

**BLACKSTONE**  
SOCIETY

LAW BUILDING

# ALTERNATIVE FACULTY HANDBOOK

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PRESENTED BY THE  
**BLACKSTONE**SOCIETY  
EDUCATION SUBCOMMITTEE

# EDITORIAL

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## HANDBOOK GUIDE

The Alternative Faculty Handbook (AFH) is created as an easy to use guide to help Juris Doctor (JD) students select and prepare for upcoming units in 2019, and select units in semester one of 2020. The AFH collates students feedback and experiences to provide an insight into the units offered by the UWA Law School from a student perspective. When consulting the handbook, please keep in mind that

some units received numerous responses and others only a few. Please also note that the unit information is subject to change and that we endeavour to keep the AFH as up to date as possible, but do not guarantee its accuracy throughout the year.

## INFORMATION

The AFH provides information on the following:

- general info: unit name, unit code, and study period;
- unit summary: an overview of the content;
- unit details: contact information for the Unit Coordinator, prerequisites for the unit and a link to the unit outline;
- student impressions & tips: collated from student responses over the past few years;
- student ratings: averaged across the responses in three categories;
- unit structure: the assessment structure and lecture recording details; and
- SURF score: response to SURF Q.6 “overall this unit was a good educational experience” (please note that SURF reviews the unit not the teacher).

## UNIT OUTLINES

At this time the 2019 unit outlines have not been published, therefore it is recommended to consult the unit outlines once they become available.

## THE REVIEW PROCESS

Some units received numerous responses, and other only a few or none at all. As such, when reading the student impressions and tips you may find that they do not reflect your own personal experience of a unit. Please keep this in mind and remember the importance of consulting the AFH in conjunction with the UWA Unit Handbook.

## ACKNOWLEDGEMENTS

The AFH is brought to you by the 2019 Education Sub-Committee with the assistance of the Marketing Team.

Thank you to **Sanam Morar**, the Education Representative, who assisted in compiling the AFH.

Thank you to **Paige Pittorino**, the Marketing Director, and **Elliot Holland**, Marketing Officer, for coordinating the design and publication of the AFH.

Thank you especially to **Stephen Puttick**, 2018 graduate, for his column of advice and tips.

Thank you to our student contributors.





## EDUCATION PORTFOLIO

Very briefly, the Education portfolio embodies a collective voice for UWA law students, advocating for your educational interests at the university, state, and national levels. This is to improve your educational experience and improve the experience of future students too. This advocacy involves meetings with various organisations regularly throughout the year.

The Education team also plan and run the **Blackstone Dinner Debate**, which is the primary formal event of semester one. **Members of the legal profession test their wit, charisma and powers of persuasion against UWA law students over a formal dinner.** The topic selected promotes a **satirical and humorous debate** with law students, faculty, and members of the profession in attendance. To find out what the topic is this year, you'll have to attend.

The team and I are very friendly so get in contact with us, if you need assistance, our information is below. I have found that as law students, we like to improve the value and method of certain things, so at some point, we will all have educational issues.

Kind Regards,

**Alexander Anile**

**Education Vice-President**

DINNER

DEBATE





# IMPORTANT CONTACTS

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Whether you are a law school newbie or a veteran of the law library, there are a number of people that can answer your education questions.

**THE BLACKSTONE PRESIDENT:** Mike Myers, the 2019 Blackstone President and a third year JD student is available via email at: [president@blackstone.asn.au](mailto:president@blackstone.asn.au);

**THE EDUCATION VICE PRESIDENT:** Alexander Anile, the 2019 Education Vice President and a second year JD student is available via email at [educationvp@blackstone.asn.au](mailto:educationvp@blackstone.asn.au);

**THE EDUCATION OFFICER:** Sanam Morar, the 2019 Education Representative and a second year JD student is available via email at: [educationrepresentative@blackstone.asn.au](mailto:educationrepresentative@blackstone.asn.au);

**THE ACADEMIC MENTORING DIRECTOR:** Sarah Thiruneelakanda;

**THE DEAN OF THE LAW SCHOOL:** Natalie Skead, the Dean of Law is available via email at: [natalie.skead@uwa.edu.au](mailto:natalie.skead@uwa.edu.au) or by phone on 6488 2948;

**DEPUTY HEAD OF SCHOOL (STUDENTS):** Meredith Blake, the Deputy Head of School (Students) is available via email at: [meredith.blake@uwa.edu.au](mailto:meredith.blake@uwa.edu.au) or by phone on 6488 7011;

**THE JURIS DOCTOR (JD) COORDINATOR:** Penny Carruthers, the Deputy Head of School (Learning & Teaching) is available via email at: [penny.carruthers@uwa.edu.au](mailto:penny.carruthers@uwa.edu.au) or by phone on 6488 3436;

**LAW AND ARTS STUDENT OFFICE:** The Law and Arts Student Office, located in building M253, should be the first port of call for all UWA law students. You can contact the Office at [www.web.uwa.edu.au/askuwa](http://www.web.uwa.edu.au/askuwa) or by phone on 6488 2945;

**THE GUILD EDUCATION COUNCIL PRESIDENT:** Lincoln Aspinall, the 2019 Education Council President is the peak student representative on educational matters and is available via email at: [ed@guild.uwa.edu.au](mailto:ed@guild.uwa.edu.au);

**STUDENT ASSIST OFFICERS:** For academic, welfare, and financial support and free advice, independent of the University, contact the Student Assist Officers at [assist@guild.uwa.edu.au](mailto:assist@guild.uwa.edu.au) or go to [www.uwastudentguild.com/assist](http://www.uwastudentguild.com/assist); and

**COMPLAINTS RESOLUTION UNIT (CRU):** If you have a complaint to be made, formally or informally, about another student or staff member, consult the policy at [web.uwa.edu.au/university/complaints/students/complaint-policy-and-procedures](http://web.uwa.edu.au/university/complaints/students/complaint-policy-and-procedures) or contact the CRU via the online form at [www.web.uwa.edu.au/university/complaints/community/form](http://www.web.uwa.edu.au/university/complaints/community/form).

When contacting the Law School always go through **AskUWA first** and your query will be directed to the appropriate person

## COMPETITIONS PORTFOLIO

Blackstone offers a number of competitions during each semester. These competitions give students a chance to practice their advocacy skills, build their networks with practicing legal professionals, and get to know fellow students. If you're interested in competing then check out the information which will become available on the Blackstone website over the year.

