics of discussion in the capital market sphere. We will also look at the international reform of the
derivatives market and its impact on documentation. Insight is given into credit derivatives. Investor litigation is also a prominent feature of the unit. Guest lecturers from the industry present to provide a broad perspective. Case studies and a negotiation session are included as well, making this a both challenging and exciting unit. No prior experience in the financial markets is required.

Coordinator: Mr Jan Job de Vries Robbé
Classes: Mar 10, 11 & 15, 16 (9-4)
Assessment: class participation (10%) and 8000wd essay (90%)

LAW6140 Corp Soc Responsibility: Theory/Pol
Level: 07 Credit Points: 6
Availability: S2CJL BM-CC
Description: Today there is an apparent consensus in favour of corporate responsibility, as reflected in instruments such as ASX Principle 3 ("Act ethically and responsibly"), but behind the appearance of consensus lie difficult questions of principle, policy and practical application. This unit aims to equip participants to engage in a sophisticated manner in the analysis of such questions. The seminar is organized around two broad themes. First, the seminar will examine corporate responsibility in the traditional sense of the consideration that corporations may be expected to give to the impact of their activities have on society, even as they strive to earn profits for their shareholders. Topics include environmental responsibility, corporate philanthropy, and the respective roles of directors, managers and shareholders. Second, the seminar will deal with current debates about the rights and responsibilities that arise from corporate personhood, including those concerning corporate criminal responsibility, corporate political participation, and the status of corporations under international law. Participants will learn to work with relevant primary and secondary legal materials, including materials from selected foreign jurisdictions, especially in North America. They will also become familiar with the conceptual tools available from various interdisciplinary perspectives (e.g., law, economics, philosophy, politics) for analysing problems of corporate responsibility.
Coordinator: Assoc Prof Ian B Lee
Classes: Jul 21, 22 & 28, 29 (9-4)
Assessment: class participation (15%) and assignment (10%) and 6000wd essay (75%)
Additional Info: Available to MLLR students who commence after Jan 2015.

LAW6141 Asia Pacific Environmental Law
Level: 07 Credit Points: 6
Availability: S2CJOC BM-CC
Description: In this unit, the environmental law and policy of selected countries and regional organisations in the Asia Pacific will be studied against the background of relevant international environmental law and institutions. 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); South Asian Region (South Asian Association of Regional Cooperation [SAARC] Countries). In relation to each region, the implications of international and regional environmental law and institutions will be explored, followed by country specific case studies involving a range of issues such as biodiversity, access to modern energy services, natural resources and environmental planning; industrial pollution; environmental impact assessment; climate change; and protection of the marine and coastal environment. Case studies on regional environmental issues such as ASEAN Haze will also be included.
Coordinator: Dr Saiful Karim, Dr Manuel Soils
Classes: Oct 26-29 (9-5)
Assessment: class participation (20%), 7000wd essay (80%)

LAW6147 Independent Research Project
Level: 07 Credit Points: 6
Availability: S1C SU-CC; S2C SU-CC
Departmental Permission Sessions: S1C SU-CC; S2C SU-CC
Sessions Excluded From Module Registration:
Description: The goal of this unit of study is to provide students 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. Please refer to the Sydney Law School website for details on eligibility criteria and application material.
Coordinator: Supervised by an appointed Sydney Law School academic member
Assessment: 8000 to 10,000wd research project (100%)
Additional Info: Closing date 30 September (Semester 1) and 30 April (Semester 2)

LAW6149 Legal Pluralism in Southeast Asia
Level: 07 Credit Points: 12
Availability: S2CJIL BM-ID
Departmental Permission Sessions: S2CJIL BM-ID
Description: This unit will be taught offshore with the cooperation of Gadjah Mada University (Yogyakarta, Indonesia) and International Islamic University (Kuala Lumpur, Malaysia). These institutions will provide guest lecturers. These institutions can be contacted through Prof Simon Butt and Dr Salim Farrar. Students must register their attendance before enrolling. For further information, please visit http://sydney.edu.au/law/cstudent/offshore/index.shtml
Registration enquiries law.offshore@sydney.edu.au
Enrolment enquiries law.postgraduate@sydney.edu.au
Coordinator: Prof Simon Butt, Assoc Prof Salim Farrar
Classes: Jul 11-15 (Malay) & Jul 18-22 (Indon)
Practical Work: field school in Indonesia/Malaysia
Assessment: class participation (10%), take-home exam (40%), 8000wd essay (50%)
Additional Info: This unit will be taught offshore with the cooperation of Gadjah Mada University (Yogyakarta, Indonesia) and International Islamic University (Kuala Lumpur, Malaysia). These institutions will provide guest lecturers. These institutions can be contacted through Assoc Prof Simon Butt and Dr Salim Farrar. Students must register their attendance before enrolling. For further information, please visit http://sydney.edu.au/law/caplus Registration enquiries law.offshore@sydney.edu.au
Enrolment enquiries law.postgraduate@sydney.edu.au

LAW6153 Comparative Corporate Taxation
Level: 07 Credit Points: 6
Availability: S1CIMR BM-CC
Description: Globalisation is driving corporate tax systems closer together and often into conflict. For many tax practitioners, it is now not enough to know their own corporate tax system - they must grapple with and question the operation of other corporate tax systems. This unit seeks to develop an ability to understand and analyze any corporate tax system and assess its impact on corporate decision making. With a dedicated textbook (written by the presenter), it does this by comparing a number of influential and archetypal corporate tax systems (both common law and civil law) and assessing their behaviour in the context of a number of practical problems. For tax professionals, the unit develops an ability to ask direct and informed questions about a foreign corporate tax system and discuss that system at a high level with foreign tax professionals. Topics include: corporate entities and hybrids, groups, interface with accounting, service companies, debt vs. equity, dividend relief, cross-border issues, incorporation, takeovers, trading in loss companies, share buy-backs,
and practice of international human rights law - a field of
Description: This unit introduces students to the principles
Availability: S2CIAU BM-CC
Assessment: 2hr exam or 7000wd essay (100%)

LAWS6159 Insolvency Law
Level: 07 Credit Points: 6
Availability: S2CJL BM-CC
Description: The unit provides an introduction to the mainly statutory law regulating bankrupt individuals and insolvent companies to be found in the Bankruptcy Act 1966 and Corporations Act 2001. It explores the objectives and key principles of insolvency law, the pari passu principle, the various forms of insolvent administration including informal workouts, bankruptcy, liquidation, receivership, voluntary administrations, and administrations of trusts. The unit also considers cross border insolvency and the Cross Border Insolvency Act 2008. The impact of the PPSA on insolvency is also analysed. The unit involves a significant component of statutory interpretation.
Coordinator: Prof John Stumbles
Classes: Jul 7, 8 & 14, 15 (9-5)
Assessment: assignment (50%), 4000wd essay (50%)
Additional Info: This unit replaced LAWS6159 Corporate Insolvency Law.
Prohibition: CLAW6006 or LAWS3403 or LAWS3445 or LAWS5103
Assumed knowledge: law degree with good background in Australian corporate law

LAWS6161 International Human Rights
Level: 07 Credit Points: 6
Availability: S2CIAU BM-CC
Description: This unit introduces students 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 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 this question, students 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, 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, students 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.
Coordinator: Dr Peter Harris
Classes: Mar 21-24 (9-5)
Assessment: 2hr exam or 7000wd essay (100%)
Prohibition: LAWS6169 Capital Gains Tax

LAWS6167 International Law II
Level: 07 Credit Points: 6
Availability: S1CIMY BM-CC; S2C NE-CC
Description: This unit of study consolidates and builds upon knowledge gained in LAWS6243 International Law I. The relationship between international law and domestic law is explored in depth, both in a comparative perspective and with reference to the impact of international law on Australian law and legal institutions. The unit also addresses specialist topics not covered, or only briefly covered, in LAWS6243 International Law I, such as more detailed examination of the limits of state jurisdiction, the role of the individual in international law, international human rights, and the right of states to respond to international wrongs. Other topics of current interest in public international law will also be examined, with students given an appreciation of the role and relevance of international law in major events in contemporary international affairs.
Coordinator: S1CIMY (Group A): Mr Simeon Beckett; S2C (Group B): Dr Alison Pert
Classes: May 11-13 & 16, 17 (9-3.30)
Assessment: 3000wd take-home exam (40%) and 5000wd essay (60%)
Additional Info: Compulsory core unit for MIL and GradDiplLaw students. This unit replaced LAWS6167 International Law and Australian Institutions.
Assumed knowledge: LAWS6243

LAWS6169 Capital Gains Tax
Level: 07 Credit Points: 6
Availability: S1CIMY BM-CC
Description: Most matters handled by legal and accounting professionals have Capital Gains Tax ("CGT") implications - ranging from a simple conveyance or will, to a real estate development or litigation settlement. CGT is a major issue for all taxpayers and their advisors because the pervasive reach of the CGT provisions means that even straightforward commercial and domestic transactions often give rise to complex CGT issues. This unit examines the basic structure and core concepts of the CGT, and the specialist provisions that apply in a range of commercial and non-commercial contexts, such as the formation and sale of a business, conveyancing and property development, commercial and family litigation, and the settlement and administration of trusts.
Coordinator: Prof Michael Dirkis
Classes: May 11-13 & 16, 17 (9-3.30)
Assessment: in-class assessment (30%) and 2hr exam (70%)

LAWS6171 US International Taxation
Level: 07 Credit Points: 6
Availability: S1CIMY BM-CC
Description: The object of this unit is to provide an overview of the income tax system of the US with a focus on the most important legislative and treaty rules of the US in the international income tax area, especially in dealings with Australia. The unit will examine both the policies behind the US taxation of international transactions as well as the rules and principles of income tax law applicable to inbound and outbound transactions in the US.
Coordinator: Prof Ethan Yale
Classes: May 11-13 & 16, 17 (9-3.30)
Assessment: 2hr exam (100%)

LAWS6177 Tax Treaties
Level: 07 Credit Points: 6
Availability: S1CIMY BM-CC
Description: This unit is designed to study the policy, detailed rules and practical application of Australia's international tax treaties against the background of the OECD Model Tax Convention on Income and on Capital. Upon successful completion of this unit a student should
have an advanced understanding of the policies underlying 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 tax treaties;
interpretation of tax treaties; and selected articles of the
OECD Model and Australian tax treaties.
Coordinator: Prof Richard Vann
Classes: May 4-6 & 9, 10 (9-3.30)
Assessment: classwork (30%) and 2hr exam or 7000wd
essay (70%)

**LAW6182 Independent Research Project A**
Level: 07  Credit Points: 6
Availability: S1C SU-CC; S2C SU-CC
Departmental Permission Sessions: S1C SU-CC; S2C SU-CC
Description: The goal of this unit of study is to provide
students 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. Please refer to the Sydney Law School
website for details on eligibility criteria and application
material.
Coordinator: Supervised by an appointed Sydney Law School
academic member
Assessment: 15,000 to 20,000wd research project (100%)
Additional Info: Closing date 30 September (Semester 1)
and 30 April (Semester 2). Students must complete both
LAW6182 and LAW6183 within one or two semesters.
Compulsory Co-requisites: LAW6183

**LAW6183 Independent Research Project B**
Level: 07  Credit Points: 6
Availability: S1C SU-CC; S2C SU-CC
Departmental Permission Sessions: S1C SU-CC; S2C SU-CC
Description: Please refer to LAWS6182 Independent
Research Project A.
Coordinator: Supervised by an appointed Sydney Law School
academic member
Assessment: 15,000 to 20,000wd research project (100%)
Additional Info: Closing date 30 September (Semester 1)
and 30 April (Semester 2). Students must complete both
LAW6182 and LAW6183 within one or two semesters.
Compulsory Co-requisites: LAW6182

