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 http://sydney.edu.au/law/cstudent/coursework/units.shtml for the latest information. For further information on individual units, please contact the lecturer (or coordinator) concerned.

JURS6019
Freedom of Speech: Theoretical and Comparative Issues
Credit points: 6 Teacher/Coordinator: Prof Wojciech Sadurski Session: Intensive August Classes: Aug 10, 11 & Aug 31, Sep 1 (9-5) Assessment: class participation (10%), class presentation (30%) and 5000wd essay (60%) Mode of delivery: Block mode
Freedom of speech is among the most hotly discussed constitutional rights in a liberal democratic state. This unit of study will aim at clarifying some of the fundamental conceptual and normative foundations of freedom of speech, always against the background of specific legal rules, cases and controversies in Australia and around the world. The theoretical part will consider such issues as the fundamental justifications (rationales) for freedom of speech, the idea of 'content neutrality' and 'viewpoint neutrality' of speech restrictions, the distinction between speech and conduct, etc. The unit will then look at such issues as hate speech, obscenity, defamation, offense to religious feelings etc., trying to distil general philosophical and legal principles behind regulation of these categories of expression. The unit will be highly interactive, and will largely rely on student presentations of topics which will be then developed in student essays.
Textbooks: Wojciech Sadurski, Freedom Speech and its Limits

JURS6034
Jurisprudence Research Project A
Credit points: 6 Teacher/Coordinator: Supervised by an appointed Sydney Law School academic staff member Session: Semester 1, Semester 2 Corequisites: JURS6034 Assessment: 15,000 to 20,000wd research project (100%) due on 15 June (Semester 1) or 15 November (Semester 2) of the final semester in which a student is enrolled in the research project. Mode of delivery: Supervision
Note: Department permission required for enrolment. Note: This unit is compulsory for MJur students. Applications close on 30 September (Semester 1) and 30 April (Semester 2). Students whose application is pending on the outcome of their previous semester’s results should not apply until after the official results release date. Students must complete both JURS6034 and JURS6035 within one or over two semesters.
If you have any concerns, please contact Sydney Law School E: law.postgraduate@sydney.edu.au.
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 School member. Please refer to the Sydney Law School website for details on eligibility criteria and application material.

JURS6035
Jurisprudence Research Project B
Credit points: 6 Teacher/Coordinator: Supervised by an appointed Sydney Law School academic staff member Session: Semester 1, Semester 2 Corequisites: JURS6034 Assessment: 15,000 to 20,000wd research project (100%) due on 15 June (Semester 1) or 15 November (Semester 2) of the final semester in which a student is enrolled in the research project. Mode of delivery: Supervision
Note: Department permission required for enrolment. Note: This unit is compulsory for MJur students. Applications close on 30 September (Semester 1) and 30 April (Semester 2). Students whose application is pending on the outcome of their previous semester’s results should not apply until after the official results release date. Students must complete both JURS6034 and JURS6035 within one or over two semesters.
If you have any concerns, please contact Sydney Law School E: law.postgraduate@sydney.edu.au.
Please refer to JURS6034 Jurisprudence Research Project A.

LAWS6001
Chinese Laws and Chinese Legal Systems
Credit points: 12 Teacher/Coordinator: Prof Vivienne Bath Session: Intensive December Classes: Nov 26-Dec 14 Prohibitions: LAWS6857 or LAWS3014 or LAWS3068 or LAWS5368 Assumed knowledge: undergraduate law degree from a common or civil law jurisdiction or LAWS6252 Assessment: 2hr exam to be completed in Shanghai (30%) and 8000wd essay (70%) due in February Practical field work: field school in Shanghai, China Mode of delivery: Block mode
Note: This unit is not available to students who have completed a law degree in the People’s Republic of China. 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. Students cannot enrol directly into this unit in Sydney. Enrolment instructions will be provided upon successful pre-enrolment registration. For further information, please visit http://sydney.edu.au/law/offshore/index.shtml.
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 and 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 and Law. There will also be a visit to a Chinese law firm.
LAWS6008
Takeovers and Reconstructions
Credit points: 6  
Teacher/Coordinator: Dr Robert P Austin  
Session: Semester 1  
Classes: 1x2-hr lecture/week  
Assumed knowledge: There are no prerequisite enrolment requirements. But students will be required to read and comprehend some technical material, including court judgments, Panel reasons for decisions, regulatory papers and academic literature.  
Assessment: 2 x class assignments (total 20%) and final assignment (80%)  
Mode of delivery: Normal (lecture/lab/tutorial) evening  
This unit considers the Australian law and regulatory policies governing corporate control transactions. We examine the requirements for a successful acquisition by a bidder of 100% of the issued securities of a target corporation; why 100% ownership of the target is desirable; and how to achieve it if the bid falls short. We consider regulated takeover bids under Chapter 6 of the Corporations Act, and the available alternatives to a regulated bid, including members’ schemes of arrangement and other control-affecting transactions such as selective reductions of capital and share buy-backs. We also look at corporate control transactions from the target’s point of view, considering the available defensive measures and how the law and regulatory policy impose limits on defensive strategies. We review the respective roles of the Takeovers Panel and courts. A special feature of this unit is the extensive experience in corporate control transactions that our team of lecturers will bring to the classroom, overseen by Dr Austin, a barrister and retired judge who is Challis Lecturer in Corporate Law.

LAWS6011
Administrative Law
Credit points: 6  
Teacher/Coordinator: Prof Margaret Allars  
Session: Intensive April  
Classes: Mar 23, 24 & Apr 20, 21 (9-5)  
Prohibitions: LAWS6201, LAWS6510  
Assumed knowledge: undergraduate law degree or LAWS6252 (core unit for MALP and Environmental Law students)  
Assessment: 7500wd essay or 2 x 3750wd essays (100%)  
Mode of delivery: Block mode  
Note: Core unit for MALP students. Students who do not hold a law degree from a common law jurisdiction must either have completed or be concurrently enrolled in LAWS6252 Legal Reasoning and the Common Law System before undertaking other law units.

LAWS6022
International & Comparative Labour Law
Credit points: 6  
Teacher/Coordinator: Prof Elizabeth Barmes  
Session: Intensive May  
Assessment: 7300wd essay (70%)  
Mode of delivery: Block mode  
This unit will examine the growing use of individual labour and equality rights to protect working people, with the overall aim of assessing the capacity of this type of regulation to enhance justice, both in the workplace and more widely. It will use experience in the UK of a highly individualized workplace rights and enforcement system to identify strengths and weaknesses in this kind of workplace protection. This will involve consideration of EU and European Convention on Human Rights standards, while some comparative readings will also be set and students will be encouraged themselves to bring a comparative dimension to the issues and assignments. Jumping off from the UK experience, the unit will evaluate various strategies for enhancing the protective capacity of individual workplace rights. These include: (1) conceiving of such rights as fundamental human or constitutional rights; (2) imposing positive duties on employers and others to promote and secure observance of individual labour and equality rights; (3) institutional innovation to secure workplace protections, for example via equality and human rights commissions, labour inspectorates, ombudspersons, tax and criminal prosecution authorities; (4) involving third parties in the regulation of individual labour standards, for example NGOs, trade unions, parliamentary and other public inquiries, consumers, campaigners and the press; (5) focusing on employer activities that moderate individual labour and equality standards, like human resources practices, corporate social responsibility regimes and general managerial strategizing. Threaded through the unit will be consideration of different methodological approaches to legal research, with the twin goals of increasing what students take from the materials covered and of improving their legal research and analytical skills, including for use in the final essay. Prof Barmes draws on her extensive previous research in this area and her varied background, for example, in legal practice, conducting research for the Law Commission of England and Wales, as co-editor of the Recent Cases section of the Industrial Law Journal and as co-Director of the QMUL School of Law Centre for Research on Law, Equality and Diversity (LEAD).

LAWS6030
Corporate Taxation
Credit points: 6  
Teacher/Coordinator: Prof Richard Vann  
Session: Intensive April (All other sessions are not available to students)  
Classes: Session S1CIAP: Apr 4-6 & 9, 10 (9-3.30)  
Assumed knowledge: It is assumed that students undertaking this unit have an understanding of Australian income taxation law commensurate with that which would be obtained from completing undergraduate study in Australian taxation law or five years working with Australian tax law in a law or accounting practice in an industry role or in the Australian Taxation Office. For students who do not have such knowledge or work experience they first should undertake LAWS6825 Introduction to Australian Business Tax before enrolling in this unit. The completion of other foundation units such as LAWS6840 Taxation of Business and Investment Income A and LAWS6841 Taxation of Business and Investment Income B will provide students, without such knowledge or work experience, with additional knowledge and skills that will assist in successfully completing this unit.
Assessment: in-class test (30%) and 2hr exam or 7000wd essay (70%)  
Mode of delivery: Block mode  
This advanced 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 their 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; and value shifting.

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LAWS6032
Crime Research and Policy
Credit points: 6
Teacher/Coordinator: Prof Judith Cashmore
Session: Semester 1 Classes: 1x2-hr lecture/week
Assessment: class participation (10%), 2000wd research proposal (60%) and 4000wd research proposal (40%)
Mode of delivery: Normal (lecture/lab/tutorial) evening
Note: Core unit for MCrim and GradDipCrim students and co-requisite for other criminology units.
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.

LAWS6034
Criminal Liability
Credit points: 6
Teacher/Coordinator: Mr Graeme Coss
Session: Semester 2
Classes: 1x2-hr lecture/week
Assessment: 3000wd essay (50%) and 2hr open-book exam (50%)
Mode of delivery: Normal (lecture/lab/tutorial) evening
Note: 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 studies in criminal law from a common law jurisdiction.
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 accessorial 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.

LAWS6037
International Import/Export Laws
Credit points: 6
Teacher/Coordinator: Adj Prof Alan Bennett
Session: Semester 1
Classes: 1x2-hr lecture/week
Assessment: class assignments (10%), mid-semester take-home exam (25%) and final semester take-home exam (65%)
Mode of delivery: Normal (lecture/lab/tutorial) evening
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.

LAWS6039
Discrimination in the Workplace
Credit points: 6
Teacher/Coordinator: Assoc Prof Belinda Smith
Session: Intensive August
Classes: Intro Class: Jul 24 (6-8) then Aug 10, 11 & 24, 25 (9-5)
Assessment: Three components of assessment and students can choose the weighting: Regime A - class participation (0%), online short-answer quiz (35%) and 5500wd essay (65%); or Regime B - class participation (15%), online short-answer quiz (25%) and 5500wd essay (60%)
Mode of delivery: Block mode
Note: MLIR students may enrol in this unit before completing LAWS6071 Labour Law, but must have either completed or be concurrently enrolled in LAWS6252 Legal Reasoning and the Common Law System.
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 how anti-discrimination law is applied in respect of a number of different grounds of discrimination - such as sex, race, disability and family responsibilities - reviewing recent cases and current issues. We will 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).

LAWS6041
Environmental Litigation
Credit points: 6
Teacher/Coordinator: Justice Nicola Pain, Justice Rachel Pepper
Session: Intensive August
Classes: Aug 8-11 (9-5)
Assessment: 4000wd paper on a practical task/topic (50%), 4000wd essay (50%)
Mode of delivery: Block mode
This unit focuses on litigation as a tool for resolving environmental disputes. The unit examines different types of environmental litigation and issues that can arise in litigation processes. Candidates will develop an understanding of the characteristics of environmental litigation, the advantages and limitations of different types of proceedings, and the range of outcomes that are possible for environmental litigation. The topics include litigation strategies, procedure and evidence, defensive actions (ie SLAPP litigation), and the outcomes of litigation. Reference will be made to recent cases, such as in the field of climate change, to illustrate the topics.

LAWS6044
Environmental Law and Policy
Credit points: 6
Teacher/Coordinator: Prof Rosemary Lyster (Coordinator), Dr Gerry Bates
Session: Intensive March
Classes: Mar 14-17 (9-5)
Assessment: LAWS9430 or LAWS5130 Assumed knowledge: LAWS6252 or law degree from a common law jurisdiction
Mode of delivery: Block mode
Note: Students who do not hold a law degree from a common law jurisdiction must either have completed or be concurrently enrolled in LAWS6252 Legal Reasoning and the Common Law System before undertaking the environmental law units.
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.

LAWS6047
Law of the Sea
Credit points: 6 Teacher/Coordinator: Prof Tim Stephens Session: Intensive October Classes: Oct 18, 19 & 25, 26 (9-5) Assessment: 5000wd essay (60%) and take-home exam (40%) Mode of delivery: Block mode
The oceans cover two-thirds of the world’s surface, and are vital to international commerce, are a store of important living and non-living resources, and provide indispensable environmental services including stabilising the global climate system. This unit reviews the major areas of the law of the sea as it has developed over the centuries. The unit takes as its focus the ‘constitution’ of the oceans, the 1982 UN Convention on the Law of the Sea and also considers a range of other international conventions and agreements, and current state practice. Each of the major maritime zones is assessed, and there is also a detailed review of several sectoral issues, including the protection of the marine environment, fisheries, navigational rights and freedoms, and military uses of the oceans. Where appropriate, reference will be made throughout the unit to relevant Australian law and practice, and to other state practice in the Asia Pacific Region.

