Master of Laws (LW51)

Year offered: 2010
Admissions: Yes
CRICOS code: 006380A
Course duration (full-time): 1 Year
Course duration (part-time): 2 Years
Domestic fees (indicative): 2010: Full fee tuition $8,500 (indicative) per semester
International Fees (indicative): 2010: $11,000 (indicative) per semester
Domestic Entry: February and July
International Entry: February and July
Total credit points: 96
Standard credit points per full-time semester: 48
Standard credit points per part-time semester: 24
Course coordinator: Director, Graduate Programs
Campus: Gardens Point

Overview
The Master of Laws by coursework is a one year full time course that engages students in a focused study of areas of law of practical and theoretical interest to graduates working in private practice or in specialised legal areas in other working environments. It engages students at a level of detail not possible in an undergraduate course.

Entry Requirements
Domestic students:
Prospective students must have:
(i) completed the requirements for the degree of Bachelor of Laws or equivalent (as approved by Director, Graduate Programs) with a minimum GPA of 4 or equivalent;
OR
(ii) hold a professional qualification in law and have at least three years of professional legal experience after first admission to practice and also satisfy the Director, Graduate Programs, that they have the requisite ability to complete the Master of Laws by Coursework degree.

International students:
Prospective students must have completed the requirements for the degree of Bachelor of Laws or equivalent (as approved by Director, Graduate Programs) with a minimum GPA of 4 or equivalent.

Course Structure
The course structure comprises 96 credit points (eight units) of coursework units. This can be achieved in one of two ways. Students may nominate a major and choose units to the value of at least 72 credit points from that particular major. The remaining 24 credit points can be chosen from any units not included in the nominated major.

Majors include:
• Commercial Law
• Criminology
• Environmental Resources Law
• Health Law
• Public Law
• Intellectual Property and Technology Law
• Generic: Choose any 8 postgraduate coursework units (96 credit points)

Study Area: Choose 6 units (72 credit points) from a list of units plus 2 option units (24 credit points) (total: 96 credit points).

Articulation
Graduates may apply for admission to the Doctor of Juridical Science (SJD) (subject to normal entry requirements) and Doctor of Philosophy (PhD).

Advanced Standing
Students who have completed a Graduate Certificate in Law will be eligible for 48 credit points of advanced standing.

Graduates of QUT’s Graduate Diploma in Legal Practice before 2000 or after 2008 are eligible for up to 24 credit points of unspecified credit towards the Master of Laws course.

Graduates of other Australian university-based practical legal training courses that lead to an award of a Graduate Diploma in Legal Practice are entitled to 12 credit points of unspecified credit.

Persons who have successfully completed the Queensland Law Society accredited specialist assessment and are Queensland Law Society Accredited Specialists are entitled to 12 credit points of unspecified credit when they enrol in the Master of Laws course.

Unit Information
Not all units are available in any one year. Generally, postgraduate law units are offered on a two year rotational basis, and are offered subject to staff availability and minimum enrolments being met.

Please refer to the following link for current unit information:
http://www.law.qut.edu.au/study/courses/pgrad/units_10.jsp

Units may be offered in block, internal or internal and external mode of study.
Note: Units offered in external mode are not available for off-shore study. Students who wish to enrol in units
externally must be living in Australia. Only a small number of units are offered on an external basis each year.

*International students on student visas are able to enrol in a combination of intensive, external and internal units each semester. (This is subject to approval)

The degree may contain up to 48 credit points in independent research projects, as approved by the Director, Graduate Programs.

The course rules allows students to undertake a limited number of approved units from other schools at QUT or from other universities (subject to meeting credit rules for the LLM).

Further Information
QUT School of Law
Phone +61 7 3138 2707
Fax +61 7 3138 1152
e-mail: lawpg_enquiries@qut.edu.au

Course structure

Students must undertake a total of 96 credit points (8 units). This can be achieved in 1 of 2 ways:

OPTION 1
Students may nominate a major from the list below and choose units to the value of at least 72 credit points (6 units) from that particular major. The remaining 24 credit points (2 units) may be chosen from any unit not included in the nominated major, including units listed under "additional units"; OR

OPTION 2
Students may complete a generic degree by choosing all 96 credit points (8 units) from any of the majors.

Note: International students may normally only be able to undertake a generic degree.

List of Majors available:

**Commercial Law**

LWN022 Banking and Finance Law
LWN025 Research Project 1A
LWN036 Select Issues in Intellectual Property Law
LWN048 Advanced Legal Research
LWN050 Restrictive Trade Practices Law
LWN051 Consumer Protection and Product Liability
LWN065 Construction and Engineering Law
LWN075 International Commercial Transactions
LWN076 International Commercial Disputes

LWN083 Estate Planning
LWN087
LWN093
LWN097 Corporate Insolvency
LWN099 Intellectual Property Law
LWN111 Public Law and Government Commercial Activity
LWN113 Law of Guarantees
LWN117 Cyber Law and Policy
LWN119 Employment Law
LWN120 Select Issues in Media Law and Policy
LWN122 Commercial Leases
LWN125 Electronic Commerce Law
LWN127 Advanced Insurance Law 1
LWN139 Privacy Law
LWN145 Corporate and Investment Regulation
LWN146 International and Comparative Intellectual Property Law
LWN147 Patent Law and Commercialisation
LWN151 Select Issues in Property Law
LWN153 Select Issues in Art, Culture and the Law
LWN154 Trade Mark Law
LWN159 Electronic Litigation
LWN160 Professional Liability & Property Transactions
LWN161 Law and Policy of the World Trade Organisation
LWN169 Equitable Obligations
LWN172 Special Topic in Commercial Law - Lending Transactions - Select Issues
LWN188 Advanced Taxation Law