**LAW6184 International Law Research Project A**
Level: 07  Credit Points: 6
Availability: S1C SU-CC; S2C SU-CC
Departmental Permission Sessions: S1C SU-CC; S2C SU-CC
Description: The goal of this unit of study is to provide
Master of International Law students 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 Program Coordinator. Please refer to the
Sydney Law School website for details on eligibility criteria
and application material.
Coordinator: Supervised by an appointed Sydney Law School
academic member
Assessment: 15,000 to 20,000wd research project (100%)
Additional Info: Closing date 30 September (Semester 1)
and 30 April (Semester 2). Students must complete both
LAW6184 and LAW6185 within one or two semesters.
Compulsory Co-requisites: LAW6185

**LAW6185 International Law Research Project B**
Level: 07  Credit Points: 6
Availability: S1C SU-CC; S2C SU-CC
Departmental Permission Sessions: S1C SU-CC; S2C SU-CC
Description: Please refer to LAWS6184 International Law
Research Project A.
Coordinator: Supervised by an appointed Sydney Law School
academic member
Assessment: 15,000 to 20,000wd research project (100%)
Additional Info: Closing date 30 September (Semester 1)
and 30 April (Semester 2). Students must complete both
LAW6184 and LAW6185 within one or two semesters.
Compulsory Co-requisites: LAW6184

**LAW6187 Functional Analysis of Law and Soc Control**
Level: 07  Credit Points: 6
Availability: S1C NE-CC
Description: This unit examines the largely diffuse concepts
of social control and the functions of law and proposes a
more specific approach to legal theory which incorporates
the latest findings of socio-legal research on the social
effects of law. As a result of this discussion, a more specific
concept of social control and an explanatory assessment of
the social effects of law, including its political use, are
presented with their theoretical implications for legal and
political systems and applied, as examples, to historically
and societally varied situations.
Coordinator: Assoc Prof Alex Ziegert
Classes: 1x2-hr lecture/week
Assessment: 2000wd research note (40%), 5000wd essay (60%)
Additional Info: This unit replaced LAWS6187 Aspects of Law
and Social Control.

**LAW6192 Young People, Crime and the Law**
Level: 07  Credit Points: 6
Availability: S2CIAU BM-CC
Description: The unit aims to provide a broad overview of the
functioning of the juvenile justice system and its
relationship to juvenile offending. There is a specific
emphasis on NSW in terms of understanding the operation of
a particular system, however reference is frequently made
to the wider Australian and international context. The unit
analyses the historical development of a separate system of
juvenile justice and the system of ideas about juvenile
delinquency as distinct entities separable from broader
notions of criminality and criminal justice. The unit also
analyses the contemporary nature of juvenile crime and
specific issues in relation to offending, policing, community-
based corrections and detention centres. Social relations
which mediate between the juvenile justice system and
young people will be investigated through a focus on gender,
race and class. The broader political determinants
surrounding the operation of the juvenile justice system and
moral panics in relation to juvenile offending will also be
examined. The unit aims to develop a critical understanding
of the link between theory and juvenile justice policy, and
to develop an appreciation of the multi-disciplinary nature of
criminological explanation.
Coordinator: Dr Garner Clancey, Prof Murray Lee
Classes: Aug 12, 13 & 26, 27 (9-5)
Assessment: class presentation (10%), 3000wd essay
(40%), take-home exam (50%)
Additional Info: This unit replaced LAWS6069 Juvenile
Justice
Prohibition: LAWS6069

**LAW6193 Criminal Justice: Prevention and Control**
Level: 07  Credit Points: 6
Availability: S1CIMR BM-CC
Description: 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. The unit examines
different ways of thinking about criminal justice, such as
a means of order maintenance, dispute resolution, or risk
management, and the shifting focus towards the prevention
of future harms. Specific topics may include: restorative justice specialist courts, privatisation and contractualism, security, policing, and approaches to crime prevention and community safety.

Coordinator: Dr Garner Clancy
Classes: Mar 11, 12 & Apr 22, 23 (9-5)
Assessment: 1500wd seminar paper (35%) and 5000wd essay (65%)

**LAW6194 Punishment**

Level: 07  Credit Points: 6
Availability: S1CIAP BM-CC
Description: 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, insolvency and (or are not), privatisation in immigration detention and various new forms of involuntary confinement, and the impact of law and order politics on punishment.

Coordinator: Prof Gail Mason
Classes: Mar 4, 5 & 18, 19 (9-5)
Assessment: assignment (30%), 5000wd essay (70%)

**LAW6209 Australian International Taxation**

Level: 07  Credit Points: 6
Availability: S1C NE-SJ
Description: 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, 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 focuses on the international tax rules in Australia’s domestic law. Although the role of double tax treaties is introduced, double tax treaties are covered in the companion unit Tax Treaties. Students 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.

Coordinator: Prof Michael Dirks
Classes: 1x2-hr lecture/week. First class commences Feb 24.
Assessment: in-class assessment (30%) and 2hr exam (70%)

**LAW6214 Goods and Services Tax Principles A**

Level: 07  Credit Points: 6
Availability: S1CI MR BM-CC
Description: This unit introduces the key concepts that underpin the Australian GST, the policies underlying the tax, and the way those policies are (or are not) reflected in the design of the GST law. The aim is to give participants a working knowledge of the operation of the GST law and an awareness of the practical problems encountered in practice, informed by an understanding of the way in which the law is intended to operate. The unit will commence with an examination of the basic design features of value added taxes in general and of Australia’s GST in particular. It will then examine the core elements of the GST law, including: the taxpayer (entities, enterprises), and the obligation to register for GST, the liability for tax on supplies made for consideration; the value of taxable supplies and the amount of GST payable on supplies; the entitlement to input tax credits and the range of subsequent adjustments that may be required; attributing GST and input tax credits to tax periods; adjustments for adjustment events; basic principles of GST-free and input taxed supplies (including an introduction to real property transactions and intermediation services, primarily focussing on financial supplies); basic cross-border issues, including the treatment of imports and exports.

Coordinator: Prof Rebecca Millar
Classes: Mar 16-18 & 21, 22 (9-4)
Assessment: class work/test (35%) and 2hr closed book exam (with pre-released exam questions) (65%). A research essay may be undertaken in lieu of the exam with the permission of the Unit Coordinator.

**LAW6218 International Humanitarian Law**

Level: 07  Credit Points: 6
Availability: S2CISE BM-CC
Description: 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).

Coordinator: Dr Emily Crawford
Classes: Sep 9, 10 & 23, 24 (9-5)
Assessment: class participation (20%) and 8000wd essay (80%)
Prohibition: LAWS3483 or LAWS5183

**LAW6222 Corporate Governance**

Level: 07  Credit Points: 6
Availability: S1CIAP BM-CC
Description: This unit will explore a range of recent trends and issues in corporate governance including: the link between corporate scandals and corporate law reform; the board and independent directors; principles-based versus rules-based regulation; shareholder empowerment and institutional investor activism; takeovers and the regulation of executive pay. The unit will examine these issues from a comparative legal perspective, analysing fundamental differences in corporate governance structure and techniques in a range of jurisdictions, including the US, UK, Germany, China and Australia.

Coordinator: Prof Jennifer Hill
Classes: Apr 7, 8 & 13, 14 (9-4)
Assessment: general class participation and specialised seminar discussion (20%), class quiz (written) to be held on Day 4 (20%) and essay or take-home exam (60%)

**LAW6233 Criminology Research Project A**

Level: 07  Credit Points: 6
Availability: S1C SU-CC; S2C SU-CC
Departmental Permission Sessions: S1C SU-CC; S2C SU-CC
Description: The goal of this unit of study is to provide Master of Criminology students 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 Program Coordinator. Please refer to the
Sydney Law School website for details on eligibility criteria and application material.
Coordinator: Supervised by an appointed Sydney Law School academic member
Assessment: 15,000 to 20,000wd research project (100%)
Additional Info: Closing date 30 September (Semester 1) and 30 April (Semester 2). Students must complete both LAWS6233 and LAWS6234 within one or two semesters.
Compulsory Co-requisites: LAWS6234

LAWS6234 Criminology Research Project B
Level: 07  Credit Points: 6
Availability: S1C SU-CC; S2C SU-CC
Departmental Permission Sessions: S1C SU-CC; S2C SU-CC
Description: Please refer to LAWS6233 Criminology Research Project A
Coordinator: Supervised by an appointed Sydney Law School academic member
Assessment: 15,000 to 20,000wd research project (100%)
Additional Info: Closing date 30 September (Semester 1) and 30 April (Semester 2). Students must complete both LAWS6233 and LAWS6234 within one or two semesters.
Compulsory Co-requisites: LAWS6233

LAWS6243 International Law I
Level: 07  Credit Points: 6
Availability: S1CIMR BM-CC; S2C NE-CC
Description: This unit provides an introduction to public international law. Its purpose is to ensure that students have a thorough understanding of the core principles and problems of, and contemporary issues in, international law. The unit covers the following topics: nature and scope of public international law, sources of public international law, international legal personality, the law of treaties, how title to territory is acquired, state jurisdiction in international law, immunity from jurisdiction, state responsibility for international wrongs, dispute settlement, and the legality of the use of force.
Coordinator: Dr Alison Pert
Classes: S1CIMR (Group A): Mar 11, 12 & 18, 19 (9-5); S2C (Group B): 1x2-hr lecture/week
Assessment: 4000wd essay (50%) and take-home exam (50%)
Additional Info: This unit replaced LAWS6243 Public International Law. This unit is compulsory for MIL and GradDiplIntLaw students who have not completed any previous study in international law and must be taken during the first semester of candidature. This unit is not available to MLawIntDev students who have been granted a reduced volume of learning. This unit is available as one of the core units for GradDiplIntBusLaw students.
Prohibitions: LAWS5005

LAWS6244 Taxation of Corporate Groups
Level: 07  Credit Points: 6
Availability: S2CIAU BM-SJ
Description: The object of this unit is to examine the policy and practical issues that arise in the tax consolidation regime in Australia. The unit covers: policy and history of grouping and consolidation; entry into consolidation; effects of consolidation; exit from consolidation; losses and bad debts in consolidation; and international rules in consolidation including MEC groups.
Coordinator: Prof Richard Vann
Classes: Classes are scheduled every Tue and Thur (6-8) commencing Jul 26 and concluding Sep 6
Assessment: coursework (30%) and 2hr exam or 7000wd essay (70%)

LAWS6247 Securities and Markets Regulation
Level: 07  Credit Points: 6
Availability: S1CIA BM-CC
Description: This 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.
Coordinator: Adj Prof Justice Ashley Black
Classes: Jan 18-22 & 25 (2-6)
Assessment: 7000wd essay (100%)
Additional Info: This unit replaced LAWS6247 Australian Financial Services Regulation. Students should hold a law degree with good background in Australian corporate law.