LAWS6048
Explaining Crime
Credit points: 6 Teacher/Coordinator: Prof Gail Mason Session: Semester 1 Classes: 1x2-hr lecture/week Assessment: take-home exam (30%), class presentation (10%) and 3500wd essay (60%) Mode of delivery: Normal (lecture/lab/tutorial) evening
Note: Core unit for MCrim and GradDipCrim students and co-requisite for other criminology elective units.
This unit examines the relevance of theory to the process of explaining crime as a social phenomenon. It will selectively analyse the history of criminological thought. Special attention will be given to the cross-disciplinary nature of efforts to understand crime, criminality and their causes.
A significant section of the unit will deal with contemporary approaches to criminological explanation including the influence of feminism and postmodernism. Contemporary theorists such as Foucault, Garland and Braithwaite will also be considered. The unit will endeavour to make explicit the links between criminological theory and the development of public policy.

LAWS6052
Government Regulation, Health Policy and Ethics
Credit points: 6 Teacher/Coordinator: Prof Cameron Stewart Session: Intensive October Classes: Sep 27, 28 & Oct 25, 26 (9-5) Assessment: class presentation (20%) and 7000wd essay (80%) Mode of delivery: Block mode
Note: MHL students may select this unit as one of the three core units required in addition to LAWS6252.
This unit examines government regulation of health care and professional practice. With regard to each area of government decision-making, issues are analysed by reference to the interplay 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 administration; health insurance; pharmaceutical benefits and the pharmacy industry; human tissue legislation; discipline of health professionals with a focus on the National Law; health care complaints tribunals; a right to health care; ethical theories in law and medicine; the ethics of human experimentation; and ethics committees.

LAWS6054
Health Care and Professional Liability
Credit points: 6 Teacher/Coordinator: Prof Cameron Stewart Session: Intensive May Classes: Apr 26, 27 & May 24, 25 (9-5) Assessment: class presentation (20%) and assignment or 7000wd essay (80%) Mode of delivery: Block mode
Note: Core unit for GradDipHL students. MHL students may select this unit as one of the three core units required in addition to LAWS6252.
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 or LAWS6881 and examine debates about the proper role of law in regulating the provision of health care. It will also critically evaluate law reform initiatives with respect to legal liability, complaints mechanisms and disciplinary action against health professionals where relevant. Topics to be covered may include: Legal and non-legal methods of regulating the practices of health professionals; the limits imposed on health professionals by the criminal law; the principles of negligence and their application to the liability of health professionals; contractual and fiduciary duties of health professionals; liability of hospitals; discrimination in health care; procedures for complaints against health professionals; disciplinary proceedings and the statutory reporting obligations of health professionals.

LAWS6058
Information Rights in Health Care
Credit points: 6 Teacher/Coordinator: Dr Belinda Reeve Session: Intensive September Classes: Intro Class: Aug 29 (6-8) then Sep 6, 7 & Oct 4, 5 (9.30-4.30) Prohibitions: LAWS3452 or LAWS5152 Assessment: class presentation and 1500wd paper (20%) and assignment (80%) Mode of delivery: Block mode
Note: Core unit for GradDipHL students. MHL students may select this unit as one of the three core units required in addition to LAWS6252. Students who have previously completed LAWS512, LAWS3452 or equivalent Medical Law unit in their undergraduate degree are not permitted to enrol in this unit.
This unit deals with patients’ rights to information in the modern health care system. The unit will focus on consent in treatment and will include discussion of: 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.
LAW6059
International Business Law
Credit points: 6 Teacher/Coordinator: Em Prof Gabriel Moens Session: Intensive September Classes: Sep 7, 8 and 14, 15 (9-5) Prohibitions: LAW63438, LAW65138
Assumed knowledge: Students who do not hold a law degree from a common or civil law jurisdiction must either have completed or be concurrently enrolled in LAW6252 Legal Reasoning and the Common Law System before enrolling in this unit. Assessment: 3500wd essay (50%) and 1hr exam (50%) or 2hr exam (100%) Mode of delivery: Block mode

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.

Textbooks: Burnett and Bath, Law of International Business in Australasia (Federation press, 2009)

LAW6060
International Commercial Arbitration
Credit points: 6 Teacher/Coordinator: Prof Chester Brown, Prof Luke Nottage Session: Intensive May Classes: May 3, 4 & 17, 18 (9-5)
Assessment: assignment (40%) and 5000wd essay (60%) Mode of delivery: Block mode
Note: This is available as one of the core units for GradDipIntBusLaw students

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.

LAW6061
International Environmental Law
Credit points: 6 Teacher/Coordinator: Prof Rosemary Lyster, Assoc Prof Ed Couzens Session: Intensive May Classes: Apr 27, 28 & May 4, 5 (9-5) Assessment: compulsory in-class practical assessment (40%) and assignment (60%) Mode of delivery: Block mode

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.

LAW6062
International Law—the use of Armed Force
Credit points: 6 Teacher/Coordinator: Dr Alison Pert Session: Intensive August Classes: Aug 10, 11 & Aug 31, Sep 1 (9-5) Prohibitions: LAWS63483 or LAWS6183 Assessment: 3000wd problem question (40%), 5000wd essay (60%) Mode of delivery: Block mode

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 peace-building, peace-making, peace-keeping, and peace enforcement; and the legal issues arising from humanitarian intervention and the emerging principle of the responsibility to protect. This unit does not cover the law regulating the conduct of armed conflict (jus in bello), which is the subject of the separate unit LAWS6218 International Humanitarian Law.

LAW6063
World Trade Organization Law I
Credit points: 6 Teacher/Coordinator: Dr Brett Williams Session: Intensive September Classes: Aug 24, 25 & Sep 21, 22 (9-5.30) Prohibitions: LAWS63439 or LAWS6139 Assumed knowledge: limited knowledge of law of treaties Assessment: 3000 to 3500wd essay (40%) and take-home exam (60%) Mode of delivery: Block mode

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 also offers some comparisons with regulation under bilateral and regional trade agreements. 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 LAW6064 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 (and comparing with some bilateral and regional trade agreements). 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 compare it with the negative list approach used under some bilateral and regional trade agreements; and the rules of the Agreement on Trade-Related Aspects of Intellectual Property (TRIPS), emphasizing patents, copyright and trademarks, and noting some TRIPS plus aspects of some bilateral and regional trade agreements. The unit analyses in more detail some of the fundamental rules of the GATT; rules on tariff
bindings and 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.

LAWS6065
Pollution, Corporate Liability and Governance
Credit points: 6
Teacher/Coordinator: Prof Rosemary Lyster, Dr Kate Owens, Dr Gerry Bates
Session: Intensive May
Classes: May 18, 19 & 25, 26 (9-5)
Assessment: take-home exam (60%) and 8000wd essay (40%)
Mode of delivery: Block mode
Note: This unit replaced LAWS6065 Pollution and Contaminated Land.

The aim of the unit of study is to provide an introduction to the framework, concepts, sources and techniques of pollution control law and corporate environmental liability. The history and framework of international laws regulating pollution will be examined before exploring a range of legal and regulatory measures for pollution control and corporate liability at both the Commonwealth level and within New South Wales. An overarching theme will be the need for effectiveness in implementation and enforcement of pollution control and governance measures that have been developed to prevent harm and promote ecologically sustainable development.

LAWS6066
Discretion in Criminal Justice
Credit points: 6
Teacher/Coordinator: Adj Prof Nicholas Cowdery
Session: Intensive October
Classes: Oct 12, 13 & 26, 27 (9-5)
Assessment: take-home exam (60%) and essay (40%)
Mode of delivery: Block mode

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 step. 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 rules (prosecution guidelines, memoranda and 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.

LAWS6068
Judicial Review - Principles, Policy and Procedure
Credit points: 6
Teacher/Coordinator: Prof Margaret Allars
Session: Intensive August
Classes: Jul 20, 21 & Aug 17, 18 (9-5)
Assessment: 7500wd essay or 2x3750wd essays (100%)
Mode of delivery: Block mode

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.

LAWS6071
Labour Law
Credit points: 6
Teacher/Coordinator: Prof Joellen Riley
Session: Intensive March
Classes: Intro class: Mar 13 (6-8) then Mar 23, 24 & Apr 6, 7 (9-5)
Prohibitions: LAWS5146
Assumed knowledge: MLLR students must either have completed or be concurrently enrolled in LAWS6252 Legal Reasoning and the Common Law System (core) as well as this unit before undertaking the labour law elective units
Assessment: assignment (20%) and 1.5hr in-semester exam (80%)
Mode of delivery: Block mode

Note: 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.

The purpose of this unit is to introduce students to the principles of labour law. It is designed specifically for ML LR 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 ML LR 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.

LAWS6077
Legal Research 1
Credit points: 6
Teacher/Coordinator: EmProf Terry Carney
Session: Semester 1
Classes: 1x2-hr lecture/week
Assessment: class participation (10%), 4000-6000wd essay (60%) and critical analysis of another student's research strategy essay (30%)
Mode of delivery: Normal (lecture/lab/tutorial) evening

Note: Core unit for all Sydney Law School Higher Degree by Research students. The unit must be successfully completed within the first year of candidature. It is not available to students enrolled in a coursework program or students from another faculty.

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.

LAWS6091
Chinese International Taxation
Credit points: 6
Teacher/Coordinator: Prof Jinyan Li
Session: Intensive May
Classes: May 2-4 & 7, 8 (9-3.30)
Assumed knowledge: It is assumed that students undertaking this unit have successfully completed an undergraduate/postgraduate unit of study in tax law.

Assessment:
class participation (10%), 1500wd essay (20%) and 2hr exam (70%) Mode of delivery: Block mode

The object of this unit is to provide an overview of the income tax system of China and a detailed analysis of the most important legislative and treaty rules of China in the area of international income tax, especially in dealings with Australia. Upon successful completion of the unit, 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.

LAWS6096
Work Health and Safety: Law and Policy
Credit points: 6 Teacher/Coordinator: Prof Richard Johnstone Session: Intensive May Classes: May 18, 19 & 25, 26 (9-5) Assumed knowledge: LAWS6252 or a law degree and LAWS6071 (MLLR students) Assessment: class participation (10%), 3000wd essay (40%) and assignment (50%) Mode of delivery: Block mode

This unit of study is on work health and safety law and practice. Its main focus is on the role of law in preventing disease, 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.

LAWS6105
Child Sexual Abuse: Diverse Perspectives
Credit points: 6 Teacher/Coordinator: Assoc Prof Rita Shackel, Prof Judith Cashmore Session: Semester 2 Classes: 1x2-hr lecture/week Assessment: 4500wd essay (60%) and critical review comprising oral presentation (20%) and written paper (20%) Mode of delivery: Normal (lecture/lab/tutorial) evening

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.

LAWS6109
UK International Taxation
Credit points: 6 Teacher/Coordinator: Prof Malcolm Gammie Session: Intensive September Classes: Sep 5-7 & 10, 11 (9-3.30) Assumed knowledge: It is assumed that students undertaking this unit have successfully completed an undergraduate/postgraduate unit of study in tax law and have a working knowledge of the UK tax system. Assessment: 7000wd essay (100%) Mode of delivery: Block mode

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 unit examines the role of the UK's major trading partners. UK taxation 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.

LAWS6118
Taxation of Partnerships and Trusts
Credit points: 6 Teacher/Coordinator: Prof Richard Vann Session: Semester 2 Classes: 1x2-hr lecture/week Assumed knowledge: It is assumed that students undertaking this unit have an understanding of Australian income taxation law commensurate with that which would be obtained from completing undergraduate study in Australian taxation law or five years working with Australian tax law in a law or accounting practice in an industry role or in the Australian Taxation Office. For students who do not have such knowledge or work experience they first should undertake LAWS6255 Introduction to Australian Business Tax before enrolling in this unit. Assessment: 30% in-class assessment and 70% 2hr exam (70%) Mode of delivery: Normal (lecture/lab/tutorial) evening

The objective of this unit is to examine the policy and practical issues that arise in Australia for the taxation of income derived through partnerships and trusts which are generally transparent for tax purposes. The focus of the course is twofold. First, it looks at the use of these vehicles by small and medium-sized businesses. Upon successful completion of the unit, students should have an advanced understanding of 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.