**Environmental Resources Law**

LWN025 Research Project 1A
LWN046 Advanced Planning Law
LWN048 Advanced Legal Research
LWN049 International Environmental Law
LWN060 Environmental Legal System
LWN061 Natural Resources Law
LWN062 Federal Environmental Law
LWN063 Comparative Environmental Law
LWN094 Energy Law
LWN095 Native Title and Indigenous Cultural Heritage Law
LWN131 Queensland State Lands: Law and Practice
<table>
<thead>
<tr>
<th>Code</th>
<th>Course Title</th>
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<tbody>
<tr>
<td>LWN138</td>
<td>Comparative Cultural Heritage Law</td>
</tr>
<tr>
<td>LWN153</td>
<td>Select Issues in Art, Culture and the Law</td>
</tr>
<tr>
<td>LWN173</td>
<td>Special Topic in Environmental Law</td>
</tr>
<tr>
<td>LWN157</td>
<td>Comparative Native Title Law and Policy</td>
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<tr>
<td>LWN187</td>
<td>Law of the Sea</td>
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<td>LWN190</td>
<td>Antarctic Law and Governance</td>
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<td><strong>Health Law</strong></td>
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<tr>
<td>LWN025</td>
<td>Research Project 1A</td>
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<td>LWN048</td>
<td>Advanced Legal Research</td>
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<tr>
<td>LWN135</td>
<td>Law, Justice and New Genetic Technologies</td>
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<tr>
<td>LWN149</td>
<td>Conception, Birth and the Law</td>
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<tr>
<td>LWN150</td>
<td>Death, Decisions and the Law</td>
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<tr>
<td>LWN155</td>
<td>Biotechnology Law</td>
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<tr>
<td>LWN163</td>
<td>Capacity, Guardianship and Administration</td>
</tr>
<tr>
<td>LWN164</td>
<td>Health Care Law and Ethics</td>
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<tr>
<td>LWN165</td>
<td>Children's Health and the Law</td>
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<tr>
<td>LWN166</td>
<td>Consent To Treatment and Clinical Negligence</td>
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<tr>
<td>LWN174</td>
<td>Special Topic in Health Law</td>
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<td><strong>Public Law</strong></td>
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<tr>
<td>JSN001</td>
<td>Theories of Justice</td>
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<td>JSN023</td>
<td>Justice, Law and Democracy</td>
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<tr>
<td>JSN144</td>
<td>Evidence in Organised Crime Investigations</td>
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<tr>
<td>LWN087</td>
<td>Contemporary Issues in Torts</td>
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<tr>
<td>LWN095</td>
<td>Native Title and Indigenous Cultural Heritage Law</td>
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<td>LWN111</td>
<td>Public Law and Government Commercial Activity</td>
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<td>LWN115</td>
<td>Human Rights In Australian Law</td>
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<td>LWN119</td>
<td>Employment Law</td>
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<tr>
<td>LWN120</td>
<td>Select Issues in Media Law and Policy</td>
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<tr>
<td>LWN129</td>
<td>Contemporary Issues in Sentencing Law</td>
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<td>LWN132</td>
<td>Public Sector Employment Law and Policy</td>
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<td>LWN135</td>
<td>Law, Justice and New Genetic Technologies</td>
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<td>LWN158</td>
<td>Public International Law</td>
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<tr>
<td>LWN161</td>
<td>Law and Policy of the World Trade Organisation</td>
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<td>LWN171</td>
<td>Use of Force and International Humanitarian Law</td>
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<td>LWN175</td>
<td>Special Topic in Public Law</td>
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<tr>
<td>LWN176</td>
<td>Special Topic in Criminal Law (Combatting International Corruption)</td>
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<tr>
<td>LWN182</td>
<td>Criminal Tribunals</td>
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<td>LWN187</td>
<td>Law of the Sea</td>
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<td>LWN186</td>
<td>Constitutional Law and State Power</td>
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<td>LWN189</td>
<td>Space Law</td>
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<td>LWN190</td>
<td>Antarctic Law and Governance</td>
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<td><strong>Technology Law</strong></td>
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<td>LWN117</td>
<td>Cyber Law and Policy</td>
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<td>LWN120</td>
<td>Select Issues in Media Law and Policy</td>
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<tr>
<td>LWN125</td>
<td>Electronic Commerce Law</td>
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<td>LWN139</td>
<td>Privacy Law</td>
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<td>LWN147</td>
<td>Patent Law and Commercialisation</td>
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<td>LWN155</td>
<td>Biotechnology Law</td>
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<td>LWN159</td>
<td>Electronic Litigation</td>
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<td>LWN177</td>
<td>Special Topic in Technology Law</td>
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<td></td>
<td><strong>Intellectual Property Law</strong></td>
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<td>LWN025</td>
<td>Research Project 1A</td>
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<td>LWN036</td>
<td>Select Issues in Intellectual Property Law</td>
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<td>LWN048</td>
<td>Advanced Legal Research</td>
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<td>LWN178</td>
<td>Special Topic in Intellectual Property Law</td>
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<tr>
<td>LWN179</td>
<td>Copyright in the Digital Age</td>
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<tr>
<td>LWN180</td>
<td>Open Licensing: New Models For Intellectual Property</td>
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<tr>
<td>LWN181</td>
<td>Intellectual Property Litigation</td>
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<td><strong>Additional Units not included in a Major list</strong></td>
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<tr>
<td>LWN030</td>
<td>Mediation</td>
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Published on: 16 May 2011
LWN144 Contemporary Issues in Child Law
LWN162 Australian Common Law System
LWN168 Theories of Dispute Resolution
LWN167 Families, Creation and Separation

*NOTE:
LWN048 Advanced Legal Research is strongly recommended for international students and domestic students without an LLB.
LWN162 Australian Common Law System is a compulsory unit for all international students.
The units listed within all majors may be subject to change.

Schedule of Units
Not all units are offered in any one year.
For a schedule of unit offerings for 2010: please refer to http://www.law.qut.edu.au/study/courses/pgrad/units_10.jsp

Potential Careers:
Academic, Actuary, Barrister, Crown Law Officer, Educator, Government Officer, Solicitor.

UNIT SYNOPSES

JSN001 THEORIES OF JUSTICE
This unit is concerned with and/or clarifying the assumptions that underpin arguments about what is just or unjust within various spheres of contemporary Australian society. The unit provides a framework for evaluating the relative usefulness of various theories of justice in terms of their theoretical implications and practical applications. The unit focuses on the interface between justice, postmodernism and the law.
Credit points: 12   Campus: External   Teaching period: 2007 SEM-1   Incompatible with: JSB411, LWN040

JSN023 JUSTICE, LAW AND DEMOCRACY
In this unit, students explore analyses of the major issues of social philosophy including justifications of liberty, harm to others, private property rights, distributive justice, environmental harms, help to others and criminal and offensive behaviour. Students also discuss links between law, justice and social institutions and how we might adjudicate between competing interests in society. Lawyers and other justice professionals, public administrators, and para-professionals working in the fields of law, justice or politics will find this unit useful in developing a theoretical foundation for understanding social institutions and how they interact with law and morality. Students develop critical research and writing skills.
Credit points: 12   Campus: Kelvin Grove and External   Teaching period: 2007 SEM-2   Incompatible with: JSN005, LWN042

JSN144 EVIDENCE IN ORGANISED CRIME INVESTIGATIONS
In recognition of the limitations of traditional law enforcement methods in dealing with organised crime and corruption, the Commonwealth and some State governments have granted more extensive powers to their police services and created inquisitorial commissions equipped with special coercive powers. The aim of this unit is firstly, to assist investigators and other professionals to appreciate the impact of rules of evidence in this specific context, secondly, to understand how these new powers can be more effectively exercised, and thirdly, to inform those representing persons who are the subject of such exercise on how best they can protect the rights of their clients.
Credit points: 12   Campus: Kelvin Grove and External   Teaching period: 2007 SEM-2

LWN022 BANKING AND FINANCE LAW
This unit includes the following topics: the new regulatory scheme imposed by the Financial Services Reform Act 2001 (Cwlth) and the Australian Securities and Investments Commission Act 2001 (Cwlth); the commercial use of bills of exchange; statutory protection of financial institutions in relation to the payment and collection of cheques; the operation of bank accounts and payment mechanisms such as electronic funds transfers; select issues arising out of the operation of bank accounts and payment mechanisms such as electronic funds transfers; select issues arising out of the banker-customer relationship: the banker’s right of set-off, liens, combination of accounts, ‘charge backs’, appropriation of payments, the effect of orders for the redirection of debts and Mareva orders on financial institutions; alternative dispute resolution under the revised Code of Banking Practic
Contact hours: 2 per week   Campus: Gardens Point

LWN025 RESEARCH PROJECT 1A
In this unit, students undertake a supervised research project of about 10,000 words over one semester approved by the Teaching, Learning and Curriculum Committee. Students should refer to the relevant course rules for the maximum credit point limit of Research Project units allowed to be undertaken as part of their course and how to apply to undertake this unit.
Credit points: 12   Contact hours: 26 hours in total   Campus: Gardens Point   Teaching period: 2010 SEM-1 and 2010 SEM-2

LWN030 MEDIATION
The ADR movement has developed at a rapid pace in Australia and internationally with mediation being
incorporated into the practices of most courts and tribunals as well as at the private level. This unit examines the theory and skills of mediation. The aim of this unit is to provide a coherent knowledge and understanding of mediation theory as well as developing mediation skills relevant to ongoing learning and professional practice.