In the meantime, the competitions run by Blackstone are:

- First-Year Witness Examination (semester 1)
- Open Witness Examination (semester 1)
- Client Interview (semester 1)
- Student Paper (semester 1 & mid-year break)
- Open Mooting Competition (semesters 1 & 2)
- First-Year Mooting Competition (semester 2)
- Negotiation (semester 2)

If you have any questions at all please don't hesitate to send **Alex Gibson** at [competitionsvp@blackstone.asn.au](mailto:competitionsvp@blackstone.asn.au)

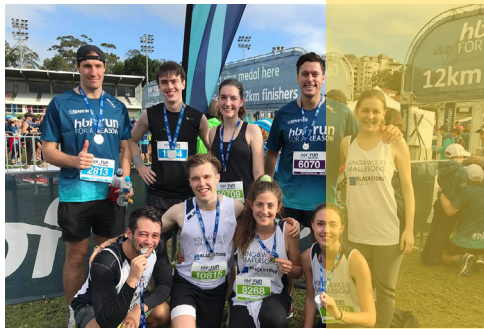
## EQUITY PORTFOLIO

The Equity portfolio consists of Blackstone's dedicated diversity representatives. Led by **Genevieve Rose** the team this year consists of:

- Kyle Charles - Indigenous Representative
- Amy Thomasson - Women's Representative
- Monty Phillips - Queer Representative
- Gatwiri M'mbijiwe - Volunteering Representative
- Benjamin Wong - Ignite Editor

The portfolio supports students through a range of events held throughout the year including mentoring networks, volunteering opportunities, PROSH movie nights the 'Love is Love' anniversary event and more. Be sure to like us on Facebook to keep up to date with equity initiatives throughout the year <https://www.facebook.com/UWABlackstoneEquity/>

If there's ever anything we can support you with or anything you think we can do better, please let us know at [equityvp@blackstone.asn.au](mailto:equityvp@blackstone.asn.au)







## WELLNESS PORTFOLIO

The Wellness portfolio is dedicated to improving and raising awareness of student mental health and wellbeing. In particular, the Wellness portfolio aims to alleviate the stress of law school by providing students with the skills and resources to lead a more physically and mentally healthy lifestyle.

The portfolio runs many events throughout the year to achieve this including our pre-exam **“Wellness Weeks”**, our annual staff vs students **“You’ve Been Served”** volleyball competition and a **mental health quiz night**. The wellness team also coordinates Blackstone’s sports program including interfaculty and **Tri-Law sport** as well as the **HBF Run for a Reason** and **City to Surf** teams. Also make sure to look out for our favourite furry friend **Julius Caesar the Juris Dogtor** who is always up for some love or a walk around the law school!

### Essential mental health support services on campus

#### UWA Medical Centre:

Bulk billed medical support for current UWA students, direct billing for UWA international students

2 nd Floor, South Wing, Guild Village | Ph: 6488 2118 | Website: [bit.ly/uwamedcentre](http://bit.ly/uwamedcentre)

#### UWA Medical Centre- Mental Health Nurse:

Available upon a referral from a GP at the UWA Medical Centre

Ph: 6488 2118 | Website: [bit.ly/uwamedcentre](http://bit.ly/uwamedcentre)

#### UWA Counselling & Psychological Services:

Confidential & free of charge service to UWA students

1 st Floor, Student Central | Ph: 6488 2423 | Website: [bit.ly/uwacaps](http://bit.ly/uwacaps)

#### Robin Winkler Clinic

Low cost therapy appointments on campus, no GP referral needed

1 st Floor, General Purpose Building 3 | Ph: 6488 2644 | Website: [bit.ly/uwarwc](http://bit.ly/uwarwc)

#### In case of a mental health emergency on campus:

Call Campus Security on 6488 2222 or 1800 655 222 and they can arrange for emergency services to come onto campus

#### Immediate outside assistance:

Crisis Care (for urgent serious issues- eg domestic violence, homelessness, child welfare)-9223 1111

Lifeline (for urgent response to suicide or mental health issues)- 13 11 14

# ANECDOTAL REMARKS

Provided by STEPHEN PUTTICK - 2018 Juris Doctor graduate



Do San Pellegrino sparkling water or Birkenstocks promote clearer thinking or an inflated ego?

This is a difficult question for me to answer. I drink San Pellegrino sparkling water. I wear Birkenstocks. I consider myself to have clear thinking. Some others would probably say I have an inflated ego.

Do you believe having a law school crush is conducive or destructive to study?

I had a lot of law school crushes. I did okay with the study but never succeeded with any of the crushes. I am not sure what that answers.

Has the pain of the traumatic end to your Jessup International Law Moot experience begun to fade?

No.

Having graduated recently, how would you describe your JD experience?

In two words: immensely fulfilling.

Having also had time to reflect, do you feel different now as opposed to when you began the JD? If so, how do you think it changed you?

My perspective is very different now, yes. For starters, when I was younger I wondered why people studied the law. I genuinely thought that all of the law was written down and I wondered what legal academics did all day. The Romans might have preferred it that way.

More specifically, I had

always wanted to be a lawyer. However, after my undergraduate degree I decided to take some time out and was initially minded to not go on to study the Juris Doctor. I was, in hindsight, very disengaged at this time.

I decided to start my law degree after a year working full-time. I remember feeling very unsure of myself and quite certain that I would turn out to be a tremendous failure. I think things have turned out alright, though I will leave it for others to comment on the ultimate accuracy of my prediction.

More generally, I left the Law School far more confident and resilient than when I started. I am now pursuing the career that I have always wanted and engaging with my one true love — the law.



If you could have given yourself advice at a particular moment in the JD, what moment of your experience would you pick and what piece of advice would you have given yourself?

For me personally? After I received my unit marks for semester one in first year. And, the advice would have been to the following effect: 'everything will be okay.' They were not stellar marks.

I am sure you get the idea: don't beat yourself up, take a breath, learn from your mistakes, it's a marathon, not a sprint. These clichés are tedious but, genuinely, bear them in mind.

What is something that, in your opinion, law students should do more of?

Read more cases.

Marks, do you think law students obsess too much or are merely striving to put their best foot forward?

Ah, marks! This is a difficult question to answer. This

is in part because the question, I think, contains a false dichotomy. You can obsess about marks and at the same time not be putting your best foot forward. In fact, it is highly likely that obsessing about marks is distracting you. And, vice versa.

To take the gist of the question though, yes, I think some students do place too much emphasis on marks. And, in my experience, it is probably not inaccurate to describe that emphasis as – at times and for some students – an 'obsession'.

Against this, however, I do not think it particularly useful to pretend that marks do not matter. I myself cannot say in good conscience that marks are not important. They are, but only to a certain extent.

You really need to keep this caveat in mind. So, two significant points from it. First, in my experience, most students' conception of a 'great mark' is inflated. Second, and more importantly, you are far, far

more than your average. I do think that potential employers, whether big law firms or otherwise, care as much — and, for most potential employers you can substitute 'as much' for 'far more' — about what else you have done and where you are heading.

So yes, in short, marks do matter. And, obviously you should try to get the best marks that you can. But, never lose perspective: you are running your own race and you are way more than a number.

Did you have a method for selecting the optional units you chose?

I do not think I had a 'method', no. I always wanted— but, never thought I would have the opportunity — to do to the Jessup International Law Moot Court Competition. I was fortunate enough to have that opportunity so there went two of seven units. I was lucky enough to get into Advanced Legal Research which took up another two. That left three. I love research so I sought out option units that provided me the opportunity to pursue that.

So again, in short, I would say choose option units that you think you will enjoy and that you have an interest in. Also, you might want to try out an area of the law that you are unsure if you would like to practice in — for example, family law. Similarly, you might want to study an area of the law that you suspect you might have limited opportunity to work in in the future — for

instance, not everyone has the opportunity to work in international environmental law.

Others might choose option units that they think will increase their average or would be looked upon favourably by potential employers. I do think that those considerations have some merit and should be borne in mind. However, I think that it would be a tremendous shame if these became your only, or even primary, considerations.