LAWS6119
The State and Global Governance
Credit points: 6 Teacher/Coordinator: Assoc Prof Jacqueline Mowbray Session: Intensive May Classes: Apr 19, 20 & May 3, 4 (9-5) Assessment: 1000-2000wd critique of a selected reading (25%), 250wd essay abstract and one page reading list (10%) and 5000-6000wd essay (65%) Mode of delivery: Block mode

How will Donald Trump's presidency affect international law and international relations? How do non-state actors like Islamic State challenge the existing international order? How do we respond to international health emergencies, such as the outbreaks of the Zika and Ebola viruses? These questions all raise issues of global governance, that is, how international affairs are governed on a global scale. They also raise questions about the roles and capacities of individual states within the global order. This unit explores how current systems of global governance
operate, the place of states within those systems, and the significance of law to those systems. In doing so, the unit introduces students to a range of historical and contemporary approaches to understanding the role of law in international affairs, and gives students an opportunity to consider these in relation to current events of global import. The sorts of questions with which the unit is concerned may include the following. Are systems of global governance lawful? Are they democratic? What is the role of violence in the contemporary global order? How does/should international law seek to address pressing transnational issues, such as poverty, environmental degradation, global health threats and human rights abuses?

LAW6123
Transfer Pricing in International Tax
Credit points: 6
Teacher/Coordinator: Ms Melissa Ogier
Session: Intensive June Classes: May 23-25 & 28, 29 (9-3.30)
Assumed knowledge: It is assumed that students undertaking this unit have an understanding of Australian income taxation law commensurate with that which would be obtained from completing undergraduate study in Australian taxation law or five years working with Australian tax law in a law or accounting practice in an industry role or in the Australian Taxation Office. For students who do not have such knowledge or work experience they first should undertake LAWS6825 Introduction to Australian Business Tax before enrolling in this unit. The Completion of LAWS6209 Australian International Taxation will provide students, without such knowledge or work experience, with additional knowledge and skills that will assist in successfully completing this unit. Assessment: 3000wd assignment (30%) and 2hr exam (70%) Mode of delivery: Block mode
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.

LAW6125
Taxation of Corporate Finance
Credit points: 6
Teacher/Coordinator: Mr Paul O'Donnell
Session: Semester 1 Classes: 1x2-hr lecture/week Assumed knowledge: It is assumed that students undertaking this unit have an understanding of Australian income tax law commensurate with that which would be obtained from completing undergraduate study in Australian taxation law or five years working with Australian tax law in a law or accounting practice in an industry role or in the Australian Taxation Office. For students who do not have such knowledge or work experience they first should undertake LAWS6825 Introduction to Australian Business Tax before enrolling in this unit. Assessment: classwork (30%) and 2hr exam or 7000wd essay (70%) Mode of delivery: Normal (lecture/lab/tutorial) evening
This advanced 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.

LAW6128
Comparative International Taxation
Credit points: 6
Teacher/Coordinator: Prof Michael Dirkis, Assoc Prof Celeste Black
Session: Intensive March Classes: Mar 21-23 & 26, 27 (9-3.30)
Assumed knowledge: It is assumed that students undertaking this unit have successfully completed an undergraduate/postgraduate unit of study in tax law. Assessment: class work (30%) and 2hr exam (70%) Mode of delivery: Block mode
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.

LAW6129
Taxation of Offshore Operations
Credit points: 6
Teacher/Coordinator: Prof Graeme Cooper
Session: Semester 1 Classes: 1x2-hr lecture/week Assumed knowledge: It is assumed that students undertaking this unit have an understanding of Australian income taxation law commensurate with that which would be obtained from completing undergraduate study in Australian taxation law or five years working with Australian tax law in a law or accounting practice in an industry role or in the Australian Taxation Office. For students who do not have such knowledge or work experience they first should undertake LAWS6825 Introduction to Australian Business Tax before enrolling in this unit. The Completion of LAWS6209 Australian International Taxation will provide students, without such knowledge or work experience, with additional knowledge and skills that will assist in successfully completing this unit. Assessment: assignment (30%) and 2hr exam (70%) Mode of delivery: Normal (lecture/lab/tutorial) evening
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.

LAW6138
Internat Fin Transactions: Law and Prac
Credit points: 6
Teacher/Coordinator: Mr Jan Job de Vries Robbé
Session: Intensive March Classes: Mar 15, 16 & 19, 20 (9-4)
Assessment: class participation (15%) and 8000wd essay (85%) Mode of delivery: Block mode
International finance is front page news: from litigation against mis-selling banks, to the fall-out of the sovereign debt crises (bail-in), the contentious role of activist hedge funds and the (over)reliance on rating agencies, there is no escape. Banks are perhaps still on the back foot, having to prove their value to the community by means of delivering sustainable finance. This unit introduces and digs deep into the suite of international financial transactions, with a profoundly practical perspective, whilst also showcasing sustainable and development finance in practice.
Key pillars of the unit include lending, capital markets instruments, derivative markets and project finance. Within each pillar specific financial products are analysed, both from a legal and structuring perspective. We look at lending and negotiate a term sheet. We uncover the drivers and range of historical and contemporary approaches to understanding the role of law in international affairs, and gives students an opportunity to consider these in relation to current events of global import. The sorts of questions with which the unit is concerned may include the following. Are systems of global governance lawful? Are they democratic? What is the role of violence in the contemporary global order? How does/should international law seek to address pressing transnational issues, such as poverty, environmental degradation, global health threats and human rights abuses?
feature of the unit. The lecturer shares his own transactional experience in development finance, from Asia to Africa and Latin America. Guest lecturers from top tier law firms and major banks explain transactions and risks, giving a broader perspective. Case studies and a negotiation session are also included, making this a both challenging and exciting unit. Bottom line: this unit will enhance your skills for application in legal practice. No prior experience in the financial markets is required. To assist students in getting up to speed, some materials will be shared on-line before classes commence.

LAW6140

Corporate Social Responsibility: Theory and Policy
Credit points: 6 Teacher/Coordinator: Assoc Prof Ian B Lee Session: Intensive July Classes: Jul 19, 20 & 23, 24 (9-4) Assessment: class participation (15%), assignment (10%) and 6000wd essay (75%) Mode of delivery: Block mode Note: Available to MLLR students who commenced after Jan 2015.

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.

LAW6141

Asia Pacific Environmental Law
Credit points: 6 Teacher/Coordinator: Dr Saiful Karim, Dr Manuel Solis Session: Intensive August Classes: Aug 22-25 (9-5) Assessment: class participation (20%), 7000wd essay (80%) Mode of delivery: Block mode

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.

LAW6147

Independent Research Project
Credit points: 6 Teacher/Coordinator: Supervised by an appointed Sydney Law School academic staff member Session: Semester 1, Semester 2 Assessment: 8000 to 10,000wd research project (100%) due on 15 June (Semester 1) or 15 November (Semester 2) Mode of delivery: Supervision Note: Department permission required for enrolment. Note: Applications close on 30 September (Semester 1) and 30 April (Semester 2). Students whose application is pending on the outcome of their previous semester's results should not apply until after the official results release date. If you have any concerns, please contact Sydney Law School E: law.postgraduate@sydney.edu.au.

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 School 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.

LAW6149

Legal Pluralism in Southeast Asia
Credit points: 12 Teacher/Coordinator: Prof Simon Butt, Assoc Prof Salim Farrar Session: Intensive July Classes: Jul 9-13 (Indon) & 16-19 (Malay) Assessment: class participation (10%), take-home exam (40%), 8000wd essay (50%) Practical field work: field school in Indonesia/Malaysia Mode of delivery: Block mode Note: Students cannot enrol directly into this unit in Sydney Student. Enrolment instructions will be provided upon successful pre-enrolment registration. For further information, please visit http://sydney.edu.au/law/offshore/index.shtml.

This unit introduces students to the legal systems of Southeast Asia, focusing on Indonesia and Malaysia. The unit surveys a very wide range of topical legal issues from the region - from human rights and development, environmental law, to the practice of commercial law, including Islamic banking. The unit emphasises legal pluralism - that is, the operation of different bodies of law for particular groups in those countries, colonial, national, Islamic and customary law - and compares how countries in Southeast Asia have handled it.

LAW6153

Comparative Corporate Taxation
Credit points: 6 Teacher/Coordinator: Prof Peter Harris Session: Intensive August Classes: Aug 8-10 & 13, 14 (9-3.30) Assumed knowledge: It is assumed that students undertaking this unit have successfully completed an undergraduate/postgraduate unit of study in tax law. Assessment: 2hr exam or 7000wd essay (100%) Mode of delivery: Block mode

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, takeover, trading in loss companies, share buy-backs, liquidation, bonus issues, convertible notes, mergers and demergers.

LAW6159
Insolvency Law

Credit points: 6
Teacher/Coordinator: Mr Lindsay Powers
Session: Intensive July
Classes: Jul 5, 6 & 12, 13 (9-5)
Prohibitions: CLAW6006 or LAWS3403 or LAWS3445 or LAWS5103
Assumed knowledge: undergraduate law degree with good background in Australian corporate law (e.g. 80% of LAWS6201 and 4000wd (50%) and 4000wd (50%))
Assessment: assignment (50%) and 4000wd (50%)
Mode of delivery: Block mode

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 administration, schemes of arrangement and associated procedures together with the avoidance of transactions in insolvency. The unit also considers the impact of insolvency on existing contractual and proprietary rights from the perspective of employees, unsecured creditors, shareholders, trustees of trusts and third parties generally. The unit also considers cross-border insolvency and the Cross Border Insolvency Act 2008. The impact of the PSPPA on insolvency is also analysed. The unit involves a significant component of statutory interpretation.

LAWS6161
International Human Rights

Credit points: 6
Teacher/Coordinator: Prof David Kinley
Session: Intensive October
Classes: Oct 5, 6 & 12, 15 (9-5)
Prohibitions: GOVT6117
Assessment: 2000wd assignment (30%) and 5000wd essay (70%) or 7000wd (100%)
Mode of delivery: Block mode
Note: Available to MLLR students who commenced after Jan 2015.

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, non-governmental organisations, academic institutions, and the media); (b) settings where international human rights law is being deployed (in Australia and elsewhere); and (c) particular identities/subjects that international human rights law aspires to shape, regulate or secure. By the end of this unit, students should be able to formulate written and oral arguments 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.

LAWS6165
Biodiversity Law

Credit points: 6
Teacher/Coordinator: Assoc Prof Ed Couzens
Session: Intensive April
Classes: Apr 13, 14 & 20, 21 (9-5)
Assessment: class presentations (25%) and 6000wd (75%)
Practical field work: If possible, an appropriate practical component (along field trip lines) will be added to give further insight.
Mode of delivery: Block mode

Biological diversity is the variability among living organisms and the ecological complexes of which they are part, including diversity within species, between species and of ecosystems. Aside from whatever intrinsic value it may possess, biodiversity is crucial to support human life and welfare. Australia is fortunate to have some of the world’s most complex and unique biodiversity - unfortunately also to have one of the highest rates of extinction and loss of biodiversity. Despite a sophisticated system of environmental governance and a relatively high degree of environmental awareness, biodiversity continues to decline rapidly in Australia. This unit will consider the international legal regime related to the protection of biodiversity; how international instruments are incorporated into (or otherwise affect) Australia’s regime; and the operation of Australia’s regime at both national and state levels (the latter, particularly in NSW) - and will include consideration of various threats to biodiversity different protection options (in situ and ex situ), and how biodiversity-related considerations affect and are affected by other Environmental Law fields.

LAWS6167
International Law II

Credit points: 6
Teacher/Coordinator: Dr Alison Pert
Session: Intensive May
Classes: S1CIMY (Group A): Apr 20, 21 & May 12
2-5 (9-3.30)
S2C (Group B): 1x2-hr lecture/week
Assessment: LAWS6243 Assessment: 5000wd essay (60%) and take-home exam (40%)
Mode of delivery: Block mode, Normal (lecture/lab/tutorial) evening

Note: Compulsory core unit for MIL and GradDiplLaw students. This unit replaced LAWS6167 International Law and Australian Institutions.

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, which may include a 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.

LAWS6171
US International Taxation

Credit points: 6
Teacher/Coordinator: Prof Ethan Yale
Session: Intensive May
Classes: May 9-11 & 14, 15 (9-3.30)
Assumed knowledge: It is assumed that students undertaking this unit have successfully completed an undergraduate/postgraduate unit of study in tax law. LAWS6245 assessment: in-class assessment (30%) and 2hr exam (70%). Mode of delivery: Block mode

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 aspects of income tax law applicable to inbound and outbound transactions in the US.