**Credit points:** 12  
**Contact hours:** 26 hrs in total  
**Campus:** Gardens Point  
**Teaching period:** 2010 6TP1 and 2010 5TP8

**LWN036 SELECT ISSUES IN INTELLECTUAL PROPERTY LAW**
This unit examines a range of contemporary issues in the broad field of intellectual property law. Topics include: Copyright protection for digital works; the Copyright Law Review Committee (CLRC) Reports; defences in relation to computer program (reverse engineering); the protection of facts and the Database proposals; collective administration of copyright; fair dealing; copyright protection of Indigenous art and culture; moral rights and performers’ rights; contracting out and the future of copyright in the digital age; patent protection for computer programs; current issues in Trade Marks (including domain names and geographical indications).

**Contact hours:** 26 hrs in total  
**Campus:** Gardens Point

**LWN046 ADVANCED PLANNING LAW**
To practice effectively in the growing area of Environmental and Town Planning Law it is essential that practitioners have a detailed knowledge of the principals of town planning, relevant statutory instruments and the practice and procedure of the Planning and Environment Court. It is advisable for those practising in this area to be aware of the legislative changes that have taken place in the recent past and what is proposed for the future. It is an area where the State Government has and will continue to make considerable changes.

**Credit points:** 12  
**Contact hours:** 2 hrs per week  
**Campus:** Gardens Point  
**Teaching period:** 2010 SEM-1

**LWN048 ADVANCED LEGAL RESEARCH**
Legal Research at an advanced level is a fundamental part of postgraduate legal study both for coursework and more particularly thesis and dissertation purposes. Exposure to a structured course on the nature, aims and techniques of legal and other research is essential to a proper foundation in postgraduate research skills at an advanced level. Advanced Legal Research is also highly recommended for those students who have completed their undergraduate degree in a jurisdiction other than Australia.

**Credit points:** 12  
**Contact hours:** 26 hours in total  
**Campus:** Gardens Point  
**Teaching period:** 2010 SEM-1 and 2010 SEM-2

**LWN049 INTERNATIONAL ENVIRONMENTAL LAW**
International environmental law is a dynamic area of international law with implications for the management of natural resources both in Australia and at the global level. This unit introduces students to the fundamental principles structuring international environmental law, discusses the principal institutions, cases and treaties in this field and explores the impact of international environmental obligations on natural resource management in Australia. The unit highlights the particular challenges facing international environmental lawyers seeking the protection and enhancement of the global environment, as well as international environmental issues of contemporary concern.

**Credit points:** 12  
**Contact hours:** 26 hours in total  
**Campus:** Gardens Point  
**Teaching period:** 2010 SEM-1

**LWN050 RESTRICTIVE TRADE PRACTICES LAW**
All countries that rely on markets and competition to allocate resources and satisfy the needs of consumers have a set of rules designed to deal with problems of market failure caused by one or more firms possessing market power. Such firms are able to undermine the competitive process by engaging in anti-competitive behaviour. This unit considers this Law.

**Credit points:** 12  
**Contact hours:** 2 hrs per week  
**Campus:** Gardens Point and External  
**Teaching period:** 2010 SEM-2

**LWN051 CONSUMER PROTECTION AND PRODUCT LIABILITY**
This unit is divided into two main parts. The first part considers the statutory and common law actions that are available to protect consumers from misleading or deceptive conduct and unfair marketing practices. Emphasis is given to the role played by the Trade Practices Act in relation to converyancing and land transactions, financial services and advertising. Unconscionable conduct is also considered. The second part of the unit is concerned with statutory and common law actions available when loss or damage is suffered as a result of defective products. Remedies and defences are considered throughout the course.

**Credit points:** 12  
**Contact hours:** 2hrs per week  
**Campus:** Gardens Point and External  
**Teaching period:** 2010 SEM-1

**LWN060 ENVIRONMENTAL LEGAL SYSTEM**
Environmental law and its related unit Natural Resources Law have become significant areas of professional legal practice over the last decade or so. A number of firms of solicitors have set up units in their practices specialising in these areas. At the same time, these branches of the law have emerged as significant areas for research and publication. Most law schools have undergraduate courses in environmental law and several have introduced
postgraduate courses in these areas. There is a growing demand for courses in these areas at postgraduate level on the part of those wishing to study the subject for the first time and also on the part of those seeking to expand their existing knowledge and understanding of these areas. This unit complements the unit in Natural Resources Law. Together these two courses create the framework within which further study is possible either by way of further units or more focused research papers.

**Prerequisite(s):** nil  
**Corequisite(s):** nil  
**Credit points:** 12  
**Contact hours:** 26 hrs in total  
**Campus:** Gardens Point  
**Teaching period:** 2009 5TP6  
**Incompatible with:** nil

**LWN061 NATURAL RESOURCES LAW**

This unit includes the following: the principles and concepts of natural resources law in Queensland dealing with the ownership and control of natural resources, providing access to these resources, controlling the operational side of the development of these resources, and recognising commercial structures for achieving these operational objectives; an assessment of a number of developed and evolving mechanisms for achieving these objectives such as policy objectives, management plans, incentives and inducements, market instruments and property rights. Examples include land, water and fisheries.

**Prerequisite(s):** nil  
**Corequisite(s):** nil  
**Credit points:** 12  
**Contact hours:** 26 hrs in total  
**Teaching period:** 2009 6TP6  
**Incompatible with:** LWN014, LWN027

**LWN062 FEDERAL ENVIRONMENTAL LAW**

This unit includes the following: the history of Commonwealth involvement in environmental management; the Inter-Governmental Agreement of 1992; relevant paragraphs of s. 51 of the Constitution; judicial interpretation of the paragraphs; impact of ss 90, 92 and 109 of the Constitution; federal legislation dealing with offshore development, marine environment protection, environmental impact assessment, national estate, wildlife conservation, Great Barrier Reef, hazardous waste and industrial chemicals, world heritage, ozone protection, ecologically sustainable development, climate changes, and biological diversity.

**Prerequisite(s):** nil  
**Corequisite(s):** nil  
**Contact hours:** 26 hrs in total  
**Campus:** Gardens Point  
**Incompatible with:** nil

**LWN063 COMPARATIVE ENVIRONMENTAL LAW**

This unit addresses the principles of environmental regulation in other jurisdictions and the range of policy and legal instruments being utilised to achieve environmental objectives. Jurisdictions include European countries such as the United Kingdom and Greece, the European Union, South Africa, India, New Zealand and the USA.
particularly as it related to the structuring of a person's affairs to minimise the impost of these duties. The emergence of capital gains tax and the realisation of its growing significance, together with a recent emphasis generally on financial planning has again brought this area to prominence. At a time when the legal profession is looking for new areas at work, there is also evidence that lawyers see this area as one which has been largely neglected. This unit seeks to conceptualise a framework in which the issues which arise in estate planning can usefully be considered.

Credit points: 12  Contact hours: 2 hrs per week  
Campus: Gardens Point and External  
Teaching period: 2010 SEM-2

LWN087 CONTEMPORARY ISSUES IN TORTS
Contemporary issues in the law of torts extend beyond the tort of negligence to include areas such as the economic torts, the tortious liability of public officials, the torts of trespass and nuisance, and the emerging tort of privacy. In addition there have been significant developments in related areas such as vicarious liability and the apportioning of liability amongst multiple tortfeasors. It is, therefore, appropriate that these contemporary issues in the law of torts be the subject of an LLM unit that allows for a more sophisticated level of conceptual analysis and synthesis than was appropriate at an undergraduate level.