I suppose it really depends what your motivation is. So, think about what your motivations are and selection of option units will naturally follow.

Also, approach members of Faculty. They want to help you.

What were your favourite methods for coping with stress?

I am not very good at coping with stress. So, I am not the best person to ask. I drink too much coffee. I

have found that exercise is really good, but, it doesn't necessarily follow that I do enough of it.

What is an underrated skill in the repertoire of a law student?

I was always struck by how good we are at simultaneously holding two contradictory beliefs: 'I have so much to do', he says, spending half a day gossiping on the ground floor of Law Library. So, classic cognitive dissonance, I suppose

What skills did the Jessup International Law Moot or Advanced Legal Research teach you? How did they make you a better law student?

The first question contains a conjunction suggesting mutual alternatives. The second question follows from the first and is, therefore, conditioned by the choice made with the first. Accordingly, I will talk about Advanced Legal Research because I have already spoken about Jessup in a previous answer.

On reflection, I think Advanced Legal Research taught me three really important things. First, how to work on a sustained research project and produce a significant piece of legal writing. Second, how to critically analyse the law and, relatedly, it gave me the confidence to do so — until I completed Advanced Legal Research, I did not really have the confidence to properly engage in critical, academic comment. Third,

it really inspired my love for the law of obligations — sorry, public law!

What will you miss that you hope current law students cherish?

There are two things that immediately come to mind. I am too lazy to choose one so I will talk about each in turn.

First, I will miss being around the law. Few of us are fortunate enough to spend our days simply learning and discovering things about the law. Solicitors and barristers are constrained by commercial imperatives. Judges do not, generally speaking, get to choose what cases they sit on or issue edicts about what they think the law should be. Law reformers do not get to choose what law to reform or necessarily how to reform it. Academics have teaching commitments and funding constraints. The list goes on. I think, even having only graduated last year, that law school is a really unique and special time

in this respect. I think that students should use it to really engage with the law, learn as much as they can, and wherever possible to contribute to the development of the law.

Second, I will miss the Law School community. It sounds trite, maybe self-indulgent, or maybe something else, but the Law School is a really special community of teachers, researchers, and students. I am not sure, in fact I do not think, that this sense of community exists outside of universities. So, enjoy being around your peers and make the most of the opportunities.



# PATHWAYS

## FULL-TIME

### YEAR 1

#### Semester One

Foundations of Law and Lawyering  
Criminal Law  
Contract Law  
Property Law

#### Semester Two

Foundations of Public Law  
Land Law  
Legal Theory & Ethics  
Torts

### YEAR 2

Dispute Resolution  
Constitutional Law  
Equity & Trusts  
Option Unit

Corporations Law  
Remedies  
Administrative Law  
Option Unit

### YEAR 3

Professional Practice  
Evidence  
Option Unit  
Option Unit

Procedure  
Option Unit  
Option Unit  
Option Unit

## PART-TIME

### YEAR 1

#### Semester One

Foundations of Law and Lawyering  
Criminal Law

#### Semester Two

Foundations of Public Law  
Legal Theory & Ethics

### YEAR 2

Contract Law  
Property Law

Land Law  
Torts

### YEAR 3

Constitutional Law  
Equity & Trusts

Remedies  
Administrative Law

### YEAR 4

Dispute Resolution  
Option Unit or Evidence

Corporations Law  
Option Unit

### YEAR 5

Professional Practice  
Option Unit or Evidence

Procedure  
Option Unit

### YEAR 6

Option Unit  
Option Unit

Option Unit  
Option Unit

Based on resources provided by the UWA Law School

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# FOUNDATIONS OF LAW AND LAWYERING LAWS4101

[UWA HANDBOOK LINK](#)



## CORE | INTENSIVE

**PREREQUISITES:** None

**CONTACT HOURS:** Students commencing Semester 1: 11th - 22nd February with Practical classes running throughout the first four weeks of Semester 1 | Students commencing Semester 2: 15th - 26 July with Practical classes running throughout the first four weeks of semester 2

## UNIT SUMMARY:

Students will examine the fundamental aspects of our legal system. the unit explores basic questions like: What is law? How is it made? Where do we find it? How is it interpreted and applied? The unit will also examine the court structure, the role of judges and the doctrine of precedent, as well as the functions of the legislature, the federal system and the principles of statutory interpretation. The basics of legal research and writing are also introduced.

## STUDENT IMPRESSIONS:

Students with undergraduate pre-law majors found much of the content covered in the lectures quite basic. The Library workshops that accompanied the unit were also very useful for the other assignments. The tutorials for the unit were well structured and were not content heavy. The assignments and the final quiz were not wholly based on content covered within the intensive.

## HELPFUL TIPS AND RESOURCES:

Students are strongly advised to carefully read the details of the online quizzes before commencing them. Many students recommended emailing the unit co-ordinators for additional assignment feedback. As a large part of the content is introductory, students are generally required to go 'beyond the question' for the best possible marks. The Cook textbook was found to be very useful, particularly for the final online quiz, and knowledge of LexisNexis and Westlaw AU is essential, so take good notes during the Library workshops.

**EXAM:** NO | **OPTIONAL ASSIGNMENT:** NO  
| **RECORDED LECTURES:** NO

**OVERALL SURF SCORE:** 2.6 (2016) 2.6 (2017) 2.95 (2018)

**ENJOYMENT** 1.5/5 | **DIFFICULTY** 1/5 |  
**WORKLOAD** 2/5

## UNIT COORDINATOR:

Ambelin Kwaymullina  
[ambelin.kwaymullina@uwa.edu.au](mailto:ambelin.kwaymullina@uwa.edu.au)  
6488 6942



# CRIMINAL LAW

## LAWS4102

[UWA HANDBOOK LINK](#)



### CORE | SEMESTER 1

**PREREQUISITES:** None

**CONTACT HOURS:** 4 Hours per week

### UNIT SUMMARY:

The unit explores and critically assesses core concepts which underlie criminal responsibility, and relates these concepts to substantive criminal offences, defences and principles of criminal responsibility. As Western Australia has a criminal code, it considers these concepts within a statutory context, although it also examines other sources of criminal law to provide a wider insight into the construction of criminal liability. It also develops skills in legal problem solving and case analysis.

### STUDENT IMPRESSIONS:

Students particularly appreciated the way the weekly topics reflected the logical structure of the Criminal Code. Preparing for the tutorials before class was essential as the problem questions reflected each weekly topic and helped in preparing students for the exam. The lectures cover an enormous amount of content, so having well organised notes following the weekly summary sheets was highly recommended by students. The research assignment required independent work, therefore students recommend extensive use of the library database and legal research websites.

### HELPFUL TIPS AND RESOURCES:

There are three recommended text books - one by Stella, one by Meredith and a casebook. The case book was not essential, however students found that the textbooks were moderately useful. The Burton, Crofts and Tarrant textbook was found to be particularly helpful, with students finding that reading the prescribed textbook chapter before each lecture assisted in framing the content. The exam is very expansive, so the importance of detailed notes and rigorous preparation cannot be overstated.