LAWS6177
Tax Treaties

Credit points: 6
Teacher/Coordinator: Prof Richard Vann
Session: Intensive May
Classes: Apr 26, 27 & Apr 30, May 1 (9-5)
Assumed knowledge: It is assumed that students undertaking this unit have an understanding of Australian income taxation law commensurate with that which would be obtained from completing undergraduate study in Australian taxation law or five years working with Australian tax law in a law or accounting practice in an industry role or in the Australian Taxation Office. For students who do not have such knowledge or work experience they first should undertake LAWS6825 Introduction to Australian Business Tax before enrolling in this unit. The completion of LAWS6209 Australian International Taxation will provide students, without such knowledge or work experience, with additional knowledge and skills that will assist in successfully completing this unit. Assessment: classwork (30%) and 2hr exam or 7000wd essay (70%). Mode of delivery: Block mode
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 Australian tax treaty position in relation to the taxation of various kinds of income, as well as a detailed knowledge of the law applicable to interpretation of Australia’s treaties. The unit includes a study of: principles of tax treaties; interpretation of tax treaties; and selected articles of the OECD Model and Australian tax treaties.

LAW6182
Independent Research Project A
Credit points: 6
Teacher/Coordinator: Supervised by an appointed Sydney Law School academic member
Session: Semester 1, Semester 2
Corequisites: LAWS6183
Assessment: 15,000 to 20,000wd research project (100%) due on 15 June (Semester 1) or 15 November (Semester 2) of the final semester in which a student is enrolled in the research project.
Mode of delivery: Supervision
Note: Department permission required for enrolment. Note: Applications close on 30 September (Semester 1) and 30 April (Semester 2).
Students whose application is pending on the outcome of their previous semester’s results should not apply until after the official results release date. Students must complete both LAWS6182 and LAWS6183 within one or two semesters. If you have any concerns, please contact Sydney Law School E: law.postgraduate@sydney.edu.au.

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 School member. This 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.

LAW6183
Independent Research Project B
Credit points: 6
Teacher/Coordinator: Supervised by an appointed Sydney Law School academic staff member
Session: Semester 1, Semester 2
Corequisites: LAWS6182
Assessment: 15,000 to 20,000wd research project (100%) due on 15 June (Semester 1) or 15 November (Semester 2) of the final semester in which a student is enrolled in the research project.
Mode of delivery: Supervision
Note: Department permission required for enrolment. Note: Applications close on 30 September (Semester 1) and 30 April (Semester 2).
Students whose application is pending on the outcome of their previous semester’s results should not apply until after the official results release date. Students must complete both LAWS6182 and LAWS6183 within one or two semesters. If you have any concerns, please contact Sydney Law School E: law.postgraduate@sydney.edu.au.

Please refer to LAWS6182 Independent Research Project A.

LAW6184
International Law Research Project A
Credit points: 6
Teacher/Coordinator: Supervised by an appointed Sydney Law School academic staff member
Session: Semester 1, Semester 2
Corequisites: LAWS6185
Assessment: 15,000 to 20,000wd research project (100%) due on 15 June (Semester 1) or 15 November (Semester 2) of the final semester in which a student is enrolled in the research project.
Mode of delivery: Supervision
Note: Department permission required for enrolment. Note: Applications close on 30 September (Semester 1) and 30 April (Semester 2).
Students whose application is pending on the outcome of their previous semester’s results should not apply until after the official results release date. Students must complete both LAWS6184 and LAWS6185 within one or two semesters. If you have any concerns, please contact Sydney Law School E: law.postgraduate@sydney.edu.au.

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 School 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.

LAW6185
International Law Research Project B
Credit points: 6
Teacher/Coordinator: Supervised by an appointed Sydney Law School academic staff member
Session: Semester 1, Semester 2
Corequisites: LAWS6184
Assessment: 15,000 to 20,000wd research project (100%) due on 15 June (Semester 1) or 15 November (Semester 2) of the final semester in which a student is enrolled in the research project.
Mode of delivery: Supervision
Note: Department permission required for enrolment. Note: Applications close on 30 September (Semester 1) and 30 April (Semester 2).
Students whose application is pending on the outcome of their previous semester’s results should not apply until after the official results release date. Students must complete both LAWS6184 and LAWS6185 within one or two semesters. If you have any concerns, please contact Sydney Law School E: law.postgraduate@sydney.edu.au.

Please refer to LAWS6184 International Law Research Project A.

LAW6187
Functional Analysis of Law and Soc Control
Credit points: 6
Teacher/Coordinator: Assoc Prof Alex Ziegert
Session: Intensive March
Classes: Mar 16, 17 & 23, 24 (9-5)
Assessment: 1000wd research note (30%) and 7000wd essay (70%)
Mode of delivery: Block mode
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.

LAW6192
Young People, Crime and the Law
Credit points: 6
Teacher/Coordinator: Dr Garner Clancy, Prof Murray Lee
Session: Intensive October
Classes: Oct 5, 6 & 19, 20 (9-5)
Prohibitions: LAWS6069
Assessment: class presentation (10%), 3000wd essay (40%) and take-home exam (50%)
Mode of delivery: Block mode
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
have such knowledge or work experience they first should undertake LAWS6825 Introduction to Australian Business Tax before enrolling in this unit. The completion of other foundation units such as LAWS6840 Taxation of Business and Investment Income A and LAWS6841 Taxation of working with Australian tax law in a law or accounting practice in an industry role or in the Australian Taxation Office. For students who do not have such knowledge or work experience they first should undertake LAWS6825 Introduction to Australian Business Tax before enrolling in this unit. The completion of other foundation units such as LAWS6840 Taxation of Business and Investment Income A and LAWS6841 Taxation of working with Australian tax law in a law or accounting practice in an industry role or in the Australian Taxation Office. For students who do not have such knowledge or work experience they first should undertake LAWS6825 Introduction to Australian Business Tax before enrolling in this unit.

Assessment:
will assists in successfully completing this unit.

Credit points:
6

Teacher/Coordinator:
Dr Garnet Clancy

Session:
Intensive May

Classes:
May 4, 5 & 25, 26 (9-5)

Assessment:
1500wd seminar paper (35%) and 5000wd essay (65%). Mode of delivery: Block mode

The objective of this unit is to explore punishment, sentencing and penalty in modern society particularly through an understanding of the relationship between punishment and social structure and the significance of punishment within the social and political order. The unit will adopt an interdisciplinary approach which draws on history, law, literature, sociology and criminology. Topics which will be covered include new sentencing regimes (such as mandatory sentencing), women in prison, juvenile imprisonment, inequality and punishment, privatisation, immigration detention and various new forms of involuntary confinement, and the impact of law and order politics on punishment.

LAWS6197
Policing: Crime, Control and Security
Credit points:
6

Teacher/Coordinator:
Prof Murray Lee

Session:
Intensive August

Classes:
Aug 10, 11 & 24, 25 (9-5)

Assessment:
class discussion, essay (50%), group scenario exercise (30%). Mode of delivery: Block mode

This unit critically examines the power relations that are policing (public and private). It recognizes and builds upon the essential and often problematic role of policing in crime control and security. Major aspects of police work and the discretion on which it depends, are analysed in order to understand the dynamics of social control in an age of risk and security.

LAWS6209
Australian International Taxation
Credit points:
6

Teacher/Coordinator:
Prof Michael Dirkis

Session:
Semester 2

Classes:
1x2-hr lecture/week. The first class will start on 23 July 2017, 6-8pm.

Assumed knowledge:
It is assumed that students undertaking this unit have an understanding of Australian income taxation law commensurate with that which would be obtained from completing undergraduate study in Australian taxation law or five years working with Australian tax law in a law or accounting practice in an industry role or in the Australian Taxation Office. For students who do not have such knowledge or work experience they first should undertake LAWS6825 Introduction to Australian Business Tax before enrolling in this unit. The completion of other foundation units such as LAWS6840 Taxation of Business and Investment Income A and LAWS6841 Taxation of Business and Investment Income B will provide students, without such knowledge or work experience, with additional knowledge and skills that will assist in successfully completing this unit.

Assessment:
in-class assessment (30%) and 2hr exam (70%). Mode of delivery: Normal (lecture/lab/tutorial) evening

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 and transfer pricing. This advanced 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.

LAWS6214
Goods and Services Tax Principles A
Credit points:
6

Teacher/Coordinator:
Prof Rebecca Millar

Session:
Intensive September

Classes:
Sep 12-14 & 17, 18 (9-4)

Assessment:
class work/test (35%) and 2hr exam (65%). A research essay may be undertaken in lieu of the exam with the permission of the Unit Coordinator. Mode of delivery: Block mode

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, enterprise, 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.

LAWS6218
International Humanitarian Law
Credit points:
6

Teacher/Coordinator:
Dr Emily Crawford

Session:
Intensive August

Classes:
Aug 3, 4 & 17, 18 (9-5)

Prohibitions:
LAWS3483 or LAWS5183
Assessment:
class participation (20%), assignment (10%) and 7000wd essay (70%). Mode of delivery: Block mode

How to limit and regulate violence in times of war or armed conflict is one of the most pressing challenges for international law. This unit introduces you to the principles and practices of international humanitarian law (IHL), also known as the laws of war or the law of armed conflict, including treaty law and customary international humanitarian law. This unit explores: the origins, purposes, sources and critiques of IHL; its scope of application (spatial, temporal and personal); the different types and thresholds of conflict (including international, non-international and transnational conflicts); the status and treatment of combatants and non-combatants and other categories (such as spies, unlawful
combattants and terrorists); the permissible means and methods of warfare (including the principles of distinction and proportionality and prohibitions and restrictions on certain weapons such as chemical, biological and nuclear weapons); the difference in rules governing international armed conflicts (IACs) and those governing non-international armed conflicts (NIACs); the relationship between international human rights law and IHL; and the relationship between the international terrorism suppression regime and IHL.

LAWS6222
Corporate Governance

Credit points: 6  
Teacher/Coordinator: Prof Jennifer Hill  
Session: Intensive March  
Classes: Mar 12, 13 & 21, 22 (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%)  
Mode of delivery: Block mode

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 law perspective, analysing fundamental differences in corporate governance structure and techniques in a range of jurisdictions, including the US, UK, Germany, China and Australia.

LAWS6233
Criminology Research Project A

Credit points: 6  
Teacher/Coordinator: Supervised by an appointed Sydney Law School academic staff member  
Session: Semester 1, Semester 2  
Corequisites: LAWS6234  
Assessment: 15,000 to 20,000wd research project (100%) due on 15 June (Semester 1) or 15 November (Semester 2) of the final semester in which a student is enrolled in the research project.  
Mode of delivery: Supervision

Note: Department permission required for enrolment. Note: Applications close on 30 September (Semester 1) and 30 April (Semester 2). Students whose application is pending on the outcome of their previous semester's results should not apply until after the official results release date. Students must complete both LAWS6233 and LAWS6234 within one or two semesters. If you have any concerns, please contact Sydney Law School E: law.postgraduate@sydney.edu.au.

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 School 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.

LAWS6234
Criminology Research Project B

Credit points: 6  
Teacher/Coordinator: Supervised by an appointed Sydney Law School academic staff member  
Session: Semester 1, Semester 2  
Corequisites: LAWS6233  
Assessment: 15,000 to 20,000wd research project (100%) due on 15 June (Semester 1) or 15 November (Semester 2) of the final semester in which a student is enrolled in the research project.  
Mode of delivery: Supervision

Note: Department permission required for enrolment. Note: Applications close on 30 September (Semester 1) and 30 April (Semester 2). Students whose application is pending on the outcome of their previous semester's results should not apply until after the official results release date. Students must complete both LAWS6233 and LAWS6234 within one or two semesters. If you have any concerns, please contact Sydney Law School E: law.postgraduate@sydney.edu.au.

Please refer to LAWS6233 Criminology Research Project A.

LAWS6243
International Law I

Credit points: 6  
Teacher/Coordinator: Dr Alison Pert  
Session: Intensive March, Semester 2  
Classes: S1CIMR (Group A): Mar 16, 17 & 23, 24 (9-5), SzC (Group B): 1x2-hr lecture/week  
Prohibitions: LAWS1023, LAWS2005  
Assessment: 5000wd essay (60%) and take-home exam (40%)  
Mode of delivery: Block mode, Normal (lecture/lab/tutorial) evening

Note: This unit replaced LAWS6243 Public International Law. This unit is compulsory for MIL and GradDiplLaw 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 MLaw/intDev students who have been granted a reduced volume of learning. This unit is available as one of the core units for GradDiplIntBusLaw students.

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.

LAWS6244
Taxation of Corporate Groups

Credit points: 6  
Teacher/Coordinator: Prof Richard Vann  
Session: Intensive August  
Classes: Aug 15-17 & 20, 21 (9-3.30)  
Assumed knowledge: It is assumed that students undertaking this unit have an understanding of Australian income taxation law commensurate with that which would be obtained from completing undergraduate study in Australian taxation law or five years working with Australian tax law in a law or accounting practice in an industry role or in the Australian Taxation Office. For students who do not have such knowledge or work experience they first should undertake LAWS6825 Introduction to Australian Business Tax before enrolling in this unit.  
Assessment: classwork (30%) and 2hr exam or 7000wd essay (70%)  
Mode of delivery: Block mode

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.