Credit points: 12  Contact hours: 26hrs in total  
Campus: Gardens Point  
Teaching period: 2006 6TP3

LWN094 ENERGY LAW
Natural resources law and its related subject, environmental law, have become significant areas of professional legal practice over the last decade or so. One of the particular areas of natural resources law for these purposes is energy law. Energy law is the law relating to the ownership, use, development and control of those natural resources which are used to produce energy for the benefit of the community. Areas covered in this unit include: the sources and history of energy law; the principles and concepts underlying energy law; the common law rules of ownership of sources of energy; statutory ownership of sources of energy; how the law regulates access to sources of energy; how the law controls the development of sources of energy.

Credit points: 12  Contact hours: 26 hrs in total  
Campus: Gardens Point  
Teaching period: 2010 5TP7

LWN095 NATIVE TITLE AND INDIGENOUS CULTURAL HERITAGE LAW
This unit aims to provide an understanding of the development of contemporary Australian principles and practice governing the recognition, protection and management of Indigenous native title and cultural heritage interests in a political, legal and global context; to encourage consideration of the various dimensions of the relevant law, policy and practice from a range of perspectives; and to facilitate a critical and reform-oriented examination of contemporary problems in the field.

Prerequisite(s):  nil  Corequisite(s):  nil  Credit points: 12  Contact hours: 26 hrs in total  
Campus: Gardens Point  
Teaching period: 2007 6TP4  
Incompatible with:  nil

LWN097 CORPORATE INSOLVENCY
This unit considers topics of commercial interest relevant to corporate insolvency. It concentrates on advanced areas pertinent to liquidation, receivers and other controllers, and voluntary administration in Australia. In particular, seminars focus on issues likely to arise in practice, including problems associated with statutory demands, termination of deeds of arrangement, and insurer funding of litigation.

Prerequisite(s):  nil  Corequisite(s):  nil  Credit points: 12  Contact hours: 26 hrs in total  
Campus: Gardens Point  
Teaching period: 2009 SEM-2  
Incompatible with:  nil

LWN099 INTELLECTUAL PROPERTY LAW
This unit includes a study of the concept of Intellectual Property and the principles and policies of intellectual property law. Topics covered include copyright, designs, patents, innovation patents, trade marks, passing off, and breach of confidence.

Prerequisite(s):  nil  Corequisite(s):  nil  Credit points: 12  Contact hours: 26 hrs in total  
Campus: Gardens Point  
Teaching period: 2009 5TP3  
Incompatible with:  nil

LWN111 PUBLIC LAW AND GOVERNMENT COMMERCIAL ACTIVITY
This unit examines the reach of public law remedies in the field of commercial activities in which government agencies are involved. Areas covered include corporatisation, out sourcing and privatisation.

Credit points: 12  Contact hours: 2 hrs per week  
Campus: Gardens Point  
Teaching period: 2010 5TP2

LWN113 LAW OF GUARANTEES
Guarantees are an important area of practice for commercial lawyers as a substantial proportion of large commercial transactions involve the giving of guarantees. Guarantees are also significant for consumer finance. This unit considers formation and validity, including comparison with other contracts; factors affecting validity, including disclosure, misrepresentation, mistake, unconscionable conduct, undue influence, s.51AB Trade Practices Act (Cwlth), s.70 Consumer Code; obligations of solicitor; liability, including principle of co-extensiveness and rules of construction; discharge of guarantee, including discharge by the determination of the principal transaction and discharge by reason of the creditor's conduct.
Credit points: 12    Contact hours: 26 hrs in total   
Campus: Gardens Point

LWN115 HUMAN RIGHTS IN AUSTRALIAN LAW
Human rights impact upon the legal rights of all Australians. 
A knowledge of the human rights currently recognised and 
the extent to which they can be enforced in Australia is of 
benefit to all professionals. This knowledge can be used to 
advocate for people in a variety of legal, social and cultural 
contexts.
Credit points: 12    Contact hours: 26 hrs in total   
Campus: Gardens Point

LWN117 CYBER LAW AND POLICY
This unit examines legal issues relating to the Internet. The 
unit will consider the application of existing legal principles 
to "cyberspace" as well as newly developed Internet Law or 
Cyberlaw principles. Knowledge of Internet Law is of 
increasing importance in many areas of legal practice, 
industry and to society more generally. This is a new area of 
activity and it is important to educate lawyers and other 
professionals on the unique issues that have arisen and will 
emerge in this area, in particular the difficulty in regulating 
the distributed international network of computers known as 
the "internet".
Credit points: 12    Contact hours: 2 hrs per week 
Campus: Gardens Point   Teaching period: 2010 SEM-1

LWN119 EMPLOYMENT LAW
Employment law is a foundation unit that allows students to 
survey at an advanced level the sources, components and 
relationships of employment law in Australia. Successful 
completion of this unit provides students with the necessary 
background to continue on to undertake further advanced courses in more specialised areas of labour law, including 
public sector employment law and the law of trade unions.
Credit points: 12    Contact hours: 26 hrs in total 
Campus: Gardens Point   Teaching period: 2010 6TP1

LWN120 SELECT ISSUES IN MEDIA LAW AND POLICY
In the technology age the media pervades our lives. Those 
in the media who control the flow of information wield great 
power. A study of the functioning of media institutions and 
the controls imposed upon the activities of those institutions 
in a democratic society may lead to an understanding of the 
exercise of that power. This unit examines the concept of 
freedom of speech as exercised by the media and selected 
limitations on that freedom imposed by the common law and 
statute, limitations imposed upon media institutions 
represented by broadcasting law and policy issues affecting 
the functioning of the media.
Credit points: 12    Contact hours: 26 hrs in total 
Campus: Gardens Point

LWN122 COMMERCIAL LEASES
With the exponential rise in the numbers of commercial 
premises such as office blocks, shopping centres and 
industrial factories in the past decade or so, the study of 
commercial leases for the legal practitioners has assumed a 
great importance. Statute law in the form of the Trade 
have also impacted significantly upon commercial leasing 
practices. Whilst there is no one form of standard 
commercial lease, certain generic clauses have emerged 
and there now exists a substantial body of law in Australia 
relating to the theory underlying and practice of the law of 
commercial leases. This unit endeavours to explain the 
theoretical basis for the use of certain basic covenants at 
the same time taking full account of the practical operation 
of commercial leases in Australia.
Credit points: 12    Contact hours: 26 hrs in total 
Campus: Gardens Point  Teaching period: 2006 SEM-2

LWN125 ELECTRONIC COMMERCE LAW
It is vital for any participant in the digital age to gain a 
thorough knowledge of how the information economy is 
regulated for the benefit of individuals, corporations and the 
State, nationally and internationally. In order to be able to 
participate as a lawyer or other professional in this new 
environment it is important to have an understanding of the 
laws relating to privacy, e-security, consumer regulation, 
electronic payment and taxation systems, electronic 
contracts, and Public Key Infrastructure.
Credit points: 12    Contact hours: 2 hours per week 
Campus: Gardens Point

LWN127 ADVANCED INSURANCE LAW 1
This unit covers the nature and definition of insurance, 
most good faith, formation of contract, proposals, etc; 
scope of Insurance Contracts Act 1984 (Cwlth), non- 
disclosure and misrepresentation, brokers and agents; 
Insurance (Agents and Brokers) Act 1984 (Cwlth), or 
Financial Services Reform Act 2001 (Cwlth) if appropriate, 
third parties' rights and obligations; Section 54 Insurance 
Contracts Act.
Credit points: 12    Contact hours: 2 hrs per week 
Campus: Gardens Point   Teaching period: 2006 SEM-2

LWN129 CONTEMPORARY ISSUES IN SENTENCING LAW
Sentencing law has become a specialised area of research 
and practice over the past two decades in the United 
Kingdom and the United States, and increasingly so in 
Australia. In practice, this is particularly so for barristers 
and specialist criminal law practitioners. Increasingly, law 
schools have undergraduate and postgraduate units in this 
area. Almost all Australian jurisdictions have now introduced 
specialised sentencing legislation, introducing discrete 
principles and thereby ensuring that a separate discipline

Page 8/15
The area of sentencing law has emerged, complete with its own discourse. It is therefore appropriate that sentencing law should feature as a postgraduate unit in its own right.