**EXAM:** YES | **OPTIONAL ASSIGNMENT:** NO  
| **RECORDED LECTURES:** YES

**OVERALL SURF SCORE:** 3.7 (2016) 3.5 (2017) 3.44 (2018)

**ENJOYMENT** 5/5 | **DIFFICULTY** 3.5/5 |  
**WORKLOAD** 4/5

### UNIT COORDINATOR:

Meredith Blake

[meredith.blake@uwa.edu.au](mailto:meredith.blake@uwa.edu.au) | 6488 7011

## CONTRACT LAWS4103

[UWA HANDBOOK LINK](#)



### CORE | SEMESTER 1

**PREREQUISITES:** None

**CONTACT HOURS:** 4 hours per week

### UNIT SUMMARY:

This unit covers the rules for the formation, terms and construction of contracts, primarily through analysing common law cases and contractual terms - the key sources of contract law. The unit maps the life of a contract by investigating how contracts come to an end through agreement, performance, breach and repudiation, and frustration of contract. The unit gives an introduction to restitutionary claims for unjust enrichment, and to the basic principles of negotiation and their application to the formation of contracts and resolution of contractual disputes.

### STUDENT IMPRESSIONS:

Generally students found the content to be interesting, however some experienced difficulty with the different teaching styles between the three lecturers. In this sense, students found it helpful to consult the required textbook before the lecture on the relevant topic. Students found that the compulsory tutorials based on problem questions were helpful for the exam. The first assignment was set early in the semester and was a problem question based on the first three weeks of content. Students appreciated the detailed feedback provided by the

markers and felt it helped them in their preparation of other first semester law assignments.

### HELPFUL TIPS AND RESOURCES:

The recommended texts included a textbook and a casebook. Students found the textbook to be a highly valued resource for this unit. The casebook was not essential for the unit, although some students found it highly valuable for understanding cases in the middle part of the course. It is important to read the important cases in full and the summaries in the casebook for other cases. The tutors and the lectures are very friendly and welcome questions about course content.

**EXAM:** YES | **OPTIONAL ASSIGNMENT:** NO  
| **RECORDED LECTURES:** YES

**OVERALL SURF SCORE:** 2.6 (2016) | 3.1 (2017) | 3.1 (2018)

**ENJOYMENT** 3/5 | **DIFFICULTY** 3/5 |  
**WORKLOAD** 3/5

### UNIT COORDINATORS:

Robyn Carroll  
[robyn.carroll@uwa.edu.au](mailto:robyn.carroll@uwa.edu.au) | 6488 2965

Tracey Atkins  
[tracey.atkins@uwa.edu.au](mailto:tracey.atkins@uwa.edu.au) | 6488 7096

# PROPERTY LAWS4104

[UWA HANDBOOK LINK](#)

## CORE | SEMESTER 1

**PREREQUISITES:** None

**CONTACT HOURS:** 4 hours per week

### UNIT SUMMARY:

This unit explains the importance of possession in the context of real and personal property, including rights to resources and fixtures. Students are introduced to the fundamental principles of land law including Crown ownership; Native Title, the doctrines of tenures and estates, the acquisition and transfer of legal and equitable interests in land and goods, and the priority rules and the law of co-ownership.

### STUDENT IMPRESSIONS:

This unit was well organised and taught in an engaging manner. The unit had a clear structure and the assignment was organised accordingly. Seminar style tutorials were run fortnightly which encouraged critical thinking, collaboration and good preparation. Students found that they were a good introduction to answering problem questions, particularly in the lead up to exams. Penny's weekly updates on Blackboard were highly valued by students, as they provided a rundown of the required reading for the following week. It is very important to keep on top of the weekly readings, particularly the cases and the information on the native title topic as this will be helpful before the exam.

### HELPFUL TIPS AND RESOURCES:

Tutorials were closed book in this unit, and preparation was absolutely vital to participate in them fully. Keep on top of your notes as you go as there is a lot of content and it can be overwhelming before the exam if you have not prepared adequately during semester. There was a property reader and textbook but most students felt that the reader alone was sufficient. The textbook was helpful for the assignment, and is shared as a required text with Land Law. However, it is not essential for coursework in this unit. Reading the weekly cases in the reader was considered crucial to understanding the content.

**EXAM:** YES | **OPTIONAL ASSIGNMENT:** NO  
| **RECORDED LECTURES:** YES

**OVERALL SURF SCORE:** 3.5 (2016) 3.6 (2017) 3.3 (2018)

**ENJOYMENT** 4/5 | **DIFFICULTY** 3/5 |  
**WORKLOAD** 4/5

### UNIT COORDINATOR:

Penny Carruthers  
[penny.carruthers@uwa.edu.au](mailto:penny.carruthers@uwa.edu.au) | 6488  
3436

## TORTS LAWS4106

[UWA HANDBOOK LINK](#)



### CORE | SEMESTER 2

**PREREQUISITES:** None

**CONTACT HOURS:** 4 hours per week

### UNIT SUMMARY:

This unit covers a broad range of non-contractual civil actions available to those who have been subjected to the wrongdoing of another; including trespass, nuisance and particularly, negligence and their subsequent defences.

### STUDENT IMPRESSIONS:

Most students found that while Marco and Kate had differing teaching styles, both lecturers were engaging and approachable. The assignment was a research paper and students were able to pick one of the two questions assigned. Students particularly recommend allocating a reasonable amount of time to research the selected topic for the paper. Tutorials cover problem questions, some case analysis and how to structure answers, which were highly important for exam revision. Students also recommended attending consultations with the lecturers if there is any confusion with the topics.

### HELPFUL TIPS AND RESOURCES:

The required Sappideen textbook was found to be useful to clarify lecture material, particularly in the case extracts. A number of students found that the Julia Davis text was a good resource if they

were struggling with the concepts. It is important to keep on top of the content for this topic.

**EXAM:** YES | **OPTIONAL ASSIGNMENT:** NO | **RECORDED LECTURES:** YES

**OVERALL SURF SCORE:** 3.6 (2016) 3.6 (2017) 3.5 (2018)

**ENJOYMENT** 5/5 | **DIFFICULTY** 3.5/5 | **WORKLOAD** 4/5

### UNIT COORDINATOR:

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## LAND LAW LAWS4107

[UWA HANDBOOK LINK](#)



### CORE | SEMESTER 2

**PREREQUISITES:** Foundations of Law and Lawyering, Property, Contract.

**CONTACT HOURS:** 4 hours per week

### UNIT SUMMARY:

This unit identifies and explains the fundamental principles of land law in relation to the general law priority rules regarding land. It explains in detail the torrens system of land registration including the concepts of indefeasibility of title and caveats. It also explains in detail the topics of mortgages, leases and easements.

### STUDENT IMPRESSIONS:

Students found the unit to be engaging and well organised. The first assignment required students to critique their Property Law exams which students found both novel and useful for improving their exam technique. Do note that the other two assignments are on points of law not covered in class and require the reading of cases outside those assigned by Natalie. The learning guide is very well structured and most students found it useful to write their notes around this. Each week an assigned reading list is announced on LMS and these readings are sufficient to get an understanding of the topic. While tutorials are not compulsory, they are highly recommended as the tutorial questions largely mimic the style of problem questions in the final exam.