LAWS6247
Securities and Markets Regulation

Credit points: 6  
Teacher/Coordinator: Adj Prof Justice Ashley Black  
Session: Intensive February  
Classes: Jan 22-25 & 29 (2-6) & Jan 30 (11-8)  
Assumed knowledge: Students should hold a law degree with good background in Australian corporate law.  
Assessment: class participation (10%) and 7000wd essay (90%)  
Mode of delivery: Block mode

This unit examines the structure and regulation of markets for financial products, with particular emphasis on corporate securities. 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 Securities Exchange Limited and other market operators; the licensing of financial services professionals; the conduct of securities business, including the legal structure of securities exchange transactions and the incidents of the broker-client relationship; and abusive trading on financial products markets, including market manipulation and insider trading.
**LAWS6250**

Controlling Liability by Contract

**Credit points:** 6  
**Teacher/Coordinator:** Prof Elisabeth Peden  
**Session:** Intensive February  
**Classes:** Feb 9, 10 & Mar 2, 3  
**(9-5) Assumed knowledge:** undergraduate law degree  
**Assessment:** compulsory 2500wd essay (25%) and 2hr exam (75%)  
**Mode of delivery:** Block mode

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.

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**LAWS6252**

Legal Reasoning and the Common Law System

**Credit points:** 6  
**Teacher/Coordinator:** Ms Alexandra Fowler  
**Session:** Intensive April, Intensive August, Intensive March, Intensive September  
**Classes:** S1CIMR (Group A): Mar 5, 6 & 8, 9 (9-5); S1CIAP (Group B): Mar 26, 27 & Apr 9 & 10 (9-5); S2CIAU (Group C): Jul 30, 31 & Aug 2, 3 (9-5); S2CISE (Group D): Aug 20, 21 & Sep 3, 4 (9-5)  
**Prohibitions:** LAWS6981  
**Assessment:** in-class test (30%) and take-home exam (70%)  
**Mode of delivery:** Block mode

Note: Students are recommended to enrol in advance in classes in order to complete pre-class readings (normally available to enrolled students 3 weeks prior to the first class). Law graduates from a non-common law jurisdiction are also recommended to complete classes for this unit during the first week of their commencing semester.

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 Law; Master of Environmental Science and Law; Master of Health Law; Master of Labour Law and Relations 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.

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**LAWS6257**

Public Policy

**Credit points:** 6  
**Teacher/Coordinator:** Prof Patricia Apps  
**Session:** Intensive September  
**Classes:** Sep 5, 6 & 12, 13  
**Prohibitions:** LAWS6139 or LAWS6042 or LAWS6113 or LAWS6984  
**Assessment:** 1000wd essay (10%), class presentation (10%), 5000-7000wd essay (80%)  
**Mode of delivery:** Block mode

Note: Core unit for MALP students.

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.

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**LAWS6264**

Compliance: Theory and Practice in the Financial Services Industry

**Credit points:** 6  
**Teacher/Coordinator:** Adj Prof Kevin Lewis  
**Session:** Semester 2  
**Classes:** 1x2-hr lecture/week  
**Assessment:** assignment (40%) and 2hr exam (60%)  
**Mode of delivery:** Normal (lecture/lab/tutorial) evening

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; shareholding 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.

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**LAWS6305**

Workplace Investigations

**Credit points:** 6  
**Teacher/Coordinator:** Ms Kate Petersen  
**Session:** Intensive October  
**Classes:** Intro Class: Sep 25 (6-8) then Oct 5, 6 & 26, 27 (9-5)  
**Assumed knowledge:** LAWS6252 or a law degree and LAWS6071 Labour Law (MLLR students)  
**Assessment:** class participation (15%), class presentation (15%) and assignment (70%)  
**Mode of delivery:** Block mode

Note: Demonstrant permission required for enrolment. Note: This unit has a restricted class size. Please note enrolment priority will be given to MLLR students who are currently enrolled at Sydney Law School.

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.
Expert Evidence and Class Action Procedure

Credit points: 6 Teacher/Coordinator: Prof Peter Cashman Session: Semester 1 Classes: 1x2-hr lecture/week Prohibitions: LAWS6230 or LAWS6869 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. Mode of delivery: Normal (lecture/lab/tutorial) evening Note: 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. 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 evidence and the procedural means by which such evidence is adduced. Part of the unit will be devoted to current controversies surrounding the role of experts in particular civil and criminal cases.

The class actions component of the unit examines the substantive law, legal theories and procedural devices for the litigation and resolution of large scale, complex civil litigation. This encompasses representative actions, class actions and the use of other mechanisms for the aggregation and resolution of mass claims, including under bankruptcy law.

There will be a particular focus on Part IV of the Federal Court Act (Cth) and representative action procedures available in Australia under the rules of court and statutory provisions in various areas (including discrimination, human rights, insurance law, privacy, corporations law and shareholder rights).

The unit will also cover comparative material on group litigation procedures and class actions under the laws of other countries, including England and Wales, Canada and the United States.


LAWS608
Philosophy of Law

Credit points: 6 Teacher/Coordinator: Prof Wojciech Sadurski Session: Intensive July Classes: Jul 19, 20 & 23-25 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). Practical field work: Sydney Law School in Europe Mode of delivery: Block mode

Note: Students cannot enrol directly into this unit in Sydney Student. Enrolment instructions will be provided upon successful pre-enrolment registration. For further information, please visit http://sydney.edu.au/law/offshore/index.shtml.

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.

LAWS6314
Coastal and Marine Law

Credit points: 6 Teacher/Coordinator: Prof Rosemary Lyster, Assoc Prof Ed Couzens Session: Intensive March Classes: Mar 21-24 (9-5) Assessment: Presentation and 2000wd essay (25%) and 6000wd essay (75%) Mode of delivery: Block mode

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 regulation of offshore oil and gas resource extraction, and the management of climate change impacts on coastal and marine areas.

LAWS6316
Theories of the Judiciary

Credit points: 6 Teacher/Coordinator: Dr Michael Sevel Session: Intensive June Classes: Jun 1, 2 & 8, 9 (9-5) Assessment: class presentation (20%) and 7500wd essay (80%) Mode of delivery: Block mode

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.

LAWS6317
Regulation of Corporate Crime

Credit points: 6 Teacher/Coordinator: Dr Olivia Dixon Session: Intensive April Classes: Apr 5, 6 & 12, 13 (9-4) Assessment: class participation (10%), 2500wd case study (35%), 5500wd essay (55%) Mode of delivery: Block mode

Note: It is recommended that students have some knowledge of corporate law and criminal law and procedure, or have had practical experience in these areas. 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. Offences 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.

LAWS6318
Corporate Innovation and Regulation

Credit points: 6 Teacher/Coordinator: Prof Elizabeth Pollman Session: Intensive December Classes: Nov 29, 30 & Dec 6, 7 (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) Mode of delivery: Block mode

This unit will cover recent developments in innovation and the law, including disruptive technology and new business models in a range of contexts including the sharing economy, fintech, and more. The unit will also consider the role of trust, the increasing importance of politics in corporate governance, and a range of new global public law issues that have affected the role of the corporation, and the impact of technology in society. As well as discussing cutting-edge developments in innovation, the unit will discuss challenges for the regulator in staying abreast and ahead of
these fast moving changes in society.

**LAWS6320**

**Climate Justice and Disaster Law**

**Credit points:** 6  
**Teacher/Coordinator:** Prof Rosemary Lyster  
**Session:** Intensive September  
**Classes:** Aug 31, Sep 1 & 7, 8 (9-5)  
**Assessment:** class participation (10%) and 8000wd essay (90%)  
**Mode of delivery:** Block mode  
**Note:** This unit replaced LAWS6320 Climate Disaster Law.

Climate change impacts are already being felt around the world and governments are called upon to reduce greenhouse gas emissions, engage in climate change adaptation and disaster risk reduction, and respond to the loss and damage caused by climate disasters. Climate disasters demand an integration of multilateral negotiations on emissions reduction and adaptation, disaster risk reduction, sustainable development, Human Rights and human security. Via detailed examination of recent law and policy initiatives from developed and developing countries, this unit offers students a unique approach to human and non-human Climate Justice and its application to all stages of a disaster: prevention; response, recovery and rebuilding; and compensation and risk transfer. The role of insurance plays an important part in compensation and risk transfer. The unit of study comprehensively analyses the complexities of climate science, economics and their interfaces with the climate law-and policy-making processes, and also provides an in-depth analysis of multilateral climate change negotiations dating from the establishment of the 1992 United Nations Framework Convention on Climate Change (UNFCCC) to the 2015 Paris Agreement.

**LAWS6325**

**Crime, Responsibility and Policy**

**Credit points:** 6  
**Teacher/Coordinator:** Prof Thomas Crofts  
**Session:** Intensive September  
**Classes:** Aug 17, 18 & Aug 31, Sep 1 (9-5)  
**Assessment:** take-home exam (30%), 5000wd essay (70%)  
**Mode of delivery:** Block mode  

This unit critically examines the theoretical and policy issues underlying 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.

**LAWS6326**

**Interpretation of Statutes and Other Texts**

**Credit points:** 6  
**Teacher/Coordinator:** Ms Chloe Burnett  
**Session:** Intensive October  
**Classes:** Oct 3-5 & 8, 9 (9-4)  
**Assessment:** assignment (30%) and take-home exam (70%)  
**Mode of delivery:** Block mode  

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 theoretical and policy issues underlying 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.

**LAWS6328**

**Contract Management**

**Credit points:** 6  
**Teacher/Coordinator:** Ms Anne McNaughton  
**Session:** Intensive August  
**Classes:** Aug 10, 11 & 24, 25 (9-5)  
**Assumed knowledge:** undergraduate law degree or LAWS6991  
**Assessment:** assignment (30%) and take-home exam (70%)  
**Mode of delivery:** Block mode  

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 LAWS6991 Fundamentals of Contract Law which is a pre-requisite for this unit.


**LAWS6333**

**Commercial Trusts**

**Credit points:** 6  
**Teacher/Coordinator:** Dr Nuncio D'Angelo  
**Session:** Intensive October  
**Classes:** Sep 21, 22 & Oct 5, 6 (9-5)  
**Assessment:** class participation (10%), assignment (40%), 5000wd essay (50%)  
**Mode of delivery:** Block mode  
**Note:** Available to students who have previously completed trust law or corporations law as part of an undergraduate law degree.

This unit explores Australian trading trusts and managed investment schemes and the legal position of the investors, trustees and external parties who are involved with them. The use of these trusts is widespread and in aggregate they hold massive wealth. In many senses they operate as surrogate companies but participants do not enjoy the protections provided by the Corporations Act 2001 to those who are involved with companies; their governing regime remains the general law of trusts (with some statutory overlay). Many of the issues are not well understood and sometimes not even identified; even where they are, privately structured solutions are not always effective. The issues acquired prominence in the post-GFC environment as these trusts faced financial distress and litigation. Outcomes have not always been predictable or consistent with participants' expectations and gaps in the law have emerged. This unit builds on conventional trust and company law units by examining, in an applied way, the commercial trust as a modern business association. The 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.