**Credit points:** 12  
**Contact hours:** 26 hrs in total  
**Campus:** Gardens Point  
**Teaching period:** 2006 6TP

**LWN131 QUEENSLAND STATE LANDS: LAW AND PRACTICE**

As the unit examines a unique system of land tenures and dealings which is not studied in any great depth at undergraduate level, the focus of the unit is on: the current legislative scheme and current policies relating to non-freehold land in Queensland; contemporary issues within the context of the prevailing legislative and policy frameworks; and the development of generic skills including research skills and critical evaluation skills that may be applied in other areas of study.

**Credit points:** 12  
**Contact hours:** 26 hrs in total  
**Campus:** Gardens Point and External  
**Teaching period:** 2009 SEM-1 and 2009 6TP3

**LWN135 LAW, JUSTICE AND NEW GENETIC TECHNOLOGIES**

Our ability to test, screen and manipulate the human genome is made possible by recent technological breakthroughs in science. The science of genetics is not new, but its public profile has never been higher. Current initiatives in genetic knowledge have been described as an international voyage of scientific discovery. The scientific findings are prompting major rethinking of concepts of law and justice. The legal community faces a perpetual challenge in keeping pace with the revolution in genetics. This unit looks at some legal implications of this revolution and charts the major responses of our legal system to modern genetics and biotechnology.

**Credit points:** 12  
**Contact hours:** 26 hrs in total  
**Campus:** Gardens Point  
**Teaching period:** 2010 SEM-1

**LWN138 COMPARATIVE CULTURAL HERITAGE LAW**

This unit includes: an examination of the concepts of culture and cultural heritage; the international law framework within which cultural heritage is managed and protected; an analysis of the ways in which a number of national jurisdictions approach the conservation of their cultural heritage. These include the USA, UK, the European Union, South Africa, China, New Japan, Malaysia, Zealand and Australia. The focus of the unit is upon cultural heritage values associated with land and land-related resources.

**Contact hours:** 26 hrs in total  
**Campus:** Gardens Point

**LWN139 PRIVACY LAW**

This unit covers an introduction to the concept of privacy: including both the historical development of privacy rights and the operation and implication of state and federal legislation and international obligations; detailed consideration of the Commonwealth private sector regime; consideration of the impact of privacy law on specific fields of practice such as health, employment, not-for-profit and banking/finance/insurance; issues relating to the Internet; compliance and code development; international regimes.

**Credit points:** 12  
**Teaching period:** 2009 SEM-1

**LWN144 CONTEMPORARY ISSUES IN CHILD LAW**

This unit introduces students to selected contemporary legal issues affecting children in Australia. These issues present both legal and moral questions that have implications for legal practice and policy development. This unit gives students the opportunity to identify current legal positions about controversial issues in Australian law relating to children, and to apply advanced skills in legal research, analysis and writing to critically evaluate those positions.

**Contact hours:** 2 hrs per week  
**Campus:** Gardens Point and External

**LWN145 CORPORATE AND INVESTMENT REGULATION**

Regulation is no longer solely a government issue any more, Enron, HIH and One Tel have taught us it is an issue that both the private and public sectors must embrace and learn quickly.

Lawyers and corporate advisers must now think outside the square and keep abreast of an ever-changing legal and corporate environment. This unit will develop a forward thinking approach to corporate and investment regulation and promote practical and analytical appraisal of the issues arising in relation to the regulation of companies and investment.

**Prerequisite(s):** nil  
**Corequisite(s):** nil  
**Credit points:** 12  
**Contact hours:** 2 hrs per week  
**Campus:** Gardens Point  
**Teaching period:** 2009 SEM-2  
**Incompatible with:** nil

**LWN146 INTERNATIONAL AND COMPARATIVE INTELLECTUAL PROPERTY LAW**

The unit provides you with an introduction to international intellectual property and policy issues and their connection...
with the European Union (EU) efforts to create an internal market with a level playing field for the protection of intellectual property. The unit also considers diverging perspectives on topics ranging from the protection of traditional knowledge and folklore to high technology.

**LWN147 PATENT LAW AND COMMERCIALISATION**

In the modern world lawyers are increasingly faced with issues concerning the exploitation of and access to intellectual products relating to biotechnology and information technology. This unit will allow students to develop knowledge of this specialised area, which is of growing importance to government, industry and society more generally.

**Credit points:** 12  
**Contact hours:** 26 hrs in total  
**Campus:** Gardens Point  
**Teaching period:** 2010 5TP6

**LWN149 CONCEPTION, BIRTH AND THE LAW**

Some aspects of human reproduction raise complex legal and ethical considerations. Civil liability to a child can arise where that child is injured in utero or upon delivery. Liability to parents may also arise where a child is conceived as a result of a failed sterilization procedure or where a mother is injured during a negligent delivery. There have also been rapid developments in assisted reproductive technologies. One of the difficulties in this area is an absence of consistent regulation of the many controversial issues associated with such medical advances. These include the nature of any regulatory regime, access to treatment, rights of donors and children born as a result of these technologies, posthumous use of gametes and embryo research. The topics examined in this unit are becoming increasingly important both from the perspective of government regulation and for legal practitioners in the field of health law.

**Prerequisite(s):** nil  
**Corequisite(s):** nil  
**Credit points:** 12  
**Contact hours:** 26 hrs in total  
**Campus:** Gardens Point  
**Teaching period:** 2010 SEM-2

**LWN150 DEATH, DECISIONS AND THE LAW**

As people near the end of their lives, their medical treatment and other care raises complex medical, legal and ethical decisions. Choices about whether particular treatment should be provided or refused may have to be made, and this is complicated by the fact that many people may not have the competence at this stage in their life to be able to make these decisions. Although a competent adult may refuse treatment, another choice demanded by some is the right to end their own life and to be assisted by others to achieve this. This unit examines the legal aspects of these choices.

**Credit points:** 12  
**Contact hours:** 26 hrs in total

**LWN151 SELECT ISSUES IN PROPERTY LAW**

The principles and practice relating to transactions of real property are rapidly becoming more complex. This complexity is being driven by continuing statutory intervention in what had been for many years traditionally settled relationships ie those of principal and real estate agent, buyer and seller, commercial lessor and lessee and mortgagor and mortgagee. In recent times the courts are also redefining these relationships through the extension of the law. This unit examines legislation affecting these relationships.