LAWS6250 Controlling Liability by Contract
Level: 07  Credit Points: 6
Availability: S2C NE-SJ
Description: 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.
Coordinator: Prof Elisabeth Peden (Coordinator), Mr Peter Brereton, Mr James Watson, Justice Fabian Gleeson, Ms Vanessa Whitaker
Classes: 1x2-hr lecture/week
Assessment: compulsory essay (25%) and take-home exam (75%)

LAWS6252 Legal Reasoning and the Common Law System
Level: 07  Credit Points: 6
Availability: S1CIAP BM-CC; S1CIMR BM-CC; S2CIJL BM-CC; S2CISE BM-CC
Description: This is a compulsory unit for all postgraduate students who do not hold a law degree or equivalent from a common law jurisdiction entering the: Master of Administrative Law and Policy; Master of Business Law; Master of Environmental Science and Law; Master of Global Law; Master of Health Law; Master of International Business and Law; Master of Labour Law and Relations; Master of Law & International Development as well as Graduate Diplomas offered in these programs. The unit has been designed to equip students 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.
Coordinator: S1CIMR (Group A) & S1CIAP (Group B): Assoc Prof Belinda Smith and S2CIIJ (Group C) & S2CISE (Group D): Mr Michael Skinner. 

Classes: S1CIMR (Group A): Feb 29 & Mar 1-2 & 4 (9-5); S1CIAP (Group B): Mar 18, 19 & Apr 8, 9 (9-5); S2CIIJ (Group C): Jul 26 to 29 (9-5); S2CISE (Group D): Sep 2, 3 & 16, 17 (9-5) 

Assessment: in-class test (30%) and take-home exam (70%) 

Additional Info: International students who are required to enrol in this unit must undertake classes during the first week of their study. Health Law and Public Health students should enrol in LAWS6881 Introduction to Law for Health Professionals in lieu of LAWS6252, if available. This unit is not available to MLawIntDev students who have been granted a reduced volume of learning. Students must attend all classes on the timetabled dates as prescribed for their enrolled session/group. An Absent Fail grade may be granted to students who fail to attend the correct session/group. 

Prohibitions: LAWS6881 

LAWS6257 Public Policy 
Level: 07  Credit Points: 6 
Availability: S2CISE BM-CC 

Description: 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. Students may select to specialise in one or more of the policy areas. 

Coordinator: Prof Patricia Apps 
Classes: Sep 1, 2 & 8, 9 (10-5) 
Assessment: problem-based assignment and class presentation of a case study (10%) and 5000wd essay (90%) 

Additional Info: Core unit for MALP students. 
Prohibition: LAWS6139 or LAWS6042 or LAWS6113 or LAWS6984 

LAWS6264 Compliance: Financial Services Industry 
Level: 07  Credit Points: 6 
Availability: S2C NE-SJ 

Description: 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 by compliance systems. It will focus not only on legal theory but also on the practical day to day business issues involved 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; shareholder restrictions; trade practices; anti-money laundering, counter-terrorism financing and other measures to combat crime; retail customer obligations; marketing financial products; client money rules; privacy; fiduciary duties and conflicts of interest; confidentiality; phone taping; and investigating compliance breaches (including reporting obligations and HR issues); and (b) Specialist compliance issues relevant to: managed investments; deposit products, non cash payment facilities; credit facilities, stockbroking; derivatives; warrants; foreign exchange; futures broking; financial planning; margin lending; insurance and insurance broking; superannuation and retirement savings accounts. 

Coordinator: Adj Prof Kevin Lewis 
Classes: 1x2-hr lecture/week 
Assessment: assignment (40%) and 2hr exam (60%) 

LAWS6302 Human Rights and Environmental Law 
Level: 07  Credit Points: 6 
Availability: S1CIAP BM-CC 

Description: The unit aims to provide students with an overview of the recent development of links between environmental law and human rights at both international and national levels. It will initially introduce the principles of international environmental law, and the relationship between the environment and human rights, with both exocentric and anthropocentric approaches to be canvassed. 

The right to development, and especially the linkage between poverty, development and the environment, will be explored. Individual topics will include the relationships between human rights and pollution, land degradation, climate change, water security, implications of international trade, Indigenous peoples, biodiversity, genetic resources and access to nature. The human rights dimensions of environmental, cultural and social impact assessments will also be included. The unit will conclude with a discussion of the issue of access to environmental justice as an aspect of human rights, and the institutions relevant to achieving environmental justice. 

Coordinator: Em Prof Ben Boer 
Classes: Apr 6-9 (9-5) 
Assessment: 2500wd assignment (30%) and 7000wd essay (70%) 

Textbook: DK Anton and DL Shelton, Environmental Protection and Human Rights, Cambridge 2011 

LAWS6305 Workplace Investigations 
Level: 07  Credit Points: 6 
Availability: S1CIAP BM-CC 

Departmental Permission Sessions: S1CIAP BM-CC 
Description: Lawyers and HR/IR practitioners are increasingly required to deal with complaints of sexual harassment, bullying and discrimination, and address suspected misconduct such as Code of Conduct breaches, fraud/theft, and safety and other breaches. In order to take, and if necessary defend, disciplinary and other action, a proper factual and legal foundation must be established, through a workplace investigation. We also specifically consider how concepts of ‘procedural fairness’ and ‘natural justice’ impact a workplace investigation. The unit explores the various stages of a workplace investigation, including: (1) establishing the scope of the investigation and particularizing the alleged complaint or misconduct; (2) conducting interviews and gathering other information; (3) managing participants, including stand down/suspension; (4) evaluating information and making findings applying the relevant standard of proof and legal test(s); and (5) implementing investigation findings. 

Coordinator: Ms Jane Seymour 
Classes: Intro Class: Mar 22 (6-8) then Apr 8, 9 & 29, 30 (9-5) 
Assessment: class participation (20%), short assignment (30%) and major assignment (50%) 

Additional Info: This unit has a restricted class size. 
Assumed Knowledge: LAWS6252 or LAWS6071 

LAWS6307 Expert Evidence and Class Action Procedure 
Level: 07  Credit Points: 6 
Availability: S1C NE-SJ 

Description: The expert evidence component of the unit will examine the role of expert witnesses, their reports and their testimony in civil and criminal cases. This will include an examination of the law governing the admissibility of expert
Classes: Oct 17-21 (9-5)  
Hodgekiss, Adj Prof Brent Fisse  

Description: This unit will undertake an examination of Australian competition law and the law in the United States, examining these areas in detail and will include an analysis of cartels, misuse of market power and vertical restraints by authorities, and legitimacy of law; the main theories of legal interpretation; the special role of the concept of “rights” in legal theory, and the principles determining the moral limits of legal coercion.

Coordinator: Prof Peter Cashman  
Classes: 1x2-hr lecture/week  
Assessment: 4000wd expert evidence essay (50%) and 4000wd class action essay (50%). Information on non-assessable tasks will be made available in the unit outline for enrolled students.

Additional Info: Students without a law degree or equivalent may enrol in this unit but should be aware that the unit focuses on legal and evidentiary issues. This unit replaced LAWS6230 Expert Evidence and LAWS6869 Class Actions and Complex Litigation.  
Prohibitions: LAWS6230 or LAWS6869

**LAWS6308 Philosophy of Law**  
Level: 07  Credit Points: 6  
Availability: S2CJIL BM-GE

Departmental Permission Sessions: S2CJIL BM-GE  
Description: The main objective of this unit is to provide a critical understanding of the fundamental principles of legal theory and philosophy of law. The unit will discuss, in particular, the concept of law, the notions of obligation, authority, and legitimacy of law; the main theories of legal interpretation; the special role of the concept of “rights” in legal theory, and the principles determining the moral limits of legal coercion.

Coordinator: Prof Wojciech Sadurski  
Assessment: pre-class reaction note (20%), class participation (20%) and take-home exam (60%). Attendance at all classes is compulsory. Students will not be eligible to submit their exam unless they have attended all classes (except in the case of serious illness or misadventure)

**LAWS6310 Advanced Competition Law: Selected Issues**  
Level: 07  Credit Points: 6  
Availability: S2CIOC BM-CC

Description: This unit will undertake an examination of cartels, misuse of market power and vertical restraints by examining these areas in detail and will include an analysis of Australian competition law and the law in the United States and in the EU.

Coordinator: Mr David Howarth (Coordinator), Adj Prof Chris Hodgekiss, Adj Prof Brent Fisse  
Classes: Oct 17-21 (9-5)

Assessment: class presentation (20%) and 7000wd essay (80%)  
Prerequisites: LAWS6838, LAWS3419 or LAWS5119

**LAWS6314 Coastal and Marine Law**  
Level: 07  Credit Points: 6  
Availability: S2CIAU BM-CC

Description: This unit examines legal and policy frameworks for the management of coastal and marine areas in Australia. Topics addressed include the characteristics of Australian coastal and marine environments, the constitutional framework for the management of offshore areas, the regulation of marine pollution, marine parks and reserves, fisheries management, the oil and gas resource extraction, and the management of climate change impacts on coastal and marine areas.

Coordinator: Assoc Prof Ed Couzens  
Classes: Aug 19, 20 & 26, 27 (9-5)  
Assessment: Presentation and 2000wd essay (25%) and 6000wd essay (75%)  
Textbook: Rachel Baird and Donald R Rothwell (eds), Australian Coastal and Marine Law (Federation Press, 2011)

**LAWS6316 Theories of the Judiciary**  
Level: 07  Credit Points: 6  
Availability: S2CISE BM-CC

Description: The judge has long been an important legal actor in common law countries, but over the past several decades, there has been a rise in judicial power globally, with the proliferation of constitutional courts and the strengthening of judiciaries in countries around the world. This seminar will consider views in jurisprudence which examines the judge, the activity of judging, and the proper role of the judiciary within a legal system and a just society more generally. Among the goals of the seminar are to determine the nature of judicial obligation, how judges ought to decide cases, the arguments for and against judicial review, the role of the judiciary in establishing and maintaining the rule of law, and the relation between the business of courts, politics, and morality.

Coordinator: Dr Michael Sevel  
Classes: Aug 26, 27 & Sep 2, 3 (9-5)  
Assessment: class presentation (20%) and 7500wd essay (80%)

**LAWS6317 Regulation of Corporate Crime**  
Level: 07  Credit Points: 6  
Availability: S1CIMR BM-CC

Description: This unit will examine, from a comparative (particularly United States and United Kingdom) perspective, the current debates over the regulation of corporate crime from both legal and policy perspectives. Different theoretical perspectives on the nature and causes of corporate crime, and the role of the state in regulating corporate behaviour will be examined, with a view to determining the reasons for the failure of the criminal justice and regulatory systems to respond to corporate crime. The role of criminal, civil and regulatory sanctions in deterring corporate crime will also be examined. Offenses covered will include fraud, bribery, corruption, money laundering, revenue offenses, competition law offenses, corporate manslaughter and various offenses under the Corporations Act 2001 (Cth). With this foundation, students will be encouraged to think critically and to apply the principles they have learned to case studies.

Coordinator: Dr Olivia Dixon  
Classes: Mar 17, 18 & 21, 22 (9-4)  
Assessment: class participation (10%), 2500wd case study (35%), 5500wd essay (55%)  
Additional Info: It is recommended that students have some knowledge of corporate law and criminal law and procedure, or have had practical experience in these areas.
LAWS6318 Corporate Innovation and Regulation
Level: 07  Credit Points: 6
Availability: S2CISE BM-CC
Description: This unit will cover the recent and dramatic changes in the operation and regulation of multinational corporations. Both private and regulatory innovations have made corporations simultaneously more efficient and potentially more dangerous. Initial topics include the modern theory of the firm and the role of financial innovation, derivatives, off-balance sheet transactions, accounting treatment, compensation, the aftermath of the recent financial crisis, and the role of credit ratings and credit rating agencies, as well as the modern corporate abuses, frauds, and pyramid schemes. Then the course will turn to the increasing importance of politics in corporate governance, of the role of and pressures that shape issues that have shifted the role of the corporation in society. The unit will conclude by covering the major policy issues confronting boards of directors and managers, with a particular focus on the tensions between shareholder value and various important stakeholder rights.
Coordinator: Prof Kent Greenfield, Prof Frank Partnoy
Classes: Sep 22, 23 & 26, 27 (9-4)
Assessment: general class participation and specialised seminar discussions (20%), written class quiz to be held on Day 4 (20%) and essay or exam (60%) (choice of research mode to be discussed with students)
Additional Info: This unit replaced LAWS6318 Corporate Innovation and Abuse.