### HELPFUL TIPS AND RESOURCES:

Students found the unit reader to be essential. Although the Bradbrook text is recommended, students found that it was only necessary when working on assignments or deepening knowledge prior to exams. While the unit is divided into relatively discrete sections dealing with mortgages, easements and leases, knowledge of the Torrens system is an absolute prerequisite for understanding these later sections of the course. It is very important for students to keep up during that part of the course. Natalie occasionally rewards lecture attendance with Chocolate.

**EXAM:** YES | **OPTIONAL ASSIGNMENT:** NO  
| **RECORDED LECTURES:** NO

**OVERALL SURF SCORE:** 3.4 (2016) 3.6 (2017) 3.5 (2018)

**ENJOYMENT** 4/5 | **DIFFICULTY** 3.5/5 |  
**WORKLOAD** 3.5/5

### UNIT COORDINATORS:

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## FOUNDATIONS OF PUBLIC LAW LAWS4108

[UWA HANDBOOK LINK](#)



### CORE | SEMESTER 2

**PREREQUISITES:** Foundations of Law

**CONTACT HOURS:** 3 hours per week with fortnightly 2 hour Practical Classes

### UNIT SUMMARY:

This unit is an introduction to constitutional and administrative law with particular reference to the Legislature, Executive and Judiciary at the State and Commonwealth levels. It begins by covering the overarching principles of Australian public law before turning to the three arms of government and the roles, interrelationships and constitutional documents which regulate and limit them. The unit finishes by exploring the fourth, 'integrity' branch of government, and the system of Constitutional amendment in Australia.

### STUDENT IMPRESSIONS:

Students generally enjoyed this unit, and thought the teaching quality was very high. Students generally enjoyed the mooting exercise and appreciated that it ran throughout one week with no lectures or tutorials. Some students were concerned with the sheer volume of some of the readings on certain topics, but most were convinced readings were only strictly necessary for certain parts of the Manner and Form topic. Students remarked on how friendly and approachable both of the unit lecturers were.

### HELPFUL TIPS AND RESOURCES:

This unit can be a bit intimidating for students with no background or knowledge of Australia's political

system. If students fall into this bracket, they are advised to pay close attention to the lectures in the first few weeks of the course and supplement their knowledge through the course reader. Good preparation for the oral advocacy exercise is incredibly important, and many students found it helpful to practice their moots in front of other law students. While no textbook was prescribed for this unit, students generally found the Blackshield and Williams textbook to be the best available for exam study, and the Carney article to be the best for revising manner and form.

**EXAM:** YES | **OPTIONAL ASSIGNMENT:** NO  
| **RECORDED LECTURES:** YES

**OVERALL SURF SCORE:** 3.4 (2016) 3.2 (2017) 2.6 (2018)

**ENJOYMENT** 4/5 | **DIFFICULTY** 4/5 |  
**WORKLOAD** 4.5/5

### UNIT COORDINATORS:

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# LEGAL THEORY AND ETHICS

## LAWS4109

[UWA HANDBOOK LINK](#)



### CORE | SEMESTER 2

**PREREQUISITES:** Foundations of Law and Criminal Law

**CONTACT HOURS:** 4 hours per week

### UNIT SUMMARY:

The first half of the unit looks at the role of the lawyer in the profession and the community. It covers the framework of laws, professional rules and institutions governing legal professional ethics in Western Australia, in the context of both litigation advocacy and commercial practice. The second half of the unit is concerned with the many theories of law and their place in understanding the role of law.

### STUDENT IMPRESSIONS:

This unit is quite unique in that there is a pronounced split between the theory component and the ethics component. The assignment strictly relates to theory and the exam to ethics. Most students found the ethics component easier conceptually than the theory part of the course, particular for students that did not come from an arts or politics background. Students found the two hour tutorials to be difficult at times and lacking structure, with a significant variability in the usefulness of individual tutorial questions. On the whole the workload was quite low if students kept on top of the information in lectures and the reader.

### HELPFUL TIPS AND RESOURCES:

Students advised that because of the length of the ethics assignment, it was very important to start early and develop a good structure to attack the question. Keeping pace with the theory readings was necessary for students to properly engage with the lectures and tutorials in this area. There was a delay in the arrival of the Bix textbook to the Co-op last year, so students may be encouraged to pre-order the book. The unit reader was considered very useful by students, although some thought that a number of readings that related to the Ethics part of the course didn't add much beyond the content of the lectures.

**EXAM:** YES | **OPTIONAL ASSIGNMENT:** NO  
| **RECORDED LECTURES:** YES

**OVERALL SURF SCORE:** 2.9 (2016), 3.1 (2017) 3.1 (2018)

**ENJOYMENT** 2.5/5 | **DIFFICULTY** 4.5/5 |  
**WORKLOAD** 4/5

### UNIT COORDINATOR:

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# CONSTITUTIONAL LAW

## LAWS5101

[UWA HANDBOOK LINK](#)



### CORE | SEMESTER 1

**PREREQUISITES:** Foundations of Law and Lawyering and Foundations of Public Law

**CONTACT HOUR:** 3 hour weekly lecture, 2 hour Practical classes per fortnight

### UNIT SUMMARY:

This unit builds on the content learned in Foundations of Public Law as students explore the Legislative, Executive, and Judicial branches of government and how they interrelate, as well as the constitutional limitations placed on them. Topics will draw upon contemporary, historical and political developments and policy contexts. This will illustrate the High Court's role as the constitutional keystone of the Australian federation and its interpretive influence over Commonwealth-State relations.

### STUDENT IMPRESSIONS:

Students recommend keeping on top of the readings every week, completing summaries on each head of power and making use of the topic synopsis provided. Additionally, making notes on varying judgements is more beneficial than simply outlining the ratio of the case for constitutional law cases.

The unit was well taught and organised, yet conceptually difficult and content heavy. Students found the tutorial questions useful for exam preparation and structure and therefore recommended

preparing for the tutorials in order to maximise the benefit from group discussions.

### HELPFUL TIPS AND RESOURCES:

Students recommend starting with Josepeh and Castan's Federal Constitutional Law: A Contemporary View for a conceptual introduction, before proceeding to the Blackshields and Williams text, Australian Constitutional Law and Theory. The Blackshields and Williams text is detailed and helpful, albeit at times overwhelming.

**EXAM:** YES | **OPTIONAL ASSIGNMENT:** NO  
**| RECORDED LECTURES:** YES

**OVERALL SURF SCORE:** 3.4 (2015) | 3.2 (2016) | 3.5 (2017) | 3.4 (2018)

**ENJOYMENT** 5/5 | **DIFFICULTY** 4/5 |  
**WORKLOAD** 5/5

### UNIT COORDINATOR:

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## DISPUTE RESOLUTION LAWS5109

[UWA HANDBOOK LINK](#)



### CORE | INTENSIVE

**PREREQUISITES:** Foundations of Law and Lawyering

**CONTACT HOURS:** 11th - 22nd February (10am-12pm; 1pm-3pm) and one seminar on the 15th of March (4pm - 7.30pm)

### UNIT SUMMARY:

Legal education has traditionally emphasised adversarial dispute resolution processes, despite only a very small percentage of cases ever proceeding to trial. This unit explores alternative dispute resolution methods as a comparison to litigation. It investigates a variety of dispute resolution processes including negotiation, mediation, conciliation, arbitration as well as hybrid models.