**Prerequisite(s):** nil  
**Corequisite(s):** nil  
**Credit points:** 12  
**Contact hours:** 26 hrs in total  
**Campus:** Gardens Point  
**Teaching period:** 2007 6TP5  
**Incompatible with:** nil

**LWN153 SELECT ISSUES IN ART, CULTURE AND THE LAW**

This unit introduces a distinct ‘art and culture law’ to Australian legal practitioners, arts practitioners and policy makers, which has been developing in the international arena since the 1980’s. Creating and selling art and cultural objects is the subject of well-defined categories of law, including contracts, sale of goods and copyright, though other specific forms of regulation, such as the law governing the international movement of cultural objects, is less well-known. Finding and applying these areas of law is relatively straightforward, but without an appreciation of the relationship between the areas of law, inconsistencies and contradictions arise. One reason this occurs is because these areas of law cross traditional legal categories, and there is generally very little opportunity within most law courses to understand the inter-relationship and interaction between these disparate areas of law.

**Credit points:** 12  
**Contact hours:** 26 hrs in total  
**Campus:** Gardens Point  
**Teaching period:** 2010 6TP4

**LWN154 TRADE MARK LAW**

A general knowledge of trade mark law is integral to an understanding of, and to practice in, the area of intellectual property law. This unit provides an understanding of the legal protection provided to trade marks under legislation and the common law. It introduces students to the principles of law required for obtaining, maintaining, managing and exploiting a registered trade mark under the Trade Marks Act 1995 (Cth). It will also consider the principles of law underlying infringement proceedings and enforcement of registered trade marks.

**Prerequisite(s):** Nil  
**Corequisite(s):** Nil  
**Credit points:** 12  
**Contact hours:** 26 hrs in total  
**Campus:** Gardens Point  
**Teaching period:** 2007 SEM-1  
**Incompatible with:** nil
LWN155 BIOTECHNOLOGY LAW
Multifaceted problems are raised by biotechnology, most of which revolve around the genetic modification of life. Wide ranging issues include the acceptability of patenting life forms, the monopolisation of basic food production with genetically modified foods, the risk and allocation of risk with the introduction of modified materials into the ecosystem, cloning and stem cell use. Professionals working in the biotechnology area need to be familiar with the legal, scientific and business issues that arise out of this developing area.

The aim of this unit is to examine the law related to the globally-significant and growing area of biotechnology.

Prerequisite(s): Nil
Corequisite(s): Nil
Contact hours: 26 hrs in total
Campus: Gardens Point

LWN157 COMPARATIVE NATIVE TITLE LAW AND POLICY
Comparative study in the complicated area of 'Native Title' is essential to the principled development of Australian law and policy. This unit has the following aims: to engender an understanding of the development of the Australian native title doctrine in comparative context; to encourage consideration of the various dimensions of the contemporary Australian law and policy with reference to global legal patterns and attention to Indigenous perspectives; to facilitate a critical and reform-oriented examination of current problems in the field in Australia.

Prerequisite(s): Nil
Corequisite(s): Nil
Contact hours: 26 hrs in total
Campus: Gardens Point and External

LWN158 PUBLIC INTERNATIONAL LAW
Public international law is the foundational law which governs the rules operating as between States. It establishes, for instance, the contexts in which force may be used, how new States come into being, what environmental obligations States owe to one another, and the immunities States and their representatives may enjoy from prosecution. It is pursuant to international law, that International Tribunals have been established to prosecute war criminals. Furthermore, doctrines of international law underpin arguments concerning the appropriate maritime boundaries between East Timor and Australia or the competence of the coalition of the willing to militarily intervene in Iraq. Not only is international law vital to understanding many of the high-profile who

Prerequisite(s): nil
Corequisite(s): nil
Credit points: 12
Contact hours: 26 hrs in total
Campus: Gardens Point
Teaching period: 2009 5TP3

LWN159 ELECTRONIC LITIGATION
With the proliferation of electronic files being created and distributed by corporations around the globe today, it is no surprise that the discovery process during a document-heavy litigation is becoming more and more onerous.

Tools to effectively manage this electronic information are used by many of the larger law firms and will soon be part of every legal practice, in much the same way as the word processor is a necessity in any new millennium practice. Moreover, courts are now taking the initiative to encourage the use of information technology in civil litigation.

Knowledge of the issues that surround electronic documents and the use of information technology to better manage discovery and trial processes is imperative, and such issues are examined in this unit - Electronic Litigation.

Prerequisite(s): nil
Corequisite(s): nil
Contact hours: 26 hrs in total
Campus: Gardens Point
Incompatible with: nil

LWN160 PROFESSIONAL LIABILITY & PROPERTY TRANSACTIONS
The primary aim of this unit is to examine the development and application of the principles relating to the liability of nominated professionals engaged in property transactions, it affords an opportunity to a student to critically analyse issues arising from complex factual matrices which present themselves in this area of law and to contribute meaningfully to a consideration of these issues in a structured way. The second aim of this unit is to give students an understanding as to how this area of law may develop further based upon the application of new concepts such as proportionate liability or economic loss and apportionment legislation under the Trade Practices Act 1974 and Civil Liability Acts in Australian jurisdictions.

Contact hours: 26hrs in total
Campus: Gardens Point

LWN161 LAW AND POLICY OF THE WORLD TRADE ORGANISATION
With the rapid acceleration in the pace of globalisation and a substantial broadening of the WTO’s regulatory field since 1994, the World Trade Organisation (WTO) is the multilateral economic institution that is responsible for regulating a broad range of trans-border economic activities. WTO law and policy impacts on enterprises that engage in trans-border economic activities by regulating foreign market access/trade barriers, unfair international trade practices, international trade in services, intellectual property and trade related investment measures and international trade dispute resolution.

Prerequisite(s): nil
Corequisite(s): nil
Contact hours: 26 hrs in total
Campus: Gardens Point
Incompatible with: nil

LWN162 AUSTRALIAN COMMON LAW SYSTEM
This unit is designed for international students from civil law countries and other non-common law jurisdictions or
Jurisdictions where English is not the first language and Australian graduates in disciplines other than law. This unit will provide these students with a solid foundation in the common law system with particular emphasis on the Australian legal and constitutional framework so that they will be much better equipped to complete other units in LW51 Master of Laws or LW60 Graduate Certificate in Law.

**LWN163 CAPACITY, GUARDIANSHIP AND ADMINISTRATION**

Decisions about guardianship and administration are part of the legal and social fabric of our society. Despite the fact that decisions about guardianship and administration are being made every day, this area of law raises difficult legal and ethical issues. Because a decision is being made on behalf of an adult with impaired decision-making capacity, there are issues as to who should make these decisions and how they should be made. The topics examined in this unit are important from the perspective of government regulation, for those making these decisions for adults with impaired capacity (including relatives and those in statutory positions), and for legal practitioners in fields such as health law and succession.

**Credit points:** 12  
**Contact hours:** 26 hrs in total  
**Campus:** Gardens Point  
**Teaching period:** 2010 SEM-1 and 2010 SEM-2

**LWN164 HEALTH CARE LAW AND ETHICS**

The relationship between law and ethics in healthcare is important, but at times contested. This unit explores that relationship to lay the foundations of an understanding of law and ethics as they relate to healthcare.