LAWS6325 Crime, Responsibility and Policy
Level: 07  Credit Points: 6
Availability: S1CIMY BM-CC
Description: This unit critically examines the theoretical and policy issues surrounding the formulation and implementation of criminal law and the treatment of certain groups by the criminal justice system. Following analysis of the principles of criminalisation and theories of criminal responsibility a number of contemporary topics will be explored to foster an understanding of the policies and pressures that shape criminal law. Such topics include, how the law responds to violence (e.g. one-punch deaths, provocation, duress); sexuality and sex work; sexting by adults and young people; and anti-social behaviour.
Coordinator: Prof Thomas Crofts
Classes: May 13, 14 & 27, 28 (9-5)
Assessment: Take-home exam (30%), 5000wd essay (70%)

LAWS6326 Interpretation of Statutes and Other Texts
Level: 07  Credit Points: 6
Availability: S2CIOC BM-CC
Description: Students will develop their understanding of the principles of statutory interpretation, and hone their ability to apply those principles in practice. The interpretation of contracts, constitutions and treaties will also be explored, observing where the core principles of statutory interpretation (text, context and purpose/intent) also apply to those texts, as well as learning rules particular to contracts, constitutions and treaties. Interpretation is a day-to-day task of the lawyer but many practising lawyers (and other professionals who work with the law) do not have a background in the discipline. This unit will teach the principles of interpretation, with a particular focus on practical application through the use of real examples, in-class exercises, and 'how to' guides. The unit will cover topics in: (i) Statutory interpretation (7 lectures): Modern approach, text, context and purpose; Canons and presumptions; Overlap and boundaries with common law; Acts interpretation legislation; Regulations and other subordinate legislation; The role of extrinsic materials; Practical steps to take when construing a provision; Exercises in commercial, administrative, environmental, labour and tax statutes; and Recent controversies and the approach of the current High Court (ii) Contract interpretation (2 lectures): A private instrument: similarities and differences to statutory interpretation; and Surrounding circumstances and status of Codefa 'true rule' (iii) Constitutional interpretation (1.5 lectures) - Dynamic document or original intent; and Practical examples from Commonwealth and NSW constitutions and (iv) Treaty interpretation (1.5 lectures) - Vienna Convention on the Law of Treaties; Treaty obligations and domestic legislation; and Exercises in international arbitration, immigration, environmental, insolvency and tax law. Two of the above lectures will be given by guest lecturers from the judiciary and senior bar. The final two lectures will involve revision and overview, additional problems and assessment preparation.
Coordinator: Prof Chloe Burnett
Classes: Oct 12-14 & 17, 18 (9-3.30)
Assessment: Assignment (30%), take-home exam (70%)

LAWS6328 Contract Management
Level: 07  Credit Points: 6
Availability: S2CIAU BM-CC
Description: This unit builds on the foundational unit LAWS6991 Fundamentals of Contract Law. It provides students with a detailed treatment of aspects of contract construction; the nature and effect of particular types of contractual terms; equitable and common law remedies; statutory measures having an impact on contracts and contract law (eg statutory unconscionability; misleading or deceptive conduct). Content and learning in this unit is scaffolded onto that of Fundamentals of Contract Law which is a pre-requisite for this unit.
Coordinator: Ms Anne McNaughton
Classes: Aug 12, 13 & 26, 27 (9-5)
Assessment: 2500wd assignment (30%), take-home Exam (70%)
Prohibition: LAWS1002 or LAWS1015 or LAWS2008 or LAWS5002
Assumed knowledge: LAWS6991

LAWS6330 Fundamentals of Regulation
Level: 07  Credit Points: 6
Availability: S2CIAU BM-CC
Description: This unit examines regulatory theory and practice within the context of the regulatory state. Growing privatization and corporatization has heightened demand for public regulation of private activities, but also for regulation of the state itself. At the same time, consumers, governments, and civil society place pressure on the private sector to address the social and environmental consequences of its actions through various forms of self-regulation. These trends have produced increasingly complex regulatory systems, and regulation is now a dominant aspect of the legal landscape, at both national and international levels. This unit acts as an introduction to key theories, concepts, and debates within the field of regulatory studies, as well as to the main tools and instruments of regulation. Focusing on social regulation, it uses practical examples to analyze the implementation and enforcement of regulatory regimes in various areas, including public health, workplace health and safety, and environmental protection. It explores corporate responses to regulation, as well as the roles played by the various actors involved in the administration, monitoring, and enforcement of regulation. The unit will be of interest to lawyers and other professionals engaged in regulatory compliance and enforcement, as well as to students with an interest in regulatory theory and practice more broadly. This unit will provide a gateway for further study in more specialized areas of regulation.
Coordinator: Dr Belinda Reeve
Classes: Aug 22 (6-8) then Aug 25, 26 & Sep 22, 23 (9-4)
Assessment: class presentation (20%) and 8000wd essay (80%) or problem question (30%) and 5000wd essay (50%)
Additional Info: Available to MLLR students who commence after Jan 2015.

**LAW6331 International Wildlife Law**
Level: 07  Credit Points: 6  
Availability: S1CIMY BM-CC  
Description: The twentieth century saw rapid improvements in our understanding of wildlife conservation, management and protection; and of the ways in which international law can assist these. Nevertheless, there still are significant gaps in our understanding and we are still a long way from having effective international environmental law. This seminar unit will examine the nature of international law and the relationship between international law and national law generally; the history, sources and role of international environmental law and the relationship between international environmental law and national environmental law specifically; the past, present and future statuses of international wildlife and conservation laws; the origins and meanings (in different contexts and to different parties) of the terms 'conservation' and 'preservation'; significant global and regional international conventions in the wildlife context; the histories and futures of particular selected species; problems with the creation and enforcement of international wildlife and conservation laws; the incorporation of international wildlife law in Australian national law; and innovative ideas and programmes for improving the effectiveness of international laws relating to wildlife and conservation.  
Coordinator: Assoc Prof Ed Couzens  
Classes: May 20, 21 & 27, 28 (9-5)  
Assessment: Presentation and 2000wd essay (25%) and 6000wd essay (75%)  

**LAW6332 Media Law in Practice**
Level: 07  Credit Points: 6  
Availability: S2CIAU BM-CC  
Description: This unit exam they key aspects of the law specifically assumes that students have successfully completed material assumes that students have successfully completed at least undergraduate level study of trust law (even if as part of a more general course on property and/or equity) and corporations law.  
Coordinator: Dr Nuncio D'Angelo  
Classes: Sep 23, 24 & Oct 7, 8 (9-5)  
Assessment: class participation (10%), take-home exam (40%), 5000wd essay (50%)  
Additional Info: Available to students who have previously completed trust law or corporations law as part of an undergraduate law degree.

**LAW6334 Gender Inequality and Development**
Level: 07  Credit Points: 6  
Availability: S1CIMR BM-CC  
Description: The unit is set up around a series of major policy questions central to the gender equality agenda, and linked to the post 2015 international development debates. Following an overview session about global and regional patterns, the unit will tackle a series of major policy challenges in turn, concluding with an examination of major global proposals. The unit will go beyond gender inequality in the labour market to explore patterns of violence and political participation, and the role of quotas, including on corporate boards, among others. Links to legal reform and human rights will be explored. Students will be asked to work on a specific policy challenge, applying and developing the findings discussed in class and in the readings. The unit is designed to facilitate student questioning, engagement and participation. No specific textbook is prescribed. Students are recommended to read and bring to class the readings published in the classroom library which will normally be 2 to 3 required readings for each day, a paper and/or book chapters and additional readings for greater depth. The unit will go beyond gender inequality in the labour market to explore patterns of violence and political participation, and the role of quotas, including on corporate boards, among others. Links to legal reform and human rights will be explored. Students will be asked to work on a specific policy challenge, applying and developing the findings discussed in class and in the readings. The unit is designed to facilitate student questioning, engagement and participation. No specific textbook is prescribed. Students are recommended to read and bring to class the readings published in the classroom library which will normally be 2 to 3 required readings for each day, a paper and/or book chapters and additional readings for greater depth.  
Coordinator: Dr Jeni Klugman  
Classes: Mar 7-10 (9-5)  
Assessment: class participation (10%), presentation (40%), 5000wd essay (50%)

**LAW6336 Taxation of Real Property Transactions**
Level: 07  Credit Points: 6  
Availability: S2CIOC BM-CC  
Description: This unit will exam they key aspects of the application of taxes to real property transactions, with an emphasis on property development. The unit will commence with an introduction to the underlying principles of the law of property and basic entity structures commonly used in the property development industry. The application of taxes to typical property transactions will then be considered. In addition to focussing on the acquisition, development, sale, and leasing of real property, the unit will consider tax issues for the development of commercial, residential, hotel/serviced apartment complexes, and retirement villages. Practical case studies will be used to draw out the impact of income tax, CGT, GST, stamp duty (primarily NSW), and land tax on real property transactions. Students who do not have a basic working knowledge of Australian income tax and GST should consider taking LAWS6825 Introduction to Australian Business Tax and LAWS6214
LAW6337 Communications/Technology Regulation
Level: 07
Credit Points: 6
Availability: S2CIAU BM-CC
Description: This unit will look at the way in which communications networks in general and the Internet in particular is regulated. It reviews the justifications for regulation and explores how the advent of the Internet is putting the principles of regulation and the old networks to the test. Topics include Internet-based voice and video, unbundling, network neutrality, platform neutrality, spectrum policy, e-commerce, and online privacy, among others. Although the unit will focus primarily on U.S. law, it will also explore the regulations followed by other regimes. This unit will be run in a seminar style, requiring active discussion and a willingness to examine certain topics in depth.
Coordinator: Prof Christopher S Yoo
Classes: Aug 4, 5 & 8, 9 (9-5)
Assessment: class participation (20%), class presentation (20%), take-home exam (60%)

LAW6338 The Nature of the Common Law
Level: 07
Credit Points: 6
Availability: S1CJN BM-CC
Description: The common law is an essential part of the Australian legal system, as well as many others around the world. This unit of study examines the nature of the common law from the point of view of jurisprudence. We will begin with a survey of the classic Common Law Theories developed in England during the seventeenth century; from there, a variety of problems surrounding the common law which these theories made salient, and which still puzzle us today, will be examined. Topics include the nature and authority of precedent, the distinctiveness of legal reasoning, the nature and questions surrounding the validity of customary law, the relation between the common law and the ideal of the rule of law, among others.
Coordinator: Dr Michael Sevel
Classes: May 27, 28 & Jun 3, 4 (9-5)
Assessment: assignment (20%) and 7000wd essay (80%) or 8000wd essay (100%)