**Textbooks:** N D'Angelo, Commercial Trusts, LexisNexis Butterworths, 2014
LAW6334
Gender Inequality and Development
Credit points: 6 Teacher/Coordinator: Dr Jeni Klugman Session: Intensive August Classes: Aug 7-10 (9-5) Assessment: class participation (10%), presentation (40%), 5000wd essay (50%) Mode of delivery: Block mode
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. There will normally be 2 to 3 required readings for each day, a paper and/or book chapters and additional readings for greater depth.
LAW6336
Taxation of Real Property Transactions
Credit points: 6 Teacher/Coordinator: Prof Rebecca Millar Session: Intensive October Classes: Oct 10-12 & 15, 16 (9-4) Assumed knowledge: Students should have completed LAWS6214 Goods and Services Tax Principles A and at least one unit in Australian income tax (LAWS6825, LAWS6840 or LAWS6841) before enrolling in this unit. Those with a solid working knowledge of both taxes may not need to meet this requirement. If in doubt, please contact the unit coordinator for advice. Assessment: class work (35%), 2hr exam or 7000wd essay (65%) Mode of delivery: Block mode
This unit will examine key aspects of the application of taxes to real property transactions. The unit will commence with an introduction to the tax policy considerations relevant to the taxation of real property. The application of taxes to real 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, GST, stamp duty (primarily NSW), and land tax on real property transactions.
Textbooks: Thomson Reuters Fundamental Tax Legislation 2018 or equivalent
LAW6338
The Nature of the Common Law
Credit points: 6 Teacher/Coordinator: Dr Michael Sevel Session: Intensive May Classes: May 11, 12 & 18, 19 (9-5) Assessment: assignment (20%) and 7000wd essay (80%) or 8000wd essay (100%) Mode of delivery: Block mode
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.
LAW6341
Media Law: Comparative Perspectives
Credit points: 6 Teacher/Coordinator: Prof David Rolph Session: Intensive July Classes: Jul 9, 10 & 12, 13 (9-5) Assessment: 2000wd casenote (30%), 7000wd essay (70%) Practical field work: Sydney Law School in Europe Mode of delivery: Block mode Note: Students cannot enrol directly into this unit in Sydney Student. Enrolment instructions will be provided upon successful pre-enrolment registration. For further information, please visit http://sydney.edu.au/law/offshore/index.shtml.
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.
LAW6345
Principles of Financial Regulation
Credit points: 6 Teacher/Coordinator: Assoc Prof Hilary J Allen Session: Intensive May Classes: May 7, 8 & 10, 11 (9-5) Assessment: class participation (10%) and take-home exam (90%) Mode of delivery: Block mode
The financial crisis of 2007-09 revealed serious failings in the regulation of financial institutions and markets. This prompted a fundamental reconsideration of the design of financial regulation, which governs a financial system that has become ever-more complex and interconnected, and which evolves at an ever-accelerating pace. This course presents a holistic overview of the key principles underpinning financial regulation. It draws on economic theory to explain the way in which the financial system functions, and then to analyse the goals of financial regulation. This analytic framework is then applied to a series of substantive topics in financial regulation, spanning the traditionally-separate fields of banking, markets, and consumer finance. The unit also considers the operation of the new tools of 'macro-prudential policy' and the international coordination of financial regulation in the global financial system. While the substantive topics are considered in terms of EU and US rules, the analytic tools developed are of more general application. Topics covered in this unit: The financial system; Goals and challenges of financial regulation; Consumer finance; Market regulation; Bank capital and liquidity regulation; Bank governance and resolution; Shadow banking and Macro-prudential and international coordination. Students who complete this unit successfully will have an overview of the economic principles underpinning financial regulation, to be able to understand and critically the principal substantive aspects of financial regulation in the US and EU, as well as their international coordination.
LAW6354
Environmental Planning and Impact Assessment Law
Credit points: 6 Teacher/Coordinator: Mr Jeff Smith, Ms Susan O'Neill Session: Intensive October Classes: Oct 3-6 (9-5) Prohibitions: LAWS6043, LAWS6045, LAWS3430, LAWS5130 Assumed knowledge: students who do not hold an undergraduate law degree must have completed LAWS6252 Legal Reasoning and the Common Law System before enrolling in this unit and LAWS6044 Environmental Law and Policy (MEL only) Assessment: class presentation and 1000wd essay (25%) and 6000wd essay (75%) Mode of delivery: Block mode
This unit has three aims. The first is to provide a sound analysis of Environmental Impact Assessment (EIA) procedures and environmental
planning laws in NSW and at the Commonwealth level. The second aim is to develop a critical understanding of EIA and environmental planning laws by examining their historical, ethical and political dimensions as well as relevant aspects of legal theory. The third and ultimate aim is to combine these doctrinal and theoretical forms of knowledge so we can suggest possible improvements to current laws and legal practices.

**LAW6355**

Energy and Water Security Law

*Credit points: 6*  
*Teacher/Coordinator:* Prof Rosemary Lyster  
*Session:* Intensive October  
*Classes:* Sep 21, 22 & 28, 29 (9-5)  
*Assessment:*  
- class participation (10%) and 8000wd essay (90%)  
*Mode of delivery:* Block mode  

*Note:* Students who have previously completed both LAW6191 Water Law and Climate Change and LAW6163 Energy and Climate Law are not permitted to enrol in this unit.

The unit grapples with the issues of global energy and water security at a time of climate change and considers how different jurisdictions such as the United States, the European Union and Australia have developed very different law and policy responses to the issues. It investigates the inevitable links between energy and water security such as where governments choose to rely on hydroelectric power to generate renewable energy at a time of water scarcity or where the extraction of energy resources might impact on water and food security. Australia is used as a case study to critically analyse how National Competition Principles and deregulatory tendencies may persuade governments to establish national markets to try to best allocate scarce resources. Australia's National Electricity Market and national water trading markets, as well as the corporatisation and privatisation of energy and water utilities, provide fascinating examples of this.

**LAW6824**

Mediation - Skills and Theory

*Credit points: 6*  
*Teacher/Coordinator:* Prof Tania Sourdin, Mr Garth Brown  
*Session:* Intensive March  
*Classes:* Feb 22, 23 & 26, 27 (9-4)  
*Prohibitions:* LAW62014, LAW65014. Students who have undertaken the equivalent of Corporations Law in Australia within the last 5 years.  
*Assessment:*  
- general class participation and specified seminar discussions (20%), class quiz (20%), take-home exam (60%)  
*Mode of delivery:* Block mode  

*Note:* Available to MLLR students who commenced after Jan 2015.

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, LAWS6191 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.


**LAW6825**

Commercial Conflict of Laws

*Credit points: 6*  
*Teacher/Coordinator:* Adj Prof Andrew Bell, Adj Prof Donald Robertson, Prof Richard Garnett  
*Session:* Intensive October  
*Classes:* Sep 1, 15 & Oct 19, 20 (9-5)  
*Assumed knowledge:* undergraduate law degree  
*Prohibitions:* LAW6884  
*Assessment:*  
- class participation/quiz (20%) and 7000wd essay or assignment (80%)  
*Mode of delivery:* Block mode  

The unit, taught by two experienced corporate 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.

*Textbooks:* Davies, Bell and Brereton Nygh's Conflict of Laws in Australia 9th ed., 2014

**LAW6826**

Introduction to Australian Business Tax
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.

**LAWS6827**

Legal Responsibility and Philosophy of Mind

**Credit points:** 6  
**Teacher/Coordinator:** Adj Prof Christopher Birch  
**Session:** Semester 2  
**Classes:** 1x2-hr lecture/week  
**Assessment:** class participation exercise (20%) and 6000wd essay (80%)  
**Mode of delivery:** Normal (lecture/lab/tutorial) evening

Many legal doctrines in both criminal and civil law depend upon being able to characterise conduct as intentional, leading to ascriptions of fault, blame or responsibility. Most serious criminal offences depend upon establishing mens rea as a relevant mental element. Civil liability is often dependent upon whether conduct was intended, or whether the cause of loss was brought about by either intentional conduct or conduct involving some lesser notion of fault. All of these doctrines make important assumptions about the nature of our mental states and the operation of mind. Many of these assumptions are philosophically controversial and current developments in the philosophy of mind may lead us to reconsider or radically revise our attitudes to the law. The unit will look at contemporary philosophical work on free will, consciousness, mind, and causation and apply this work to present problems in regard to concepts of legal responsibility.

**Textbooks:** Lowe, EJ An Introduction to the Philosophy of Mind, Cambridge U.P., Cambridge 2000

**LAWS6840**

Tax of Business and Investment Income A

**Credit points:** 6  
**Teacher/Coordinator:** Prof Michael Dirkis  
**Session:** Semester 1 (All other sessions not available to students)  
**Classes:** Session S1C: 1x2-hr lecture/week. All classes scheduled from 8am-10am. First class starts on Feb 28.  
**Assumed knowledge:** It is assumed that students undertaking this unit have an understanding of Australian income taxation law commensurate with that which would be obtained from completing undergraduate study in Australian taxation law or five years working with Australian tax law in a law or accounting practice in an industry role or in the Australian Taxation Office. For students who do not have such knowledge or work experience they first should undertake LAWS6825 Introduction to Australian Business Tax before enrolling in this unit.  
**Assessment:** class work (30%) and 2hr exam (70%)  
**Mode of delivery:** Normal (lecture/lab/tutorial) evening

This unit, along with LAWS6841 Taxation of Business and Investment Income B, is designed to provide an advanced study of the tax treatment of complex commercial transactions. It provides a detailed examination of the income tax and capital gains treatment of selected complex commercial transactions and their impact on the tax base. The goal of the unit is to develop an understanding of the policies, detailed rules and current practical problems involved in this area of taxation, through the analysis of a number of specific problems discussed in each seminar. Because of continual change to the taxation system, recent legislative amendments and judicial decisions will be examined in detail where applicable. The unit will cover the following topics: core income and expense rules and operational concepts underlying the income tax system; treatment of realised business income and the differentiation of 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.

**LAWS6841**

Tax of Business and Investment Income B

**Credit points:** 6  
**Teacher/Coordinator:** Mr Micah Burch  
**Session:** Semester 2 (all other sessions not available to students)  
**Classes:** Session S2C: 1x2-hr lecture/week. First class starts on Jul 24, 6-8pm.  
**Assumed knowledge:** It is assumed that students undertaking this unit have an understanding of Australian income taxation law commensurate with that which would be obtained from completing undergraduate study in Australian taxation law or five years working with Australian tax law in a law or accounting practice in an industry role or in the Australian Taxation Office. For students who do not have such knowledge or work experience they first should undertake LAWS6825 Introduction to Australian Business Tax before enrolling in this unit.  
**Assessment:** class work (30%) and 2hr exam (70%)  
**Mode of delivery:** Normal (lecture/lab/tutorial) evening, Normal

This unit, along with LAWS6840 Tax of Business and Investment Income A, is designed to provide an advanced study of the income and capital gains tax treatment of various complex commercial transactions. The goal of this 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 that will be discussed in the seminars. Because of continual change to the taxation system, recent legislative amendments and judicial decisions will be examined in detail where applicable.

This unit will cover the following topics: issues in business financing, including asset leasing; tax issues related to the use and development of land and buildings; the treatment of 'black hole' expenses; tax accounting for income, expenses and profits; and specific and general anti-avoidance rules. This unit can be taken alone or in conjunction with LAWS6840 Tax of Business and Investment Income A.

**LAWS6844**

US Corporate Law

**Credit points:** 6  
**Teacher/Coordinator:** Prof Jennifer Hill  
**Session:** Intensive May  
**Classes:** Apr 26, 27 & May 3, 4 (9-4)  
**Assessment:** class participation (10%) and quiz (20%) and essay or take-home exam (70%)  
**Mode of delivery:** Block mode

The objectives of this unit are: understand the history structure and operation of US corporate law and corporate governance; to examine the common law, statutory provisions; and to explore the tension between state and federal law, including recent regulatory developments under the Sarbanes-Oxley Act 2002 and the Dodd-Frank Act 2010. Specific issues discussed in the course include the "race to the bottom" vs "race to the top" hypotheses; the US approach to veil-piercing; the governance role of shareholders under US law; directors' duties, including the duty of care and the duty of loyalty; the operation of the business judgment rule; derivative litigation; the law relating to closely held corporations; judicial
review of tender offer defences.

**LAWS6846 Human Rights and the Global Economy**

**Credit points:** 6  
**Teacher/Coordinator:** Prof David Kinley  
**Session:** Intensive May Classes: May 18, 19 & 26, 27 (9-5)  
**Assessment:** class participation (20%), 7000wd essay (80%)  
**Mode of delivery:** Block mode  
**Prohibitions:**  
**Intensive September Classes:** Aug 20, 21 & 28, 29 (9-5)  
**Assessment:** 3500wd essay (50%) or take-home exam (50%)  
**Mode of delivery:** Block mode  
**Classes:** May 18, 19 & 26, 27 (9-5)  
**Prohibitions:**  
**Intro Class:** Aug 6 (6-8) then Aug 16, 17 & Sep 13, 14 (9-4.30)  
**Assessment:** Option 1: one short response question (20%) and 6000wd essay (80%) or Option 2: one short response question (20%), 3000-3500wd essay (40%) and one take-home exam question (40%) or Option 3: one short response question (20%) and two 3000-3500wd essays (80%)  
**Mode of delivery:** Block mode  
**Note:** Master of Law and International Development students may undertake this unit as an elective or capstone unit

The questions of whether and how the global economy and human rights interrelate and interact have excited much recent controversy on the streets, in the courts and legislatures, in corporate board rooms and in the corridors of the UN and the international trade and financial organizations. It is a controversy that will almost certainly intensify over the next few years. The debate is controversial because it is important, and it is important because it involves two great globalizing forces namely, the promotion of free market ideology through trade liberalization and the protection of human rights through the universalization of the norms that underpin human dignity. On the face of it the two projects do sit easily together. Are they, in fact, implacably opposed to each other? Where or how do they overlap and what are the consequences or opportunities presented thereby? What role can the law play in regulating their interaction whether it be domestic or international law, 'hard' or 'soft' law? And what or who are the real actors behind the economic and human rights power blocs on the global stage? This unit seeks both to frame these questions and to address them by reference to the most recent discussion, thinking and action in the area.