**Credit points:** 12  
**Contact hours:** 26 hrs in total  
**Campus:** Gardens Point  
**Teaching period:** 2010 6TP4

**LWN165 CHILDREN'S HEALTH AND THE LAW**

This unit introduces you to selected legal issues concerning the health of children in Australia. These issues are new and emerging, and they present legal, theoretical and practical questions that have implications for legal, health and educational systems. As well, they pose new challenges for legal practitioners, policymakers and scholars. Studying this unit at postgraduate level provides opportunities and challenges that exceed undergraduate study. You will be exposed to a number of contemporary issues affecting children and their health. You will have the opportunity to consider, from interdisciplinary perspectives, legal problems regarding children's health that face legal, health and other social systems. You will be required to identify an important issue in Australian law relating to children and health, and to conduct legal research, analysis (which can be interdisciplinary) and writing to critically evaluate the situation.

**LWN166 CONSENT TO TREATMENT AND CLINICAL NEGLIGENCE**

Health law is an important and growing area of legal practice and attracts much attention from academic, social and political commentators across a range of disciplines.

A detailed knowledge and understanding of the law relating to consent to treatment is a core legal issue in health law. This area involves the consideration of complex legal, ethical and policy considerations. In recent times, decisions of the High Court of Australia and courts in other jurisdictions have emphasised the importance of the rights of patients to make decisions for themselves in relation to medical treatment where they are competent to do so and absent special circumstances.

**Credit points:** 12  
**Contact hours:** 26 hrs in total  
**Campus:** Gardens Point  
**Teaching period:** 2010 6TP3

**LWN167 FAMILIES, CREATION AND SEPARATION**

Family law is a rapidly evolving area of law that reflects changing societal values and key developments in government policy. Understandings of 'marriage' and 'family' in contemporary Australian society are altering due to changing societal values. In some respects this has occurred in response to an increase in the number of de-facto and same-sex relationships and the changing configurations of 'family' due to people accessing assisted reproductive technology. It is therefore of critical importance that family law practitioners, people working within the family law system and graduates with an interest in family law have the opportunity to study emerging issues relating to family law at a high and analytically sophisticated level.

**Credit points:** 12  
**Contact hours:** 26hrs in total  
**Campus:** Gardens Point  
**Teaching period:** 2010 6TP3

**LWN168 THEORIES OF DISPUTE RESOLUTION**

This unit enables you to study the principles and theory of non-adversarial justice at a high level. You will develop a thorough and sophisticated understanding of the nature of conflict and disputes and will critically examine a number of models of dispute resolution. The unit looks at theoretical and practical issues in relation to dispute resolution that are relevant to working effectively as a professional in a variety of legal and dispute resolution environments. You will have the opportunity to critically reflect on issues such as mediator neutrality, the role of lawyers in dispute resolution processes and the efficacy of confidentiality. These critical reflections will enable you to effectively assess the suitability of dispute resolution processes for certain cases. The unit will also give you an understanding of some of the skills necessary for conflict management and dispute resolution in a variety of contexts.
Prerequisite(s): nil  Corequisite(s): nil  Contact hours: 26 hrs in total  Campus: Gardens Point  Incompatible with: nil

LWN169 EQUITABLE OBLIGATIONS
The scope for equitable relief based on breach of equitable obligations now includes not only relationships and situations which traditionally give rise to equitable obligations but also many other relationships and situations outside of those well established relationships and situations. The activities of third parties who become involved or participate with those subject to equitable obligations are also subject to scrutiny within a framework of principles which has been developed for that purpose. This unit complements other units which focus on other contemporary perspectives and developments in related areas of private law obligations including restitution, tort, corporate responsibility and trade practices.

Prerequisite(s): nil  Corequisite(s): nil  Credit points: 12  Contact hours: 26hrs in total  Campus: Gardens Point  Teaching period: 2009 SEM-2  Incompatible with: nil

LWN171 USE OF FORCE AND INTERNATIONAL HUMANITARIAN LAW
This important area of law is currently informing and shaping state responses to terrorist and other threats to peace and security. Many of the fundamental concepts in this area of the law are based on the assumption that conflicts occur between states or occur within states and that the principle actors in a conflict are state-based actors. The events of September 11 and consequent terrorist attacks have invited a rethinking of the fundamentals of the laws applicable to the resort to force and the laws which regulate the use of force in situations of armed conflict. At the same time, long standing rules of International Humanitarian Law (IHL) designed to protect civilians from unwarranted attack and to ensure fair trial for individuals accused of serious violations of international humanitarian law have come under enormous pressure. The course will examine the development of these rules and current developments in the enforcement of these important principles of IHL.

Credit points: 12  Contact hours: 26hrs in total  Campus: Gardens Point  Teaching period: 2010 6TP1

LWN172 SPECIAL TOPIC IN COMMERCIAL LAW - LENDING TRANSACTIONS - SELECT ISSUES
Advanced level research frequently draws on the expertise of leading national and international researchers who visit the Law Faculty, as well as research developing out of activities (grants etc) in the Faculty or related entities (Centres of Excellence etc).

By enrolling in Special Topic in Commercial Law, Graduate Certificate in Law (LW60) students and Master of Laws (LW51) students can take advantage of the expertise of these acknowledged experts, enrol in this unit and gain knowledge in areas of interest that may only be available for a limited period of time at QUT, while at the same time counting this unit as part of a major in Commercial Law.

Credit points: 12  Contact hours: 26  Campus: Gardens Point  Teaching period: 2010 5TP3 and 2010 5TP8

LWN173 SPECIAL TOPIC IN ENVIRONMENTAL LAW
Advanced level research frequently draws on the expertise of leading national and international researchers who visit the Law Faculty, as well as research developing out of activities (grants etc) in the Faculty or related entities (Centres of Excellence etc).

By enrolling in Special Topic in Environmental Law, Graduate Certificate in Law (LW60) students and Master of Laws (LW51) students can take advantage of the expertise of these acknowledged experts, enrol in this unit and gain knowledge in areas of interest that may only be available for a limited period of time at QUT, while at the same time counting this unit as part of a major in Environmental Law.

Credit points: 12  Contact hours: 26hrs in total  Campus: Gardens Point

LWN174 SPECIAL TOPIC IN HEALTH LAW
Advanced level research frequently draws on the expertise of leading national and international researchers who visit the Law Faculty, as well as research developing out of activities (grants etc) in the Faculty or related entities (Centres of Excellence etc).

By enrolling in Special Topic in Health Law, Graduate Certificate in Law (LW60) students and Master of Laws (LW51) students can take advantage of the expertise of these acknowledged experts, enrol in this unit and gain knowledge in areas of interest that may only be available for a limited period of time at QUT, while at the same time counting this unit as part of a major in Health Law.

Credit points: 12  Contact hours: 26hrs in total  Campus: Gardens Point

LWN175 SPECIAL TOPIC IN PUBLIC LAW
Advanced level research frequently draws on the expertise of leading national and international researchers who visit the Law Faculty, as well as research developing out of activities (grants etc) in the Faculty or related entities (Centres of Excellence etc).

By enrolling in Special Topic in Public Law, Graduate Certificate in Law (LW60) students and Master of Laws...
(LW51) students can take advantage of the expertise of these acknowledged experts, enrol in this unit and gain knowledge in areas of interest that may only be available for a limited period of time at QUT, while at the same time counting this unit as part of a major in Public Law.