LAW6339 International Sports Law
Level: 07
Credit Points: 6
Availability: S2CIAU BM-CC
Description: More than just a pastime or big business, sports has spawned a body of law that is diverse, unique, and often result in an increasing intersection of the law with sporting activity. This unit surveys international sports law. Students who successfully complete the Unit will be exposed to the wide range of legal issues that come together in the wide world of sports. A basic outline of topics to be covered is as follows: Introduction and Sport & Society; The economics and governance of sports institutions; (a) International and national governing bodies and (b) Discipline, dispute resolution and administrative law; Doping; Amateurism and professionalism; Intellectual property; Gambling and fantasy sports; Labour/industrial law: (a) Collective bargaining (b) Employment discrimination and (c) Agents; Immigration; Anti-trust/competition law and Taxation and business law.
Coordinator: Mr Micah Burch (Unit Coordinator), Prof Jeremi Duru
Classes: Aug 3, 4 & 8, 9 (9-5)
Assessment: 5000wd essay (70%), class presentation (30%)

LAW6340 Quantitative Methods in Criminal Justice
Level: 07
Credit Points: 6
Availability: S1CIAP BM-CC
Description: This unit provides an intensive introduction to quantitative data analysis, with an application to criminology and empirical legal research. The unit is intended for students with no previous experience of quantitative methods or statistics. It covers the foundations of descriptive statistics and statistical estimation and inference. At the end of the unit, students should be able to carry out univariate and bivariate data analysis and have an appreciation of techniques such as multiple linear regression. The computer classes give ‘hands-on’ training in the application of statistical techniques to real criminological and legal research problems using the SPSS computer package (no prior knowledge of SPSS is necessary).
Coordinator: Prof Jonathan Jackson
Classes: Apr 8, 9 & 15, 16 (9-5)
Assessment: assignment (30%), 2hr exam (70%)

LAW6341 Media Law: Comparative Perspectives
Level: 07
Credit Points: 6
Availability: S2CIJL BM-UK
Departmental Permission Sessions: S2CIJL BM-UK
Description: There are striking similarities and overlaps between Australian and English media law, reflecting their common origins, but there are also important differences and divergences. In relation to English media law, the impact of the United Kingdom’s membership of the European Union is a significant factor. This unit of study analyses a number of key issues in media law, ranging from defamation law, privacy and breach of confidence, contempt of court, open justice, suppression and non-publication orders and other restrictions on court reporting, as they arise in Australia, the United Kingdom and the European Union. In 2016, the unit taught in Cambridge will include guest lectures by leading media law academics, lawyers and commentators from the United Kingdom.
Coordinator: Assoc Prof David Rolph
Assessment: 2000wd casenote (30%), 7000wd essay (70%)

LAW6810 Fundamentals of Corporate Law
Level: 07
Credit Points: 6
Availability: S1CIMR BM-CC
Description: 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 unit and LAWS6319 Fundamentals of the Board and Directors’ Duties) are generally 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. The unit focuses on the fundamental principles of law applying to public and proprietary companies. It starts with a brief history of the development of the corporate form and the evolution of Australian corporate law, before examining a range of core topics, such as the nature of corporate personality, the incorporation process, corporate constitution and governance rules, and shareholder rights and remedies. The unit will also include a brief introduction to directors’ duties,
however, students who lack previous exposure to corporate law and wish to examine this topic in greater detail are advised also to enrol in the unit, LAWS6319 Fundamentals of the Board and Directors' Duties. It is recommended that students wishing to undertake further study in the area of shareholder rights enrol in LAWS6957 Shareholders' Remedies.

Coordinator: Dr Olivia Dixon
Classes: Mar 3, 4 & 7, 8 (9-4)
Assessment: general class participation and specified seminar discussions (20%), class quiz (20%), take-home exam (60%)
Additional Info: This unit replaced LAWS6810 Introductory Corporate Law. Available to MLLR students who commence and complete their final semester of studies. Waiting lists will be made available for the late applicants.

Prohibition: students who have undertaken the equivalent of Corporations Law in Australia within the last 5 years

**LAW6817 Interaction of Tort and Contracts**

Level: 07  Credit Points: 6
Availability: S1CIMR BM-CC
Description: The fields of tort and contract increasingly overlap in many social contexts, as varied as professional relationships, medical contexts and construction contracts. The overlap raises many significant issues such as whether a contract determines or affects the existence of a duty and liability in tort, whether for personal injury and property damage or for purely economic loss; the possible exclusion of tort liability by contract or disclaimer and the impact of the Australian Consumer Law; tort protection from interference with contractual relations: the law relating to multiple wrongdoers, contribution and indemnity rights, and apportionment under the regime of proportionate liability. Consideration will be made between contractual and tort liability for various types of losses including mental distress. Classes will examine judicial decisions from Australia, Canada, England, New Zealand, and the extent to which, and reasons why, the law in these countries may differ, with a study of both relevant factual considerations and policy rationales for liability rules.

Coordinator: Prof Barbara McDonald
Classes: Mar 18, 19 & Apr 8, 9 (9-5)
Assessment: 3000wd casenote (30%), 7000wd essay (70%) or 10,000wd essay (100%)
Additional Info: This unit replaced LAWS6817 Practical Legal Effects of the Interaction of Tort and Contract

Assumed knowledge: undergraduate law degree

**LAW6821 Mediation - Skills and Theory**

Level: 07  Credit Points: 6
Availability: S2CIDE BM-CC
Departmental Permission Sessions: S2CIDE BM-CC
Description: This unit will teach you the fundamental skills and theory of mediation. The skills component of the unit is extensive and is the reason for the limited enrolment. The unit is designed to enable interested students to progress to accreditation as mediators (additional external study with coaching and assessment will be required) and the content of the unit is designed to meet the content requirements of the National Mediator Accreditation System. In particular the content of the subject is designed to explore the competency areas required for accreditation and the knowledge, skills and ethical understanding competency framework set out in the National Mediator Accreditation Standards. 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 role and ethical dilemmas for the mediator will be considered.

Coordinator: Prof Tania Sourdin, Mr Garth Brown
Classes: Dec 2, 3 & 9, 10 (9-5)
Assessment: class and role play participation evidenced by reflective journal (formative assessment) (30%) and 5000wd essay (70%)

Textbook: Tania Sourdin, Alternative Dispute Resolution (4th ed) 2012 Thomson Reuters

Additional Info: Students 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. Students cannot catch up on elements they have missed by doing reading outside class - they must participate in all scheduled sessions. If students have a problem with attendance, they should postpone enrolling or transfer to another unit by the relevant census date. This unit has a restricted class size. Enrolment applications must be received by the Law Postgraduate Team Email: law.postgraduate@sydney.edu.au before 15 Jan 2016. Successful applicants will be notified of the outcome shortly after the closing date. Please note priority will be given to students who are (i) currently enrolled in a full award course at Sydney Law School and (ii) completing their final semester of studies. Waiting lists will be made available for the late applicants.

Prohibition: LAWS6935

**LAW6824 Commercial Conflict of Laws**

Level: 07  Credit Points: 6
Availability: S1CIFE BM-CC
Description: The unit, taught by two experienced commercial litigators (Andrew Bell SC of the Sydney Bar and Don Robertson of Herbert Smith Freehills), will focus on commercial disputes with a transnational dimension and explore both the law and strategic considerations involved in jockeying for forum: why it can matter, how it is done and how it can be resisted. This will involve a consideration of the jurisdictional rules for bringing proceedings in Australia against foreign defendants; the law relating to obtaining temporary and permanent stays of proceedings both on forum non conveniens grounds and by reference to exclusive jurisdiction and arbitration agreements; the role of anti-suit injunctions and negative declarations and some consideration of the enforcement of foreign judgments. Ancillary practical issues of great importance which are also considered include incoming and outgoing letters of request, the taking of evidence by video link, the role and proof of foreign law, foreign state immunity and provisional measures such as transnational freezing orders. The unit has a strong practical bent and is particularly designed for those engaged or wanting to become engaged in commercial litigation and arbitration with a transnational dimension.

Coordinator: Adj Prof Andrew Bell, Adj Prof Donald Robertson
Classes: Feb 19, 20 & Mar 4, 5 (9-5)
Assessment: class participation/quiz (20%) and 7000wd essay (80%)

Textbook: Davies, Bell and Brereton Nygh's Conflict of Laws in Australia 8th ed., 2010

Additional Info: This unit replaced LAWS6824 Transnational Commercial Litigation Prohibitions: LAWS6884

**LAW6825 Introduction to Australian Business Tax**

Level: 07  Credit Points: 6
Availability: S1CIMR BM-CC; S2CIAU BM-CC
These sessions offered to students enrolled in the PwC Taxation Training Program only: S1CRA BM-CC; S1CRB BM-CC
Description: This unit introduces the basic elements of Australia's income tax (including fringe benefits tax and capital gains tax), with an emphasis on their impact on businesses, whether conducted directly or via a partnership, trust or company.

The unit covers the following topics: the main structural features of the tax system; assessability of business revenue; treatment of business expenses; timing rules for revenue and expense recognition; trading forms (companies,
partnerships, trusts), capital raising and costs of servicing invested capital; cross-border issues; anti-avoidance rules. The unit is intended for participants who have not undertaken a recent and thorough undergraduate unit (or postgraduate equivalent) in Australian income tax.

Participants are primarily from two groups: (a) foreign students who have studied their own domestic tax system and now wish to acquire a detailed knowledge of the operation of the Australian tax system; and (b) Australian graduates in law, commerce, accounting, or other disciplines, who have not previously studied income tax. This unit is suitable as both an entry-level precursor to the more specialised units offered in the Tax Program and as a unit 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.

Coordinator: Prof Graeme Cooper, S2CIAU (Group B): Assoc Prof Celeste Black
Classes: S1CIMR (Group A): Mar 9-11 & 14, 15 (9-3.30); S2CIAU (Group B): Aug 3-5 & 8, 9 (9-3.30)
Assessment: class work/test (30%) and 2hr exam (70%)

**LAW6837 Morals and the Analysis of Legal Doctrine**

Level: 07  Credit Points: 6
Availability: S2C NE-SJ

Description: This unit provides an introduction to key topics in public health law, and a foundation for further study in this field. It begins by exploring the use of law - both historically and conceptually - as a tool for protecting the public's health, for responding to health risks and implementing strategies designed to promote public health. It reviews the sources of public health law, considers the strategies that law can deploy to protect and promote health, as well as debates about the appropriate limits for law in the protection of public health in a liberal democracy.

The unit also provides an introduction to the analysis of several critical areas, including: acute public health threats (with a focus on SARS, pandemic influenza, and bioterrorism); sexual health and STIs; and tobacco control. Key topics include: the definition and role of public health law; Case studies illustrating the sources of public health law; The legal framework for managing pandemic influenza and other acute public health threats; An introduction to tobacco control law; and Law's role in promoting sexual health.

Throughout the unit, students will be trained to identify legal issues and to explore their health significance, or impact on population health. Students will be encouraged and expected to critically evaluate the success of public health laws and their underlying strategies for protecting and promoting health. Students will also explore the tension between the public health interest, and competing public and private interests.

Students wishing to extend their knowledge of public health law can enrol in the companion unit, LAW6848 Law & Healthy Lifestyles. These units comprise a core program in public health law.