### STUDENT IMPRESSIONS:

Students found the workload of the unit to be manageable, although they found it was important to keep up with the journal entries and lectures. The unit's structure was more fluid than other units and featured guest lectures and collaborative group work.

### HELPFUL TIPS AND RESOURCES:

Students found that the lecture slides were the most useful resources in the unit and that it was worthwhile participating in the class discussions and activities.

**EXAM:** NO | **OPTIONAL ASSIGNMENT:** NO

| **RECORDED LECTURES:** NO

**OVERALL SURF SCORE:** 2.6 (2015) | 2.9 (2016) | 2.3 (2017) | 3.2 (2018)

**ENJOYMENT** 2/5 | **DIFFICULTY** 2/5 | **WORKLOAD** 2/5

### UNIT COORDINATOR:

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# ADMINISTRATIVE LAW

## LAWS5102

[UWA HANDBOOK LINK](#)

### CORE | SEMESTER 2

**PREREQUISITES:** Foundations of Law and Lawyering and Foundations of Public Law

**CONTACT HOURS:** 3 hours per week (lectures) and 2 hours per fortnight (practical classes)

### UNIT SUMMARY:

This unit builds upon the content learnt in Foundations of Public Law by exploring the principles and procedures of judicial review, under which executive power is supervised. This unit explores the impact of government and political pressures that influence this area of public law. Students will examine jurisdictional prerequisites, the grounds for review and the public law remedies available both at common law and under the Act.

### STUDENT IMPRESSIONS:

Students found there was a high workload for this unit and that the content was generally difficult and taught at a fast pace. The unit was well organised which made it easier to keep on top of the readings and content. Students found jurisdictional error to be the most challenging topic and recommend dedicating a significant portion of time to this concept.

### HELPFUL TIPS AND RESOURCES:

The Lane and Young textbook was found

to be most helpful with the conceptual understanding while the Creyke and McMillan textbook was better for the case law. It is recommended to do the essential readings for the unit, and look for journal articles on the various topics.

**EXAM:** YES | **OPTIONAL ASSIGNMENT:** NO  
| **RECORDED LECTURES:** YES

**OVERALL SURF SCORE:** 3.5 (2015) | 3.2 (2016) | 3.3 (2017) | 3.0 (2018)

**ENJOYMENT** 4/5 | **DIFFICULTY** 5/5 |  
**WORKLOAD** 4/5

### UNIT COORDINATOR:

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# EQUITY AND TRUSTS

## LAWS5103

[UWA HANDBOOK LINK](#)



### CORE | SEMESTER 1

**PREREQUISITES:** Foundations of Law and Lawyering, Property, Land Law and Contract

**CONTACT HOURS:** 4 hours per week

### UNIT SUMMARY:

This unit introduces principles of equity, addresses injustices in the inflexible application of the common law. Students examine numerous equitable doctrines, including fiduciary relationships, breach of confidence, unconscionable bargains, illegitimate pressure, undue influence and estoppel. Additionally, this unit explores the creation, nature and operation of trusts in a contemporary context. It examines the powers and duties of trustees as well as the rights of beneficiaries under a trust.

### STUDENT IMPRESSIONS:

Students found that the lectures differed in style throughout the unit, therefore it is important to keep up with the weekly tutorial work or risk falling behind. However, the reading was manageable and lecture slides were generally a useful resource. Students suggest to pay attention to the topic of equitable wrongs as it reappears in Remedies. Students found the the collaborative pair assignment an enjoyable experience and

the inclass case analysis to be a highly beneficial learning experience.

### HELPFUL TIPS AND RESOURCES:

The Jacobs text was helpful and can be found for free on LexisNexis. The unit reader is essential and the lectures and slides provide good summaries. Students found that preparing well for tutorials helped with the inclass case analysis, as did reading previous case analysis as examples. It is recommended to allocate sufficient time to the in class closed book case analysis, as it is worth a significant portion of your overall grade.

**EXAM:** YES | **OPTIONAL ASSIGNMENT:** NO  
**| RECORDED LECTURES:** YES\*

\*lecture recordings will only be available for two weeks

**OVERALL SURF SCORE:** 3.1 (2015) | 2.8 (2016) | 3.8 (2017) | 3.4 (2018)

**ENJOYMENT** 3/5 | **DIFFICULTY** 4/5 |  
**WORKLOAD** 4/5

### UNIT COORDINATOR:

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# CORPORATIONS LAW

## LAWS5104

[UWA HANDBOOK LINK](#)



### CORE | SEMESTER 2

**PREREQUISITES:** Foundations of Law and Lawyering, Contract, Torts and Equity and Trusts

**CONTACT HOURS:** 4 hours per week

### UNIT SUMMARY:

This unit explores the nature, function and regulation of companies in an Australian context. Students examine corporations law principles arising at common law, in equity and under statute (particularly in relation to the Corporations Act 2001 (Cth)). Through an examination of corporate governance principles, comparative perspectives and recent developments in the law, students will develop a critical understanding of the internal structure and governance of companies. Further, students will discover some of the external and internal pressures and influences on companies in a contemporary setting.

### STUDENT IMPRESSIONS:

This unit is very fast paced and content heavy. Students generally found the content particularly difficult to catch up on if you fall behind. Staying on top of weekly tutorials, readings and topic summaries is essential. Re-watching key lectures later in the semester is helpful in consolidating information for this dense unit.

### HELPFUL TIPS AND RESOURCES:

The Ford textbook is available on LMS and is a very useful resource for conceptual understanding. The Lipton text is also recommended for understanding key concepts. Students recommend to read the relevant sections of the Corporations Act and the recommended readings for the weekly tutorials. If you find the content challenging or confusing be sure to ask questions early on rather than leave it too late in the semester.

**EXAM:** YES | **OPTIONAL ASSIGNMENT:** NO | **RECORDED LECTURES:** YES

**OVERALL SURF SCORE:** 3.3 (2015) | 2.9 (2016) | 2.0 (2017) | 3.0 (2018)

**ENJOYMENT** 2/5 | **DIFFICULTY** 4/5 | **WORKLOAD** 4/5

### UNIT COORDINATOR:

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## REMEDIES LAWS5105

[UWA HANDBOOK LINK](#)

### CORE | SEMESTER 2

**PREREQUISITES:** Foundations of Law and Lawyering, Contract, Property, Torts, Land Law, and Equity & Trusts

**CONTACT HOURS:** 4 hours per week

### UNIT SUMMARY:

This unit draws upon knowledge learnt in previous units to pair cause of actions with available private law remedies. It considers compensatory, restitutionary, punitive and coercive remedies and examines the necessary elements for each. Students will also critically examine remedies and consider possible areas of reform in an Australian context.

### STUDENT IMPRESSIONS:

Students found the tutorials essential in preparing for the exam as the questions required the practical application of principles learnt in lectures. However, students warn that the tutorial questions do not represent the range of causes of actions and remedies covered in the unit. Therefore, it is worthwhile to explore other areas not covered in tutorials further.

### HELPFUL TIPS AND RESOURCES:

The Remedies in Australian Private Law text was found to be a useful resource for this unit. Students also recommend drawing upon Contract, Torts and Equity and Trusts notes to revise relevant causes of action covered by these units.