**LAWS6848 Law, Business and Healthy Lifestyles**

**Credit points:** 6  
**Teacher/Coordinator:** Prof Roger Magnusson  
**Session:** Intensive September Classes: Intro Class: Aug 6 (6-8) then Aug 16, 17 & Sep 13, 14 (9-4.30)  
**Assessment:** Option 1: one short response question (20%) and 6000wd essay (80%) or Option 2: one short response question (20%), 3000-3500wd essay (40%) and one take-home exam question (40%) or Option 3: one short response question (20%) and two 3000-3500wd essays (80%)  
**Mode of delivery:** Block mode  
This unit is about legal and regulatory responses to tobacco use, obesity, poor diet, harmful use of alcohol and sedentary lifestyle - the leading causes of preventable disease in Australia, in high-income countries generally, and increasingly, in developing economies. Cancer, heart disease, stroke, diabetes and tobacco-related diseases (known as 'non-communicable diseases' or NCDs) are society's greatest killers. But what can law do - and what should law be doing - to prevent them? Unlike other health threats, NCDs and their risk factors are partly caused by consumer choices that are lived every day across the country. The challenge of encouraging healthier lifestyles cannot be separated, then, from the regulation of the businesses that all too often have a vested interest in unhealthy lifestyles. Law's relationship with smoking, alcohol and food is complex and contested. Nevertheless, governments around the world are experimenting with a wide range of legal strategies to encourage healthier lifestyles. This unit will focus on developments in Australia and the United States, placing legal developments in these countries in an international context. During the course, we will confront some important over-arching questions. What are the global determinants of NCDs, and to what extent are global solutions needed? What do global solutions look like? To what extent should law intervene to influence the behaviour of populations - as distinct from treating lifestyle-related risk factors as the personal responsibility of each individual? Does a regulatory approach to the prevention of NCDs imply coercion? Does it signal the emergence of the 'nanny state'? Does progress depend on motivating people to consciously improve their habits and lifestyles? Is it possible to regulate business without micro-managing or dictating commercial decisions and 'legislating the recipe for tomato ketchup'? Throughout the unit, students will be encouraged to explore the tension between personal responsibility and freedom, and the broader public interest in a healthy population and a productive economy. Key topics include: Frameworks for thinking about law, and environments that support healthier lifestyles; Global health governance and the prevention of non-communicable diseases; Tobacco control: where to from here? Personal responsibility for health, and law's role; Regulating alcohol; Obesity prevention; and Law's role in improving diet and nutrition, and encouraging active living.

**LAWS6852 Doing Business in China**

**Credit points:** 6  
**Teacher/Coordinator:** Prof Vivienne Bath  
**Session:** Intensive May Classes: Apr 20, 21 & May 4, 5  
**Assumed knowledge:** Students who do not hold a law degree from a common or civil law jurisdiction must either have completed or be concurrently enrolled in LAWS6262 Legal Reasoning and the Common Law System before enrolling in this unit.  
**Assessment:** 3500wd essay (50%) or take-home exam (50%) or take-home exam (100%)  
**Mode of delivery:** Block mode  
This unit aims to provide an introduction to the legal and practical aspects of doing business in China. The unit will commence with an overview of the Chinese legal, political and economic system and will then move on to an examination of the system of commercial regulation in China, including contracts, land use, regulation of private and state-owned businesses and Chinese companies and securities laws. The unit will focus on Chinese contract law and the foreign investment regime and the related structuring and regulatory issues related to foreign participation in the Chinese market. Areas covered will discuss the principal issues relating to the establishment of a corporate or other presence in China and the related negotiation process. 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.

**LAWS6877 Mental Illness: Law and Policy**

**Credit points:** 6  
**Teacher/Coordinator:** Adj Prof Duncan Chappell  
**Session:** Intensive September Classes: Aug 27, 28 & 30, 31 (9-5)  
**Assessment:** 3000wd assignment (40%) due on the first day of classes and 4500wd essay (60%)  
**Mode of delivery:** Block mode  
This unit deals with the law relating to mental health issues in Australia including human rights principles. Background material on the nature and incidence of mental illness, psychiatric and medical issues, as well 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; 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 decision 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.

**LAWS6879 Japanese Law**

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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. Lecturers include academics from 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/anjel).

**LAW6882 Insurance Contract Law**

**Credit points:** 6  
**Teacher/Coordinator:** Prof Luke Nottage  
**Session:** Intensive February  
**Classes:** Intro Class: Jan 29 (5-7) in Sydney then Feb 5-9 in Kyoto and/or Feb 13 & 14 in Tokyo (select 4 days)  
**Assessment:** 1000wd reflective notes (2x10%), 6500wd essay (80%)  
**Practical field work:** Kyoto (and, with pre-approval, Tokyo), Japan  
**Mode of delivery:** Block mode  
**Note:** Students cannot enrol directly into this unit in Sydney Student. Enrolment instructions will be provided upon successful pre-enrolment registration. For further information, please visit http://sydney.edu.au/law/offshore/index.shtml. Students may also substitute one or two days from Feb 13, 14 in Tokyo.

**LAW6888 Risk, Fear and Insecurity**

**Credit points:** 6  
**Teacher/Coordinator:** Prof Robert Merkin  
**Session:** Intensive September  
**Classes:** Sep 13, 14 & 17, 18 (9-5)  
**Assumed knowledge:** undergraduate law degree or LAWS6991  
**Assessment:** 2000wd case note (30%) and assignment or 6000wd essay (70%)  
**Mode of delivery:** Block mode

The unit objectives are to identify and analyse the key legal concepts that govern the relationship between insurers and policyholders. The unit will examine the statutory and contractual principles applicable to insurance contracts, including: the principle of utmost good faith; the content and regulation of policy terms; the measure of indemnity; the rights of insurers following loss; the principles applicable to particular forms of policy (including life, property, liability marine and reinsurance); and the role of intermediaries.

**Textbooks:** Latest edition of Ian Enright, Rob Merkin and Michael Kirby, Sutton's Law of Insurance in Australia; Peter Mann, Annotated Insurance Contracts Act 1984; Greg Pynt, Insurance Law, A First Primer.

**LAW6889 Death Law**

**Credit points:** 6  
**Teacher/Coordinator:** Prof Cameron Stewart  
**Session:** Intensive May  
**Classes:** Apr 12, 13 & May 10, 11 (9-5)  
**Assumed knowledge:** undergraduate law degree  
**Assessment:** class presentation (20%) and assignment or 7000wd essay (80%)  
**Mode of delivery:** Block mode

Western attitudes toward death have undergone a remarkable transformation in the last century. For many, death now takes place in the hospital or the hospice following the decision of a doctor to cease providing treatment. As the management of death has passed from the family to health care professionals, it now makes sense to regard the moment and circumstances of death as largely medical phenomena. Moreover, as 'autonomy' has taken a dominant place amongst ethical values, it also makes sense to describe and measure death in terms of its 'acceptability' both to the dying person and his or her survivors. In tandem with these changes, technological innovations have transformed the dead or dying body into a potential source of valuable (and recyclable) biological material. These developments have thrown up new and urgent challenges for legal understandings about the timing of, and criminal responsibility for causing, death both within and outside medical settings. These developments have also disturbed conventional understandings of the corpse as sacred. Topics to be covered may include: death in contemporary Australia, the legal definition of life and death, medical futility and the concept of 'lives not worth living', euthanasia (with and without request), physician-assisted suicide, refusing and withholding life-prolonging treatment in adults and children, the Shipman/Patel scandals, ownership of the corpse and body parts, dead donor organ transplantation, organ sale and theft, posthumous reproduction, 'mercy' killing outside medical settings and the jurisdiction of the Coroner. The unit will interrogate these and other contemporary challenges for the law relating to death and dying both within Australia and, where appropriate, other selected comparator jurisdictions (US, UK and Canada). These will be mapped against socio-historical understandings of the changing meaning of death, dying and serious disability in Western societies, and students will be encouraged to reflect on the broader legal implications of these developments.

**LAW6903 Interpreting Commercial Contracts**

**Credit points:** 6  
**Teacher/Coordinator:** Prof Elisabeth Peden, Prof Richard Calnan  
**Session:** Intensive September  
**Classes:** Sep 10-13 (9-5)  
**Assumed knowledge:** undergraduate law degree  
**Assessment:** 1500wd essay (20%) and 6000wd essay (80%)  
**Practical field work:** Sydney Law School in Europe  
**Mode of delivery:** Block mode  
**Note:** Students cannot enrol directly into this unit in Sydney Student. Enrolment instructions will be provided upon successful pre-enrolment registration. For further information, please visit http://sydney.edu.au/law/offshore/index.shtml.

Commercial lawyers spend much of their time reading and writing contracts. Understanding how the courts interpret contracts is therefore a key part of the job of any commercial lawyer. In practice, much of contract law is about the interpretation of the promises which the parties have made to each other rather than about particular rules of law.

Over the last twenty years, the common law has seen an explosion in the number of cases on contractual interpretation, and a corresponding increase in its academic discussion. This unit will critically discuss those developments, with a view to exploring the principles by which the courts do - and should - interpret contracts. In doing so, it will discuss the developments in Australia, England and New Zealand.

The unit will be structured around ten principles which, it is suggested, can help to explain the way in which the courts interpret contracts and the continuing divergences of view about the approach to interpretation.

The following issues will be discussed: What is the guiding principle of contractual interpretation? To what extent do the courts look to the objective intention of the parties? Is subjective intention of any relevance? What materials are available when interpreting a contract? What is meant by reading the contract as a whole? Contracts must be read in the light of their background facts, but what does this mean in practice? What do
words mean? Do words have ordinary meanings? To what extent is the court entitled to disregard the words used by the parties if it thinks that they cannot have intended them? When can words be implied into a contract? When can the court change the words in a contract? When are rectification and estoppel by convention available?

The unit will conclude with a discussion of the way in which contracts should be drafted. How should the principles of contractual interpretation affect drafting? Is it possible to contract out of the principles? Is it desirable to do so?

**LAWS6912**
Fundamentals of the Law of Trusts

**Credit points:** 6

**Teacher/Coordinator:** Assoc Prof Jamie Glister

**Session:** Intensive April

**Classes:** Mar 23, 24 & Apr 6, 7 (9-5)

**Prohibitions:** LAWS2015 or LAWS3474

**Assessment:** class participation (10%) and take-home exam (90%)

**Mode of delivery:** Block mode

Note: Students who have previously completed a law degree in a common law jurisdiction are not permitted to enrol in this unit, except with the permission of the Unit Coordinator.

This unit begins with an overview of the equity jurisdiction, including fiduciary duties, before going on to consider the law of trusts in more detail. The unit covers the creation, constitution and validity of both private and public trusts; the rights and duties of trustees; trustee and third-party liability for breaches of trust; and remedies for breaches of trust. These principles will be explored in the context of both personal and commercial dealings, and particular attention will be paid to certain commercial applications of the trust mechanism, such as quiestclose trusts and retention of title 'proceeds' trusts.

**LAWS6916**
International Investment Law

**Credit points:** 6

**Teacher/Coordinator:** Prof Chester Brown

**Session:** Intensive March

**Classes:** Feb 20, 21 & 26, 27 (9-5)

**Assessment:** 6000wd essay (70%) and assignment (30%)

**Mode of delivery:** Block mode

This unit introduces students to the international regulation of foreign investment. It examines core principles of international investment law, regional and bilateral investment treaties, the settlement of investment disputes, and the international economic and political context in which the law has developed. The 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.

**LAWS6920**
Global Health Law

**Credit points:** 6

**Teacher/Coordinator:** Prof Lawrence Gostin

**Session:** Intensive July

**Classes:** Jul 17-20 (10-5.30)

**Assessment:** Option 1: 7000wd essay (80%) and simulation participation and contribution (20%) or Option 2: 4000wd essay (50%), simulation participation and contribution (20%) and assignment (30%)

**Mode of delivery:** Block mode

Today, domestic health and global health are recognized as intertwined and inseparable. The determinants of health (e.g. pathogens, air, water, goods, and lifestyle choices) are increasingly international in origin, expanding the need for health governance structures that transcend traditional and increasingly inadequate national approaches. In this 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 and interactive discussion, culminating in a global health law simulation. The class will cover naturally occurring infectious diseases (e.g. extensively drug resistant tuberculosis, malaria, Zika virus, and HIV/AIDS), past (e.g., SARS, influenza A H1N1 and Ebola) and future (e.g., Influenza pandemics), bioterrorism events (e.g., anthrax or smallpox), and major chronic diseases caused by modern lifestyles (e.g., obesity or tobacco use).


**LAWS6928**
Law, Justice and Development

**Credit points:** 6

**Teacher/Coordinator:** Adj Prof Livingston Armstrong

**Session:** Intensive April

**Classes:** Apr 3, 4 & 23, 24 (9-5)

**Prohibitions:** LAWS3478, LAWS3178

**Assessment:** class participation (20%), 2x3000wd essays (2x40%)

**Mode of delivery:** Block mode

Note: This unit is compulsory for MLawIntDev students.

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 investigates 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.