Coordinator: Prof Roger Magnusson
Classes: Intro Class: Aug 29 (6-8) then Sep 5, 6 & Oct 6, 7 (9-4.30)
Assessment: short response question (20%) and 6000wd essay (80%)

**LAW6838 Competition Law**

Level: 07  Credit Points: 6
Availability: S1C NE-SJ

Description: The content of this unit of study will be the following topics: Economic Theory of Competition Law; the Concepts of competition, market definition, market power, substantial lessening of competition and public benefit; Section 4D Exclusionary Provisions; Part IV: Cartels - Civil and Criminal Prohibitions; Section 45 Contracts, Arrangements and Understandings; Section 46 Misuse of Market Power; Section 47 Exclusive Dealing; Section 48 Resale Price Maintenance; Section 50 Mergers; Part IIIA Access to Services; Part VI Remedies and Enforcement; Part VII Authorisations and Notifications. The intended outcomes for students who successfully complete this unit are that they will have a firm grasp of the operation of the competition law provisions of the Competition and Consumer Act 2010.

Coordinator: Adj Prof Christopher Hodgekiss
Classes: 1x2-hr lecture/week
Assessment: 2900-3100wd essay (33.33%) and 2hr 15min open book exam (66.67%)

**LAW6839 Critical Issues in Public Health Law**

Level: 07  Credit Points: 6
Availability: S2CISE BM-CC

Description: This unit provides an introduction to key topics in public health law, and a foundation for further study in this field. It begins by exploring the use of law - both historically and conceptually - as a tool for protecting the public's health, for responding to health risks and implementing strategies designed to promote public health. It reviews the sources of public health law, considers the strategies that law can deploy to protect and promote health, as well as debates about the appropriate limits for law in the protection of public health in a liberal democracy.

The unit also provides an introduction to the analysis of several critical areas, including: acute public health threats (with a focus on SARS, pandemic influenza, and bioterrorism); sexual health and STIs; and tobacco control. Key topics include: the definition and role of public health law; Case studies illustrating the sources of public health law; The legal framework for managing pandemic influenza and other acute public health threats; An introduction to tobacco control law; and Law’s role in promoting sexual health.

Throughout the unit, students will be trained to identify legal issues and to explore their health significance, or impact on population health. Students will be encouraged and expected to critically evaluate the success of public health laws and their underlying strategies for protecting and promoting health. Students will also explore the tension between the public health interest, and competing public and private interests.

Students wishing to extend their knowledge of public health law can enrol in the companion unit, LAW6848 Law & Healthy Lifestyles. These units comprise a core program in public health law.

Coordinator: Prof Roger Magnusson
Classes: Intro Class: Aug 29 (6-8) then Sep 5, 6 & Oct 6, 7 (9-4.30)
Assessment: short response question (20%) and 6000wd essay (80%) or short response question (20%), 3000-3500wd essay (40%) and take-home exam (40%) or short response question (20%) and two 3000-3500wd essays (80%)

**LAW6840 Tax of Business and Investment Income A**

Level: 07  Credit Points: 6
Availability: S1CIAP BM-CC; S1C ND-CC; S1CRA ND-CC

These sessions are offered to students enrolled in the Deloitte Training Program only: S1C ND-CC; S1CRA ND-CC

Description: This unit, along with LAW6841 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 tax 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 capital gains; treatment of business expenses and the differentiation of expenses recoverable under depreciation, CGT 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 and intangibles. This unit can be taken alone or in conjunction with LAWS6841.

Taxation of Business and Investment Income B.

Coordinator: S1CIAP (Law School group): Prof Michael Dirkis, S1CRA (Deloitte Sydney group): Assoc Prof Celeste Black and S1C (Deloitte regional group): Mr Micah Burch

Classes: S1CIAP (Law School group): Apr 13-15 & 18, 19 (9-3.30). Sessions S1CRA (Sydney group) and S1C (regional group) available to students enrolled in the Deloitte Taxation Training Program only.

Assessment: class work (30%) and 2hr exam (70%)
LAW6852 Doing Business in China
Level: 07  Credit Points: 6
Availability: S2CIAU BM-CC
Description: 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 corporation or other presence in China and the related negotiation process. 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, regulation of financial institutions and Chinese investment overseas.
Coordinator: Prof Vivienne Bath
Classes: Aug 5, 6 & 19, 20 (9-5)
Assessment: 3500wd essay (50%) and take-home exam (50%) or take-home exam (100%)
Assumed knowledge: LAWS6252

LAW6856 Anti-Terrorism Law
Level: 07  Credit Points: 6
Availability: S2CISE BM-CC
Description: This unit aims to introduce you to the diverse range of anti-terrorism laws and policies which have developed at the international, regional and domestic levels, and which proliferated after the terrorist attacks of 11 September 2001. Laws will be evaluated in the light of their profound and complex political, ideological and ethical implications for political order, legal systems, human rights, and international relations. In essence, the study of terrorism (and the law’s response to it) is the study of the timeless philosophical question of when political violence is justified, against whom, and for what purposes - whether it is ‘freedom fighters’, or ‘State terrorism’, that is at issue.
Coordinator: Prof Ben Saul
Classes: Sep 16, 17 & Sep 30, Oct 1 (9-5)
Assessment: 6000wd essay (70%), take-home exam (30%)
Additional Info: This unit replaced LAWS6856 Terrorism & Counterterrorism Policy and Law.
Prohibition: CISS6011

LAW6857 Introduction to Chinese Law
Level: 07  Credit Points: 6
Availability: S1CIMY BM-CC
Description: 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 law and the judicial system, the civil and criminal systems and other specific areas such as land law, labour law and intellectual property. Practical aspects of the implementation of a legal system in China and attitudes towards the rule of law will also be considered. The assessment will address Chinese law or a comparative analysis of Chinese law and the legal systems of one or more other countries.
Coordinator: Prof Bing Ling
Classes: Apr 29, 30 & May 13, 14 (9-5)
Assessment: 2000wd essay (30%) and take-home exam (70%)
Prohibition: LAWS6001 and Students who have completed a law degree in the People’s Republic of China
Assumed knowledge: LAWS6252

LAW6873 Principles of Intellectual Property
Level: 07  Credit Points: 6
Availability: S2C11L BM-CC
Description: This introductory unit is designed for students who have not previously undertaken any formal study of Intellectual Property. It will cover the fundamentals of law and theory in the main areas of contemporary intellectual property: copyright, patents and trademarks.
Coordinator: Mr Fady Aoun
Classes: Jul 1, 2 & 22, 23 (9-5)
Assessment: 1hr in-class tests (2x20%) and 4000wd essay (60%)
Additional Info: This unit replaced LAWS6873 Intellectual Property: Principles and Context (formerly LAWS6854 Introduction to Intellectual Property). Students who have previously completed an equivalent undergraduate or postgraduate unit in intellectual property.
Prohibition: LAWS6854 or LAWS3480 or LAWS3479 or LAWS5180 or LAWS5179

LAW6874 Contractual Damages
Level: 07  Credit Points: 6
Availability: S2CISE BM-UK
Departmental Permission Sessions: S2C11L BM-UK
Description: 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.
Coordinator: Prof Elisabeth Peden
Classes: Sep 25-28. Please visit the Sydney Law School in Europe website.
Assessment: casenote (30%), take-home exam (70%)

LAW6877 Mental Illness: Law and Policy
Level: 07  Credit Points: 6
Availability: S2CISE BM-CC
Description: 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 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.

Coordinator: Adj Prof Duncan Chappell
Classes: Aug 29, 30 & Sep 5, 6 (9-5)
Assessment: 3000wd assignment (40%) and 4500wd essay (60%)

LAW6879 Japanese Law
Level: 07  Credit Points: 6
Availability: S1CIFE BM-KT
Departmental Permission Sessions: S1CIFE BM-KT
Description: This unit provides an introduction to Japanese law in global context, focusing on its interaction with civil justice, criminal justice, business, politics, consumers, gender, the legal professions and pop culture. It is taught intensively at Ritsumeikan University campuses in Kyoto and Tokyo (http://www.ritsumei.ac.jp/japanese-law/kyoto-seminar/). Students are encouraged to take all classes taught in Kyoto (24 hours), but can also substitute up to 12 hours of classes taught in Tokyo (with more of a business law focus) subject to pre-approval by the Coordinator. Lectures will include a case study of Ritsumeikan and other leading Japanese universities, as well as from Australia (especially from The University of Sydney, Queensland University of Technology and Western Australia), with guest lectures by prominent practitioners and a field study to a local bar association and/or the courts. Students will also interact with participants from Japanese, Australian and other universities or institutions taking this unit, supported by the Australian Network for Japanese Law (sydney.edu.au/law/angel).
Coordinator: Prof Luke Nottage
Classes: Intro Class: Feb 1 (5-7) in Sydney then Feb 8-12 in Kyoto and/or Feb 15, 16 in Tokyo (select 4 days)
Practical Work: Kyoto (and, with pre-approval, Tokyo), longer term detention of the mentally ill.
Assessment: 1000wd reflective notes (2x10%), 6500wd essay (70%)
Additional Info: The unit replaced LAWS6882 Insurance law.
Prerequisites:
Assumed knowledge: LAW6991

LAW6888 Risk, Fear and Insecurity
Level: 07  Credit Points: 6
Availability: S2CIOE BM-CC
Description: This unit considers the significance of anxiety, ‘fear of crime’, risk and insecurity in the late modern world. It uses sophisticated analytical tools to discuss both the supposed growth in ‘fear of crime’ and the emergence of an array of technologies aimed at the reduction of crime risks. It also critically examines just what ‘fear of crime’ might actually be and how newspapers, security products, and insurance can be sold to us using the hook of our own anxieties. It also examines the anxieties related to terrorism and threats to national security and sovereignty.
Coordinator: Prof Murray Lee
Classes: Oct 7, 8 & 14, 15 (9-5)
Assessment: topic summary (compulsory but not assessed) and 3000wd essay (40%) and 4000wd policy assessment assignment (60%)

LAW6892 Taxation of Mergers and Acquisitions
Level: 07  Credit Points: 6
Availability: S2C NE-S3
Description: 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 of 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.
Coordinator: Prof Graeme Cooper
Classes: 1x2-hr lecture/week
Assessment: 3000wd assignment (30%), 2hr exam (70%)
Compulsory Co-requisites: LAWS6030

LAW6896 Internati and Comparative Criminal Justice
Level: 07  Credit Points: 6
Availability: S1CIMY BM-CC
Description: 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...
In this intensive unit, students will gain an in-depth understanding of the need for health governance structures that transcend national boundaries. Choices (e.g., pathogens, air, water, goods, and lifestyle) are increasingly international in origin, expanding the determinants of health (e.g., tobacco use). Diseases caused by modern lifestyles (e.g., obesity or diabetes) are also increasingly international in origin, expanding the determinants of health (e.g., tobacco use). Future (e.g., Influenza (A) H5N1) epidemics, bioterrorism (e.g., anthrax or smallpox), and/or major chronic diseases caused by modern lifestyles (e.g., obesity or tobacco use).

LAWS6916 International Investment Law
Level: 07  Credit Points: 6
Availability: S2CIAU BM-CC
Description: 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 unit 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 standards of protection contained within investment treaties (such as the fair and equitable treatment standard, and the prohibition on expropriation without compensation), recent arbitral awards, and considers controversial issues surrounding investor-state arbitration. It examines the procedural framework for investment treaty arbitration under the auspices of the International Centre for 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. It also examines recent developments including the negotiation of mega-regional trade and investment agreements, such as the Trans-Pacific Partnership Agreement and the negotiations towards the Transatlantic Trade and Investment Partnership.
Coordinator: Prof Chester Brown
Classes: Aug 11, 12 & 25, 26 (9-5)
Assessment: 6000wd essay (70%) and assignment (30%)

LAWS6920 Global Health Law
Level: 07  Credit Points: 6
Availability: S2CJL BM-CC
Description: 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, students 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).