**EXAM:** YES | **OPTIONAL ASSIGNMENT:** NO  
| **RECORDED LECTURES:** YES

**OVERALL SURF SCORE:** 2.5 (2015) | 2.0 (2016) | 3.3 (2017) | 3.2 (2018)

**ENJOYMENT** 3/5 | **DIFFICULTY** 3/5 |  
**WORKLOAD** 3/5

### UNIT COORDINATOR:

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## EVIDENCE LAWS5107

[UWA HANDBOOK LINK](#)

### CORE | SEMESTER 1

**PREREQUISITES:** Foundations of Law and Lawyer and Criminal Law

**CONTACT HOURS:** 4 hours per week

### UNIT SUMMARY:

This unit explores the rules of evidence that govern the adversarial trial and explore the ultimate question: What material can be offered in court to enable the fact-finder to reach a decision on the matters at the heart of the case before it? Students will explore the rules of evidence in a West Australia context as well as comparatively in other jurisdictions. Additionally, students will critically examine the concept of a fair trial in a contemporary context.

### STUDENT IMPRESSIONS:

Students found the lecturing styles to be very enjoyable despite the content being conceptually difficult at times. Reading the key cases that are identified in the lectures as essential reading was useful. Reading case law that discussed the legislation in depth was particularly useful as the provisions can be confusing to understand. Students recommend reading the lecturer's explanation of each provision in combination with the provision itself to gain valuable insight into its proper interpretation.

### HELPFUL TIPS AND RESOURCES:

Students found Kate Offer's Western

Australian Evidence Law very useful as the topics in the unit coincide with the chapters of the text.

**EXAM:** YES | **OPTIONAL ASSIGNMENT:** NO  
| **RECORDED LECTURES:** YES

**OVERALL SURF SCORE:** 3.4 (2015) | 3.4 (2016) | 3.8 (2017) | 3.7 (2018)

**ENJOYMENT** 5/5 | **DIFFICULTY** 4/5 |  
**WORKLOAD** 4/5

### UNIT COORDINATOR:

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## PROFESSIONAL PRACTICE LAWS5108

[UWA HANDBOOK LINK](#)



### CORE | INTENSIVE

**PREREQUISITES:** Foundations of Law and Lawyering, Contract, Property, Dispute Resolution, Torts, Land Law, Equity and Trusts, Corporations Law and Remedies

**CONTACT HOURS:** 11 February - 22 February with 1 hour practical classes running for the first 4 weeks of Semester 1.

### UNIT SUMMARY:

This unit is a capstone unit aimed at developing the practical skills and attributes needed to confidently commence work in the legal profession. The unit comprises of three main strands: (1) general commercial practice with an emphasis on legal writing, drafting, precedent application and communication with clients and other lawyers; (2) general 'soft skills' including social media and the law, resilience, mental health in the legal professional, dealing with demanding partners and clients, dealing with the Legal Practice Complaints Committee and self represented litigants; and (3) the evolving role of technology in enhancing legal practice.

### STUDENT IMPRESSIONS:

Students enjoyed the practical component of this unit, however, some students found that at times it was disjointed. Therefore, it is important to focus on cultivating skills applicable real

life situations.

### HELPFUL TIPS AND RESOURCES:

Students found the Duties Act 2008 (WA), the ASIC website and the Landgate website useful. The fact sheets posted on LMS supplemented by the readings were also useful as there is no textbook for this unit.

**EXAM:** YES | **OPTIONAL ASSIGNMENT:** NO  
| **RECORDED LECTURES:** MANY BUT NOT ALL

**OVERALL SURF SCORE:** 2.5 (2015) | 2.3 (2016) | 1.9 (2017) | 2.5 (2018)

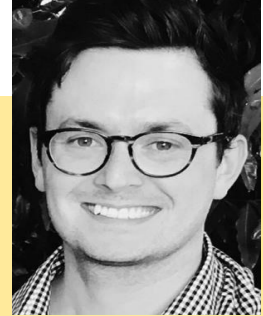
**ENJOYMENT** 3/5 | **DIFFICULTY** 2/5 |  
**WORKLOAD** 2/5

### UNIT COORDINATOR:

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## PROCEDURE LAWS5115

[UWA HANDBOOK LINK](#)



### CORE | SEMESTER 2

**PREREQUISITE:** Foundations of Law and Lawyering, Contract, Property, Dispute Resolution, Torts, Land Law, Equity and Trusts, Foundations of Public Law, Legal Theory and Ethics, Constitutional Law, Corporations Law, Remedies and Administrative Law

**CONTACT HOURS:** Not published.

### UNIT SUMMARY:

This unit examines the resolution of civil disputes in a West Australian and Australian context. It explores disputes between citizens, corporations and other entities. A strong focus is placed on the litigation model of dispute resolution in the Federal, Supreme, District and Magistrates Courts exercise of jurisdiction. Students will develop an understanding of jurisdiction and the power of the respective courts as well as an awareness of the Rules of Court governing the civil litigation action.

### STUDENT IMPRESSIONS:

Students found the unit to be an important learning experience, however at times struggled with the structure of the content. Students enjoyed the practical and collaborate aspects of the group assignment and would recommend keeping up to date with assignment requirements throughout the semester.

### HELPFUL TIPS AND RESOURCES:

Students found past notes to be the most useful resource for this unit. Students recommend downloading the legislation at the beginning of the semester to highlight and annotate throughout the semester. Additionally, attending and preparing for the tutorials was useful for exam preparation, despite no marks being allocated to tutorial participation.