**LAWS6932**
Law and Investment in Asia

**Credit points:** 6

**Teacher/Coordinator:** Prof Simon Butt, Prof Vivienne Bath

**Session:** Intensive May

**Classes:** Apr 13, 14 & 27, 28 (9-5)

**Assessment:** assignment (30%), 6000wd essay (70%)

**Mode of delivery:** Block mode

The aim of this unit is to provide students with a broad overview, on a comparative basis, of the key legal issues commonly faced when investing and doing business in Asia. This unit looks at the regulation of investment across chosen jurisdictions across Asia, including Japan, China and Southeast Asia (particularly Indonesia, but it may also look at jurisdictions such as Malaysia, Thailand, Myanmar and India) and compares them with each other and with the Australian regulatory system. It also looks at international treaties which increasingly impact on foreign trade and investment regulation in the region; aspects of corporate governance, contract and/or competition law; corporate social responsibility and anti-corruption law; 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.

**LAWS6937**
Employment Law Advocacy

**Credit points:** 6

**Teacher/Coordinator:** Mr David Chin, Ms Elizabeth Raper

**Session:** Intensive September

**Classes:** Intro Class: Aug 21 (6-8)
then Sep 7, 8 & 21, 22 (9-5) Assumed knowledge: Available to law graduates only. Students who have previously completed LAWS6013 Advanced Employment Law may also enrol with permission of the Program Coordinator. **Assessment:** class participation (40%), short tests (20%), problem question and drafting exercise (40%) **Mode of delivery:** Block mode  

**Note:** Students who have previously completed LAWS6013 Advanced Employment Law may also enrol with permission of the Program Coordinator.

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 students 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.

**LAWS6944**

**Market Manipulation and Insider Trading**

**Credit points:** 6  
**Teacher/Coordinator:** Dr Greg O'Mahoney  
**Session:** Intensive November  
**Classes:** Oct 25, 26 & Nov 1, 2 (9-4)

**Assessment:**  
class participation (20%), presentation (20%) and 5000wd essay (60%)  
**Mode of delivery:** Block mode

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.

**LAWS6946**

**Tax Treaties Special Issues**

**Credit points:** 6  
**Teacher/Coordinator:** Prof Richard Vann  
**Session:** Intensive October  
**Classes:** Oct 17-19 & 22, 23 (9-3.30)  
**Prerequisites:** As this is an advanced unit, it is assumed that students undertaking this unit have successfully completed LAWS6177 Tax Treaties.  
**Assessment:**  
3000wd essay (30%) and 2hr exam or 7000wd essay (70%)  
**Mode of delivery:** Block mode

This advanced 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, particularly the OECD/G20 project on Base Erosion and Profit Shifting (BEPS). Topics covered include a selection of: OECD and UN policy development processes, permanent establishment, high value services and the digital economy, transfer pricing, harmful tax practices, treaty abuse, non-discrimination, entities and tax treaties (especially partnerships and collective investment vehicles), transparency and assistance in collection, dispute resolution, BEPS multilateral instrument. The goal of this unit is to provide in depth analysis of the policy and practical issues in recent tax treaty developments. Upon completion of this unit, students will have a detailed understanding of the current driving forces and issues in the development of tax treaties and other international tax standards.

**LAWS6947**

**Advanced Obligations and Remedies**

**Credit points:** 6  
**Teacher/Coordinator:** Prof Barbara McDonald, Prof Elisabeth Peden  
**Session:** Intensive July  
**Classes:** Jul 9, 10 & 12, 13 (9-5)  
**Assumed knowledge:** Available to law graduates only  
**Assessment:**  
Option 1: case note (20%) and 6000wd essay (80%) or Option 2: 8000wd essay (100%)  
**Practical field work:** Sydney Law School in Europe  
**Mode of delivery:** Block mode

This unit will explore a number of contentious issues arising in the law of civil obligations and remedies. It will revise and build on the fundamentals in the areas of torts, contracts and equity and place particular emphasis on the interaction of these three fields of the law. Particular topics and problems will involve issues of: causation and scope of liability; controlling liability by contract; tort duties to third parties to contracts; assessing loss; duties of good faith; fiduciary duties and conflicts. The unit will also include a number of guest lectures, to be announced.

**LAWS6953**

**Law of Asset Protection**

**Credit points:** 6  
**Teacher/Coordinator:** Assoc Prof David Chaikin  
**Session:** Intensive August  
**Classes:** Aug 17, 18 & 24, 25 (8.30-4.30)  
**Assessment:**  
in-class assessment (30%) and 6000 to 7000wd essay (70%)  
**Mode of delivery:** Block mode

Asset protection is concerned with the protection 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.

**LAWS6956**

**Personal Property Securities**

**Credit points:** 6  
**Teacher/Coordinator:** Prof Sheelagh McCracken  
**Session:** Intensive June  
**Classes:** May 18, 19 & Jun 1, 2 (9-5)  
**Assessment:**  
assignment (30%) and take-home exam (70%)  
**Mode of delivery:** Block mode

This unit analyses the Personal Property Securities legislation, drawing attention to how it has changed the pre-existing law regulating the rights of secured creditors. The unit focuses on the concepts of security attachment and perfection. It examines the nature of security interests regulated by the legislation, together with the registration, priority and enforcement regimes. In discussing the Australian position, the unit compares similar legislation in Canada and New Zealand.

**LAWS6957**

**Shareholders’ Remedies**

**Credit points:** 6  
**Teacher/Coordinator:** Adj Prof Elizabeth Boros  
**Session:** Intensive January  
**Classes:** Jan 15, 16 & 18, 19 (9-4)  
**Assumed knowledge:** This is a fairly technical unit which focuses on Australian Law, and a good working knowledge of corporate law is assumed.  
**Assessment:**  
in-class test on the final day of class (20%) and 6400wd essay (80%)  
**Mode of delivery:** Block mode

The unit objectives are: Examine the common problems experienced by members of various types of company; understand strategies for preventing or remedying those problems without recourse to litigation; understand the litigation 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 
advancement 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.

LAW6964
Global Energy and Resources Law
Credit points: 6 Teacher/Coordinator: Dr Penny Crossley Session: Intensive May Classes: May 3, 4 & 10, 11 (9-5) Assessment: take-
home exam (100%) or take-home exam (70%) and optional essay or problem question (30%) Mode of delivery: Block mode
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 in 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.

LAW6965
Tax Avoidance and Anti-Avoidance
Credit points: 6 Teacher/Coordinator: Prof Graeme Cooper Session: Intensive April Classes: Apr 11-13 & 16, 17 (9-3.30) Assumed 
knowledge: It is assumed that students undertaking this unit have an understanding of Australian income taxation law commensurate with that 
which would be obtained from completing undergraduate study in Australian taxation law or five years working with Australian tax law in a law or 
accounting practice in an industry role or in the Australian Taxation Office. For students who do not have such knowledge or work experience 
they first should undertake LAWS6825 Introduction to Australian Business Tax before enrolling in this unit. Assessment: 2500wd class 
assignment (30%) and 2hr exam or 7000wd essay (70%) Mode of delivery: Block mode
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 inter-relationship between 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.

LAW6970
Forensic Psychology
Credit points: 6 Teacher/Coordinator: Dr Helen Paterson Session: Semester 1 Classes: 1x2-hr lecture/week Prohibitions: PSYC1001 or 
PSYC3020 Assessment: class participation (10%), 3500-4000wd essay (40%) and 2hr exam (50%) Mode of delivery: Normal 
(lecture/lab/tutorial) evening 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.

LAW6974
Development, Law and Human Rights
Credit points: 12 Teacher/Coordinator: Prof David Kinley Session: Intensive February Classes: Jan 22-Feb 3 Assessment: assignment 
(30%) and 8000wd essay (70%) Practical field work: field school in Nepal Mode of delivery: Block mode Note: Students cannot enrol directly into this unit in Sydney Student. Enrolment instructions will be provided upon successful pre-enrolment registration. For further information, please visit http://sydney.edu.au/law/offshore/index.shtml
This unit exposes students to the role and limits of law in addressing acute problems of socio-economic development and human rights in 
developing countries, through an interactive field school conducted over two weeks in Nepal, one of the world's poorest countries. The themes to be explored are likely to include: The transition from armed conflict to peace in the aftermath of a Maoist insurgency and the end of the monarchy in Nepal (including issues of transitional criminal justice, the drafting of a new constitution, and building a new legal and political system in light of Nepalese legal traditions and foreign legal influences); The protection of socio-economic rights (including rights to food, water, housing, and 
livelihoods), minority rights (of 'tribals', and 'dalits' in the caste system), and the 'right to development' under constitutional and international law; 
The protection of refugees (Tibetan or Bhutanese) in camp or mass influx situations, in the context of the limited resources of a developing country and 
the causes of, and solutions to, human displacement; and The experience of women in development and human rights processes. The issues will be drawn together by reflection upon the influence of, and 
resistance to, human rights and international law in developmental processes.

LAW6986
Criminal Justice Internship
Credit points: 6 Teacher/Coordinator: Dr Garner Clancey Session: Intensive October Classes: Aug 4 & Nov 3 Assessment: 2500wd 
reflective journal (30%), 2500wd organisational analysis (30%) and organisational task (40%) Practical field work: practical field work at a 
variety of criminal justice organisations for one day a week for the semester Mode of delivery: Block mode Note: Department permission required for enrolment. Note: This unit is offered to students enrolled in the MCrim and GradDipCrim only. 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/agencies 
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 1 May 2018. Successful applicants will be formally notified of the outcome of their Expression of Interest and 
enrolment procedures explained approximately two weeks from the submission date. 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.
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 especially beneficial to those students with limited work experience or those pursuing or contemplating a career change.

**LAWS6987**  
**Fundamentals of Commercial Law**

**Credit points:** 6  
**Teacher/Coordinator:** Prof Sheelagh McCracken  
**Session:** Intensive September  
**Classes:** Aug 17, 18 & Sep 7, 8  
**Prohibitions:** LAWS3400  
**Assumed knowledge:** This unit assumes no previous knowledge and is available to non-lawyers and to lawyers who have not previously studied or practised in the area.  
**Assessment:** assignment (50%) and take-home exam (50%)  
**Mode of delivery:** Block mode

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 insurance; regulating dealings through statute and common law restraints; and discharging dealings through a range of common payment methods and instruments.

**LAWS6991**  
**Fundamentals of Contract Law**

**Credit points:** 6  
**Teacher/Coordinator:** Ms Anne McNaughton  
**Session:** Intensive May  
**Classes:** Apr 13, 14 & 27, 28  
**Corequisites:** LAWS6252  
**Prohibitions:** LAWS1002 or LAWS1015 or LAWS2008 or LAWS5002  
**Assessment:** assignment (30%) and take-home exam (70%)  
**Mode of delivery:** Block mode

Note: This unit is only available to non-law graduates who have not undertaken any previous study of contract law. Available to MLLR students who commenced after Jan 2015.

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 may 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.

**LAWS6997**  
**Cross-Border Deals**

**Credit points:** 6  
**Teacher/Coordinator:** Mr Ronald C Barusch  
**Session:** Intensive October  
**Classes:** Oct 5, 6 & 12, 13  
**Assumed knowledge:** 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.  
**Assessment:** class participation (10%), in-class quiz (10%) and assignment (80%)  
**Mode of delivery:** Block mode

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. The unit will be taught by a series of seminars, and may include 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 and acquisition and securities lawyer in the US (resident for several years in Australia).

**LAWS7001**  
**Legal Research 2**

**Credit points:** 6  
**Teacher/Coordinator:** Em Prof Terry Carney  
**Session:** Semester 2  
**Classes:** 1x2-hr lecture/week  
**Prerequisites:** LAWS6077  
**Assessment:** class participation (30%) and preparation of an approved foundation chapter (70%)  
**Mode of delivery:** Normal (lecture/lab/tutorial) evening

Note: Core unit for PhD and SJD students enrolled with Sydney Law School. This unit should be completed within the second year (full-time students) and second or third year (part-time students) of candidature. This unit is not available to students enrolled in a coursework program or students from other faculties.

The unit will cover the following topics: higher degree by research students, supervisors and the School; 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 and presentation; current problems II; and overview and review.

**LAWS7002**  
**Legal Research 3**

**Credit points:** 6  
**Teacher/Coordinator:** Dr Emily Crawford  
**Session:** Intensive October  
**Classes:** Students are required to attend an initial meeting as scheduled on the Sydney Law School timetable. One other session involving a one or 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.  
**Prerequisites:** LAWS6077  
**Corequisites:** LAWS7001  
**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. **Mode of delivery:** Block mode

**Note:** Core unit for PhD and SJD students enrolled with Sydney Law School. This unit should be completed within Year 3 (full-time students) and Year 4 or 5 (part-time students) of candidature. It is not available to students enrolled in a coursework program or students from another faculty. 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.