LAWS6928 Law, Justice and Development
Level: 07  Credit Points: 6
Availability: S1CIAP BM-CC
Description: This unit provides a critical overview to law and justice reform in international development. It analyses the global reform experience over the past half-century. It interrogates the nature and justification(s) of reform ‘theory’, studies the empirical evidence of various approaches, and examines the conceptual/practical challenges of evaluating development endeavour, using case studies from the Asia/Pacific region. Students enrolling in this unit will develop an evidence-based understanding of the use of law and justice reform in broader development strategies.
Coordinator: Adj Prof Livingston Armytage
Classes: Apr 6, 7 & 13, 14 (9-5)
Assessment: class participation (20%), 2x3000wd essays (2x40%)
Additional Info: This unit is compulsory for MLawIntDev students and replaced LAWS6928 Law & Economic Development.
Prohibitions: LAWS3478

LAWS6932 Law and Investment in Asia
Level: 07  Credit Points: 6
Availability: S1CIMY BM-CC
Description: 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 across Asia, including Japan, China, Southeast Asia (especially Indonesia, Malaysia, Thailand, Myanmar) and India. It focuses especially on international treaties increasingly impacting on foreign trade and investment regulation in the region; aspects of corporate governance, contract and/or competition law; corporate social responsibility, anti-corruption law and consumer protection; dispute resolution (especially international commercial and investor-state arbitration); and key issues in modern comparative law which may assist students in their study of 'foreign' legal systems. The unit also involves case studies and occasional guest lecturers.
Coordinator: Prof Luke Nottage
Classes: May 6, 7 & 20, 21 (9-5)
Assessment: assignment (30%), 6000wd essay (70%)

LAWS6933 Global Oil and Gas Contracts and Issues
Level: 07  Credit Points: 6
Availability: S1CIMY BM-CC
Description: The unit 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.
Coordinator: Prof Owen Anderson, Prof John Lowe
Classes: May 23-26 (9-5)
Assessment: assignment (100%) or assignment (80%) and memorandum of advice (20%)
Additional Info: This unit replaced LAWS6933 International Petroleum Transactions.

**LAWS6937 Employment Law Advocacy**
Level: 07  Credit Points: 6
Availability: S2CIAU BM-CC
Description: This unit examines key aspects of employment law principles and practice and their application in employment litigation and advocacy. This unit of study is designed especially for candidates in the Master of Laws (LLM) and Master of Labour Law and Relations (MLLR) degree programs who have completed an LLB or JD degree and focuses specifically on the principles of employment law within a litigation context.
Coordinator: Mr David Chin, Ms Elizabeth Raper
Classes: Intro Class: Jul 19 (6-8) then Aug 5, 6 & 19, 20 (9-5)
Assessment: class participation (40%), short tests (20%), problem question and drafting exercise (40%)

**LAWS6939 International Insolvency Law**
Level: 07  Credit Points: 6
Availability: S1CIFE BM-CC
Description: In contrast to traditional courses on international insolvency law, this unit will begin by discussing the issue of insolvency proceedings for states. The establishment of procedures for dealing with the insolvency of states is a fairly recent development, which can be traced to moves initiated by the International Monetary Fund during the Argentina crisis in 2001. Since then, a number of methods have been proposed for dealing with the insolvency of states in a more regulated and calculable manner than that in which the Paris and London Club has dealt with these issues over the last 50 years or so. Against this background, this unit will describe the evolution, and discuss the concept of insolvency proceedings for states. The second part of the unit will deal with the principles of traditional international insolvency law, that is, the principles governing the situation where an insolvent company has assets in more than one jurisdiction. These principles will be exemplified by various cases from different regions of the world. This part of the unit will also consider recent developments aiming to establish regions in which particular transnational insolvency rules are applicable, the main example being the European Insolvency Regulation.
Coordinator: Prof Christoph Paulus
Classes: Feb 22, 23 & 25, 26 (9-5)
Assessment: 500wd essay proposal (10%), 7500wd essay (90%)

**LAWS6944 Market Manipulation and Insider Trading**
Level: 07  Credit Points: 6
Availability: S2CIOC BM-CC
Description: This unit aims to introduce students to key concepts at the heart of capital market regulation focusing on practices that threaten the integrity of global securities markets. The unit focuses on recent developments (including high profile prosecutions for market abuse) in Australia and the United States while selecting other jurisdictions (most notably China, India, South Africa, Brazil, Europe and Hong Kong) that are relevant to the different subjects considered. The topics addressed will include: market manipulation, insider trading, non-disclosure and fraud-on-the-market, penalties, regulation of hedge funds and developments in emerging markets.
Coordinator: Dr Greg O'Mahoney
Classes: Oct 6, 7, 27, 28 (9-4)
Assessment: class participation (20%), presentation (20%) and 5000wd essay (60%)
Additional Info: This unit replaced LAWS6944 Regulation of Market Manipulation and Abuse (formerly Manipulation and Abuse in Global Securities Markets).

**LAWS6946 Tax Treaties Special Issues**
Level: 07  Credit Points: 6
Availability: S2CIOC BM-CC
Description: This unit of study considers a number of specialised topics in the area of tax treaties, largely reflecting the work of the OECD and United Nations on tax treaties currently and in the last decade. Topics covered include a selection of: OECD and UN policy developments, new Article 7, business restructures and intangibles, high value services, expatriates, superannuation and pensions, entities (companies, partnerships, trusts and collective investment vehicles), beneficial ownership, triangular cases, conflicts of qualification, non-discrimination, tax avoidance and treaties, base erosion and profit shifting, dispute resolution and international administrative cooperation.
Coordinator: Prof Richard Vann
Classes: Oct 26-28 & Nov 1 (9-4)
Assessment: 3000wd essay (30%), 2hr exam (70%)

**LAWS6950 Plain English in Legal Writing**
Level: 07  Credit Points: 6
Availability: S2CIOC BM-UK
Departmental Permission Sessions: S2CIOC BM-UK
Description: This unit looks at the role of plain English in legal writing, with particular emphasis on contract drafting, property documents, statutes, and advice-writing. It examines the reasons for the 'traditional' style of legal writing, the research into the advantages and disadvantages of plain English, and the techniques for writing law in plain English. Particular topics include the assumptions behind using plain English in law, the problems with terms of art and judicially-defined words and phrases, the causes of ambiguities in legal documents, and aspects of document design.
Coordinator: Em Prof Peter Butt
Assessment: class participation, including drafting assignments (20%), 3000wd redrafting exercise (40%) and 3000wd essay (40%)
Assumed knowledge: LAWS6252

**LAWS6953 Law of Asset Protection**
Level: 07  Credit Points: 6
Availability: S2CIAU BM-CC
Description: Asset protection is concerned with the preservation and transmission of property of individuals, families or corporations. It has the broad purpose of minimising legal, business and political risks, by safeguarding assets from seizure, loss and diminution in value. It is concerned with the protection of assets from potential creditors, government expropriation, excessive taxation and catastrophic loss. It is a vital component of tax advice, wealth management and financial planning. This unit examines the legal aspects of asset protection, from both Australian and international perspectives. It provides a sound understanding of the legal techniques and principles of asset protection. The complex interaction between company law, the law of trusts and property, tax and estate planning laws, bankruptcy and insolvency laws is analysed. The unit focuses on the laws of a select number of offshore jurisdictions, as well as international trust law. It examines the legal impediments and ethics of asset protection. Anti-money laundering rules and the civil and criminal liabilities of trustees and professional advisers are also covered.
Coordinator: Dr David Chaikin
Classes: Aug 18, 19 & 25, 26 (8.30-4.30)
Assessment: 8000wd essay (100%)

**LAWS6957 Shareholders' Remedies**
Level: 07  Credit Points: 6
Availability: S1CJJA BM-CC
Description: The unit objectives are: Examine the common problems experienced by members of various types of company; Understand strategies for preventing or remediating those problems without recourse to litigation; Understand the litigious remedies available to combat those problems; and Explore likely trends for future development of the law. The unit examines shareholders' remedies, exploring both litigious and non-litigious remedies. Litigious remedies include: class actions and recent developments in derivative litigation, as well as oppression, winding up, alteration of the constitution, dilution of equity stakes and compulsory acquisition of minority shareholdings. Non-litigious remedies include: the role of advance planning, drafting issues in relation to shareholders' agreements and constitutional provisions, and the scope for activism by institutional and retail shareholders in listed public companies.

Coordinator: Adj Prof Elizabeth Boros
Classes: Jan 11, 12 & 14, 15 (9-4)
Assessment: in-class test on the final day of class (20%) and 6400wd essay (80%)
Additional Info: Students should hold a law degree with good background in Australian corporate law

**LAWS6958 International Contract Law**

Level: 07
Credit Points: 6
Availability: S1CIFE BM-CC
Description: There are fundamental principles of contract law governing international commerce. These principles constitute international contract law - an autonomous body of the law governing obligations, rather than national contract law or an international scan of national law. This unit examines the emergence of the concept of a new lex mercatoria as it is used in international commerce. Using the UNIDROIT Principles of International Commercial Contracts, now in its third edition, as a fundamental statement of the principles of international contract law, we examine the structures and principles of international contract law as they apply in international contract practice and how they differ from national contract laws. Other statements of general contract or sales principles are considered and compared with the UNIDROIT Principles. These statements include the UN Convention on Contracts for the International Sale of Goods (CISG), the European Principles of Contract Law (PECL), the EC Draft Common Frame of Reference (DCFR), the US Restatement of Law (Second) Contracts, the US Uniform Commercial Code (UCC) and the Trans-Lex Principles of Transnational Law. Unity and harmony of transnational contract law proceeds within an institutional framework. That institutional framework includes the rules of private international law. We also examine the legal institutions relevant to sources of private international law as applied to international contract law. We consider the recognition internationally of a principle of party autonomy and the boundaries to the ability of parties to choose private systems of law to govern contractual relationships.

Coordinator: Adj Prof Donald Robertson
Classes: Feb 12, 13 & Mar 11, 12 (9-5)
Assessment: class participation including short issues paper, preparedness to discuss issues and class attendance (30%) and 6000wd essay (70%)
Additional Info: This unit replaced LAWS6958 Comparative Commercial Contracts.
Assumed Knowledge: undergraduate law degree

**LAWS6964 Global Energy and Resources Law**

Level: 07
Credit Points: 6
Availability: S1CIMY BM-CC
Description: This unit provides a framework for understanding the role of law in: the discovery, financing, development and utilisation of energy and resources projects; energy trading on wholesale markets; mining and resources projects, including competition issues and access to essential infrastructure; addressing potential sources of conflict in the energy and resources sector including dealing with international trade, native title and other indigenous issues, environmental and corporate social responsibility issues; and current national and international energy and resources controversies. Previous topics have included the role of renewable energy in energy security, challenges posed by energy and resources projects in Africa, conflict between Europe and Russia over gas supplies, energy storage, coal seam gas development, international maritime disputes in Asia over offshore oil and gas fields, corruption and transparency, and the Resource Curse in developing countries.