Credit points: 12  Campus: Gardens Point

LWN176 SPECIAL TOPIC IN CRIMINAL LAW (COMBATTING INTERNATIONAL CORRUPTION)
Countries worldwide are under increasing pressure to take effective steps, both individually and collectively, to tackle corruption and recover the proceeds of corruption. Australia is no exception. International efforts to address the problem culminated with the coming into force in December 2005 of the UN Convention Against Corruption (UNCAC). This the first global instrument designed to tackle corruption in both the private and public sectors and it builds on a number of regional anti-corruption initiatives, including the Asia Development Bank/OECD Anti-Corruption Initiative for Asia-Pacific. In addition the Organisation for Economic Cooperation and Development (OECD) has been active within the setting of tackling corruption in international business, particularly through the OECD Convention on Combating Bribery of Foreign Public Officials in International Business Transactions (OECD Convention). Australia is a party to both Conventions.

Credit points: 12  Contact hours: 26 hours in total
Campus: Gardens Point  Teaching period: 2010 6TP1

LWN177 SPECIAL TOPIC IN TECHNOLOGY LAW
Advanced level research frequently draws on the expertise of leading national and international researchers who visit the Law Faculty, as well as research developing out of activities (grants etc) in the Faculty or related entities (Centres of Excellence etc).

By enrolling in Special Topic in Technology Law, Graduate Certificate in Law (LW60) students and Master of Laws (LW51) students can take advantage of the expertise of these acknowledged experts, enrol in this unit and gain knowledge in areas of interest that may only be available for a limited period of time at QUT, while at the same time counting this unit as part of a major in Technology Law.

Credit points: 12  Campus: Gardens Point

LWN178 SPECIAL TOPIC IN INTELLECTUAL PROPERTY LAW
Advanced level research frequently draws on the expertise of leading national and international researchers who visit the Law Faculty, as well as research developing out of activities (grants etc) in the Faculty or related entities (Centres of Excellence etc).

By enrolling in Special Topic in Intellectual Property Law, Graduate Certificate in Law (LW60) students and Master of Laws (LW51) students can take advantage of the expertise of these acknowledged experts, enrol in this unit and gain knowledge in areas of interest that may only be available for a limited period of time at QUT, while at the same time counting this unit as part of a major in Intellectual Property Law.

Credit points: 12  Campus: Gardens Point

LWN179 COPYRIGHT IN THE DIGITAL AGE
In the last decade the traditional copyright regime has been challenged on two fronts. First, by the growth of technological developments that make unauthorised copying even easier. Second, by more vocal opposition to intellectual property protection from developing nations, consumers, library associations, open source advocates, NGOs, internet service providers, digital manufacturers and others who have advocated for more balanced copyright protection. Legislators around the world have responded to these challenges with major reform to copyright law at both the national and international levels. Given the increasingly complex nature of copyright law in the digital age, it is necessary to not only be familiar with the current copyright law but to also understand both the international and policy context driving the reform agenda.

Credit points: 12  Contact hours: 2 hours per week
Campus: Internet and External

LWN180 OPEN LICENSING: NEW MODELS FOR INTELLECTUAL PROPERTY
The Internet and associated digital technologies provide us with an enormous potential to access and build information and knowledge networks. Information and knowledge can be communicated in an instant across the globe, cheaply and with good quality, by even the most basic Internet user. However intellectual property law, which takes its definition from international conventions and is similar in most countries, places significant restrictions on people’s ability to take full advantage of this revolution. While the technology has the capacity, the legal restrictions on the reuse of copyright and other intellectual property materials materially hamper its negotiability in the digital environment.

Credit points: 12  Contact hours: 2 hours in total
Campus: Gardens Point and External  Teaching period: 2010 SEM-1

LWN181 INTELLECTUAL PROPERTY LITIGATION
Intellectual property (IP) is an expanding industry, with companies increasingly seeking to protect their intellectual property in designs, inventions, trade marks and other assets. This expansion has unsurprisingly seen a tussle over the breadth of IP rights between owners, competitors, consumers and others. Critical to the resolution of these tensions and the process of defining the boundaries between competing rights holders is IP litigation.
Accordingly, in addition to understanding the law and theory underpinning IP rights, it is necessary to be familiar with IP litigation strategies.

**LWN182 CRIMINAL TRIBUNALS**

Lawyers working within the criminal jurisdiction may be called upon to represent clients within a wide range of courts and tribunals. The study of criminal law at the undergraduate level typically focuses on the prosecution and defence of matters within the mainstream courts. Given that a significant number of matters take place within more specialist courts, usually catering for a special category of offender, it is essential for those practicing within the criminal jurisdiction to have a working knowledge of the law relating to the rules and procedures of these specialist courts. It is also important to understand the jurisprudence and juristic principles which inform the creation and operation of these fora.

**Credit points: 12  Contact hours: 2 hours per week  Campus: Gardens Point and External  Teaching period: 2010 SEM-2**

**LWN186 CONSTITUTIONAL LAW AND STATE POWER**

In Australian law courses, Constitutional Law units often focus on the extent of Commonwealth legislative powers, refer to the powers of the State Parliaments as 'plenary and ample', and treat the impact of constitutional law on the States as something of an afterthought. However, the Commonwealth Constitution has always imposed significant limits on State power and recent developments in constitutional interpretation have tightened these limits. There is an increasing need for those who advise the State government, or those who may litigate against it, to engage in a systematic and critical study of the effect of constitutional doctrines, mainly emanating from the Commonwealth Constitution, on State governments. More recently, the rapid development of technology has meant that space has been used (and utilised) for a myriad of diverse purposes. Many activities in space affect everyday life – including telecommunications, direct satellite broadcasts, weather forecasting, agricultural planning, mapping, remote sensing, spying and other military activities, exploration and scientific experimentation. The use of space represents a multi-billion dollar industry.

**Credit points: 12  Contact hours: 26 hrs in total  Campus: Gardens Point  Teaching period: 2010 SEM-1**

**LWN187 LAW OF THE SEA**

International law of the sea provides the overarching global legal regime for the world’s ocean spaces. International law of the sea is therefore key to the maintenance of international peace and security, protection of the world’s marine environment and regulation of the peaceful uses of international maritime areas. The ambit of international law of the sea includes territorial seas, the continental shelf, archipelagic waters, contiguous and 200-mile zones, the high seas and the deep seabed. It provides the legal foundation for sovereign rights over marine areas, delimitation of maritime boundaries between states, international maritime navigational uses, seabed mining, the exploitation of fish stocks, piracy and marine scientific research.

**Credit points: 12  Contact hours: 26 hrs in total  Campus: Gardens Point  Teaching period: 2010 SEM-1**

**LWN188 ADVANCED TAXATION LAW**

In most legal transactions, there is a requirement to consider and obtain taxation law advice. Such transactions range from buying and selling a business to finalising a property settlement in family law. It is important, therefore, that lawyers have an understanding of these significant taxation issues so that they may provide a more comprehensive service to their clients.

**Credit points: 12  Contact hours: 26 hrs in total  Campus: Gardens Point  Teaching period: 2010 6TP3**

**LWN189 SPACE LAW**

Space Law represents an increasingly important area of International Law and impacts on a wide range of Governmental and private commercial activities. Last year was the fortieth anniversary of the first human lunar landing and, as such, represents a milestone in the use and exploration of outer space. In the short period since then, the rapid development of technology has meant that space has been used (and utilised) for a myriad of diverse purposes. Many activities in space affect everyday life – including telecommunications, direct satellite broadcasts, weather forecasting, agricultural planning, mapping, remote sensing, spying and other military activities, exploration and scientific experimentation. The use of space represents a multi-billion dollar industry.

**Credit points: 12  Contact hours: 6TP5  Campus: Gardens Point  Teaching period: 2010 SEM-1**

**LWN190 ANTARCTIC LAW AND GOVERNANCE**

**Credit points: 12  Teaching period: 2010 5TP8**