Coordinator: Dr Penny Crossley
Classes: May 5, 6 & 12, 13 (9-5)
Assessment: take-home exam (100%) or take-home exam (70%) and optional essay or problem question (30%)

**LAWS6965 Tax Avoidance and Anti-Avoidance**

Level: 07
Credit Points: 6
Availability: S1CIAP BM-CC
Description: This unit examines the pervasive phenomenon of tax avoidance, and the design (and effectiveness) of common judicial and legislative responses to it. The unit starts by deconstructing typical examples of avoidance to elicit the common design features of avoidance practices. We will also examine the interaction of tax avoidance with the process of statutory interpretation and the opportunities for avoidance. A particular focus of the unit will be on the scope and operation of Australia's general anti-avoidance rule (Part IVA), but the unit will also consider the various judicial anti-avoidance doctrines and some of the specific anti-avoidance rules found in Australia's tax legislation. The unit will also consider the kinds of approaches to tax avoidance and the anti-avoidance regimes employed in other countries. Finally, the unit will examine some of the procedural regimes used to curb the offering of tax avoidance products to taxpayers.

Coordinator: Prof Graeme Cooper
Classes: Apr 6-8 & 11, 12 (9-3.30)
Assessment: 2500wd class assignment (30%) and 2hr exam or 7000wd essay (70%)

**LAWS6970 Forensic Psychology**

Level: 07
Credit Points: 6
Availability: S1C NE-CC
Description: Forensic psychology is the application of psychological knowledge and theories to all aspects of the criminal and civil justice systems. It is currently one of the fastest developing and most popular aspects of psychology. In this unit we will draw upon psychological evidence to explain and understand some of the people and processes involved in the legal system. Through a series of interactive seminars we will discuss topics such as lie detection, profiling, interviewing, jury deliberation, eyewitness memory, criminal offenders, victims of crime, and police officers.

Coordinator: Dr Helen Paterson
Classes: 1x2-hr lecture/week
Assessment: class participation (10%) and 3500-4000wd essay (40%) and 2hr exam (50%)
Prohibitions: PSYC1001 and PSYC1020

**LAWS6984 Economics of Tax Policy**

Level: 07
Credit Points: 6
Availability: S2CIOC BM-CC
Description: The objective of the unit is to provide an understanding of the modern economics approach to the analysis of tax policy. The unit defines the role of taxation within the framework of welfare economics and examines the social and economic effects of reforms drawing on available empirical evidence. Particular attention is given to the evaluation of current policies and proposed reforms in terms of distributional outcomes and efficiency costs due to disincentive effects on labour supply, saving and investment. Topics covered include: taxation of labour income, consumption and capital income, family income taxation,
alternative approaches to the taxation of emission, and the
taxation of resource rents.
Coordinator: Prof Patricia Apps
Classes: Sep 26, 27 & Oct 4, 5 (10-5)
Assessment: class participation and presentation (10%) and
5000-6000wd essay (90%)
Prohibition: LAWS6257

**LAW6986 Criminal Justice Internship**
Level: 07  Credit Points: 6
Availability: S2CISE BM-CC
Departmental Permission Sessions: S2CISE BM-CC
Description: The Criminal Justice Internship provides an
opportunity to experience the working environment of
criminal justice agencies. Experience gained through
placement with a relevant agency will be complemented by
attendance at four intensive seminars. These seminars will
provide opportunities to reflect on the role of the host
agency, the policy context within which the host agency
operates, the ethical challenges associated with the work of
the agency and the specific skills and knowledge gained through
the Internship. The Internship will be specially beneficial to
students with limited work experience or those pursuing or contemplating a career change.
Coordinator: Dr Garner Clancey
Classes: Jul 30 & Nov 5
Practical Work: practical field work at a variety of criminal
delayed organisations for one day a week for the semester
Assessment: 2500wd reflective journal (30%), 2500wd
organisational analysis (30%) and organisational task (40%)
Additional Info: Interested applicants must submit an
Expression of Interest (maximum two typed pages) clearly
outlining reasons for applying, details of previous internships undertaken (where applicable), perceived benefits of
completing the internship, preferred placement
agency/agency and steps that the applicant will undertake
to organise a placement. Those applicants demonstrating the greatest interest in and perceived benefit from the
Internship will be accepted. The Expression of Interest must be submitted to Dr Garner Clancey
garner.clancey@sydney.edu.au by Thursday 7 April 2016.
Successful applicants will be formally notified of the outcome of the Expression of Interest and enrolment procedures explained no later than Friday 13 May 2016. Successful applicants will then work with Dr Clancey to arrange placement at preferred host organisations. Please note that
placement may be subject to permanent Australian
residency in a number of organisations.

**LAW6987 Fundamentals of Commercial Law**
Level: 07  Credit Points: 6
Availability: S1CIMY BM-CC
Description: This introductory unit provides an overview of
commercial law, focusing on the broad but fundamental
concept of commercial dealings. Areas for analysis include
sources and function of commercial law; the legal basis of
dealings in contract and property law; dealings by principals
and agents; dealings in tangible goods through leasing and
sale; dealings in intangibles such as receivables through
assignment; sources and methods of financing dealings;
protecting dealings through statute and common law rights;
and discharging dealings through a range of common payment methods and instruments.
Coordinator: Prof Sheelagh McCracken
Classes: Apr 15, 16 & 29, 30 (9-5)
Assessment: assignment (50%) and take-home exam
(50%)
Additional Info: This unit replaced LAWS6987 Introduction to
Commercial Law.
Prohibition: LAWS3400

**LAW6990 Principles of Oil and Gas Law**
Level: 07  Credit Points: 6
Availability: S2CJIL BM-CC
Departmental Permission Sessions: S2CJIL BM-CC
Description: Principles of Oil and Gas Law explores the
distinctive legal issues presented by oil and gas exploration
and production and examines the legal and regulatory
responses of oil producing states. This unit also explains the
international legal principles that apply within the sector and
sets the Australian experience against a broad comparative
background. For the first time in 2016, this course will be
offered in the home of the North Sea oil and gas industry,
Stavanger, Norway. This unit will draw on the expertise of
international experts in oil and gas, and to
analysing the special issues presented by offshore oil and
gas resources on the one hand, and onshore resources on
the other; to compare the approaches of different states to
the exploitation of their oil and gas reserves; to
consider how legal regimes for oil and gas exploration and production may be
evaluated in terms of political and legal risk.
Coordinator: Dr Penny Crossley, Prof Kim Talus
Classes: Jul 11-15 (9-5). Please visit the Sydney Law School
in Europe website
Assessment: take-home exam (100%) or take-home exam
(70%) and optional essay or problem question (30%)
Additional Info: MIL and GradDipIL students may enrol in
either LAWS6990 Principles of Oil & Gas Law or LAWS6933
Global Oil & Gas Contracts and Issues, but not both.

**LAW6991 Fundamentals of Contract Law**
Level: 07  Credit Points: 6
Availability: S1CIMY BM-CC
Description: Learn how contracts operate as risk
management tools by examining the legal principles arising
in the formation, construction and discharge of contracts.
This unit will provide students with an understanding of
remedies available for breach of contract and factors that
can vitiate a contract. The unit prepares students for a
range of units** across postgraduate programs in
commercial law, corporate, securities and finance law and
international business law where a basic understanding of
contractual law principles is valuable. Unit content includes:
contract as a risk management device; formation of
contracts: agreement, consideration, intention to create
legal relations, certainty, privity, formalities; construction
principles: contractual parties, contractual terms (express
and implied), classifying terms, principles of interpretation;
estoppel; vitiating factors: misrepresentation, misleading
and deceptive conduct, unconscionable conduct, mistake,
duress; discharge: performance, breach, termination and
frustration; remedies: key statutory and common law
remedies.
** excluding the following advanced contract law units
available to law graduates only: LAWS6809 Breach of
Contract, LAWS6872 Contract Negotiation, LAWS6851
Construction Law, LAWS6915 Current Issues in
Defamation Law, LAWS6954 Financial Risk Allocation in
Equity, LAWS6903 Interpreting Commercial Contracts,
LAWS6969 Principles of Patent Law, LAWS6919 Problems in
Contract Formation and units as listed in the Faculty Handbook.
Coordinator: Ms Anne McNaughton
Classes: May 13, 14 & 27, 28 (9-5)
Assessment: assignment (30%), take-home exam (70%)
Additional Info: This unit is only available to non-law graduates who have not undertaken any previous study of contract law. This unit replaced LAWS6991 Introduction to Contract Law. Available to MLLR students who commence after Jan 2015.
Prohibition: LAWS1002 or LAWS1015 or LAWS2008 or LAWS5002
Compulsory Co-requisites: LAWS6252

LAWS6997 Cross-Border Deals
Level: 07  Credit Points: 6
Availability: S2CIOC BM-CC
Description: This unit is for law graduates who have, or intend to have, a practice that exposes them to cross-border financings and acquisitions. The unit highlights the distinctive concepts and practices relating to overseas securities and corporate laws in cross-border transactions (focusing to a significant extent on US laws and practices). It concentrates on resolving the challenges non-Australian issues can pose to transactions even if Australian law applies to many aspects of the deal. The US segment will begin with a brief examination the US Federal system in which corporate and securities law responsibility is allocated between the states and Federal government, proceed to a detailed discussion of the process of offering securities in the US and how it can affect non-US offerings in practice, and finally will conclude with an exploration of the regulation of takeovers under US law. Significant US M&A concepts and practices, including mergers, break-up fees, poison pills, and proxy fights will be discussed. The remainder of the unit will focus on deal regulation of selected other overseas jurisdictions in which there have been recent activity. We will also examine practical consequences of the regulatory requirements of these jurisdictions, particularly in so far as they relate to M&A, as well as certain subjects that have worldwide applicability (such as due diligence to determine possible corruption, vendor due diligence and directors’ duties). The unit will be taught by a series of seminars, with an occasional guest lecture/panel discussion. The purpose of the unit is to assist Australian and other non-US lawyers in: identifying potential cross-border issues; and being creative in solving the challenges that arise in international securities transactions. The lecturer writes the Dealpolitik column for The Wall Street Journal and was for over 30 years a merger & acquisition and securities lawyer in the US (resident for several years in Australia).
Coordinator: Mr Ronald C Barusch
Classes: Oct 14, 15 & 21, 22 (9-4)
Assessment: class participation (15%), take-home quiz (30%) and take-home exam (55%)
Additional Info: This unit replaced LAWS6997 Cross-Border Deals – A US Perspective. Available to law graduates only. Students undertaking this unit must have a good working knowledge of the Australian Corporations Act and the rules and practices applicable to securities offerings and takeovers or the equivalent in their home jurisdiction.

LAWS7001 Legal Research 2
Level: 07  Credit Points: 6
Availability: S2C NE-CC
Description: 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.
Coordinator: Em Prof Terry Carney
Classes: 1x2-hour lecture/week
Assessment: class participation (30%) and preparation of an approved foundation chapter (70%)
Additional Info: Core unit for PhD and SJD students.
Prerequisites: LAWS6077

LAWS7002 Legal Research 3
Level: 07  Credit Points: 6
Availability: S2CIOC BM-CC
Description: This unit provides students 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 students.
Coordinator: Assoc Prof Shae McCrystal
Classes: Students are required to attend an initial meeting as scheduled on the timetable. One other session involving a two day conference in which students give presentations of their thesis will be held in later in the year. The date will be confirmed at the first meeting.
Assessment: Seminar presentation on an aspect of the student’s thesis; a written outline of goals for the unit and written reflection on achievements during the unit and reading, commenting on and providing written feedback on a chapter of the thesis of another class member. The unit will be assessed on a pass/fail basis.
Additional Info: Core unit for PhD and SJD students.
Prerequisites: Prerequisites: LAWS6077
Compulsory Co-requisites: LAWS7001