**EXAM:** YES | **OPTIONAL ASSIGNMENT:** NO  
| **RECORDED LECTURES:** YES

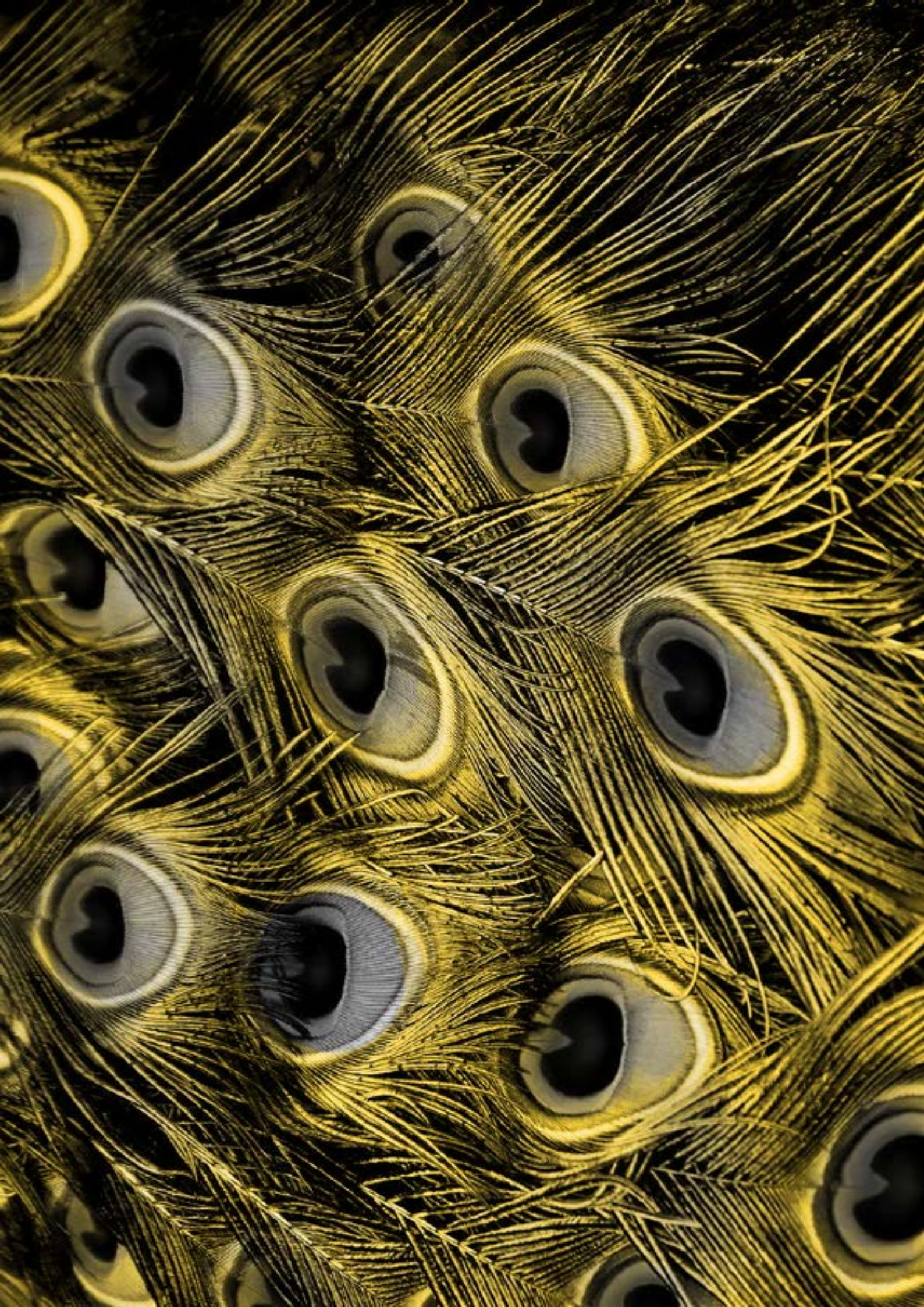
**OVERALL SURF SCORE:** 2.0 | (2015) | 1.6  
(2016) | 2.9 (2017) | 2.5 (2018)

**ENJOYMENT** 2/5 | **DIFFICULTY** 3.5/5 |  
**WORKLOAD** 4/5

### UNIT COORDINATOR:

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## FAMILY LAW LAWS5118

[UWA HANDBOOK LINK](#)



### CORE | SEMESTER 2

**PREREQUISITES:** Foundations of Law and Lawyering and 30 points from: Criminal Law, Contract, Property, Torts, Land Law, Foundations of Public Law, or Legal Theory and Ethics.

### UNIT SUMMARY:

This unit is an introduction to family law. It is broadly split into two major areas; firstly, children and parents and secondly, marriage, de facto relationships and divorce. Students critically examine family law concepts and principles in the context of social, economic and psychological dimensions of family formation and relationship breakdown, and apply these principles to the interaction between case law and statute.

### STUDENT IMPRESSIONS:

Students found this unit to be well-taught and engaging. Some students enjoyed the bigger discussion that took place in the single weekly 'lectorial' style class, while others would have preferred tutorials. The unit was found to be well organised and that the structure fit well with the assignments. Students recommend getting started on the major essay as early as possible, and selecting an essay topic which interests you. Students also highlighted the importance of staying on top of the weekly reflection journal entries and actively participating in class.

### HELPFUL TIPS AND RESOURCES:

Most students found the Young textbook to be very useful for the assignment and preparing for seminars. It is highly recommended for reading the key cases in full as they clarify some of the complex aspects of the relevant Acts and online databases are particularly helpful for this.

**EXAM:** NO | **OPTIONAL ASSIGNMENT:** NO  
| **RECORDED LECTURES:** YES

**OVERALL SURF SCORE:** 3.6 (2016) | 3.5 (2017) | 3.625 (2018)

**ENJOYMENT** 4/5 | **DIFFICULTY** 2/5 |  
**WORKLOAD** 2/5

### UNIT COORDINATOR:

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## CONSUMER LAW LAWS5128

[UWA HANDBOOK LINK](#)



### OPTION | SEMESTER 2

**PREREQUISITES:** Foundations of Law and Lawyering and 30 points from: Criminal Law, Contract, Property, Torts, Land Law, Foundations of Public Law, or Legal Theory and Ethics.

### UNIT SUMMARY:

The unit focuses on the law of misleading or deceptive conduct, unfair practices, unconscionable conduct, unfair contract terms, consumer guarantees, the liability of manufacturers for goods with safety defects, the safety of consumer goods and product-related services and consumer credit. It also covers current developments in Australian consumer law, as well as comparative perspectives.

### STUDENT IMPRESSIONS:

Students found the unit to be practical and useful in a variety of fields. While students generally thought the quality of lectures was high, they did express concerns with the style of some of the guest lectures. Many students found the PowerPoint slides quite useful for revision of the topic.

### HELPFUL TIPS AND RESOURCES:

The Crones textbook was found to be most helpful. Some students also found it important to note important case examples from each topic so they could draw analogies in the final exam

to distinguish themselves from other students. Students also highlighted the importance of having a well-tabbed copy of the Australian Consumer Law for the final examination.

**EXAM:** YES | **OPTIONAL ASSIGNMENT:** NO  
| **RECORDED LECTURES:** YES

**OVERALL SURF SCORE:** 3.7 (2016) | 3.4 (2017) | N/A (2018)

**ENJOYMENT** 2/5 | **DIFFICULTY** 2/5 |  
**WORKLOAD** 3/5

### UNIT COORDINATOR:

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# INCOME TAXATION LAW

## LAWS5132

[UWA HANDBOOK LINK](#)



### OPTION | SEMESTER 2

**PREREQUISITES:** Foundations of Law and Lawyering and 30 points from: Criminal Law, Contract, Property, Torts, Land Law, Foundations of Public Law, or Legal Theory and Ethics.

### UNIT SUMMARY:

This unit provides an overview of the law and principles of income taxation in Australia. The operation of the Income Tax Assessment Acts 1936 and 1997 is considered in terms of their political and economic objectives. Emphasis is on the structure and framework of the Acts. Topics specifically covered include basic tax theory, income (ordinary and statutory), capital gains tax, general deductions, depreciation, repairs, tax accounting and trading stock.

### STUDENT IMPRESSIONS:

Students generally enjoyed this unit and felt it was well-organised. It is highly recommended that students attend lectures in person in this unit, as the sessions are quite interactive and give you an opportunity to work through problem questions under the direction of the lecturers.

### HELPFUL TIPS AND RESOURCES:

The recommended textbook is essential for this unit, as it clearly and thoroughly explains the relevant sources of law and

summarizes the main cases. However, the majority of the content is well covered in the lecture slides. There is an assignment for this unit.

**EXAM:** YES | **OPTIONAL ASSIGNMENT:** NO  
| **RECORDED LECTURES:** NO

**OVERALL SURF SCORE:** 3.7 (2016) | 3.4 (2017) | N/A (2018)

**ENJOYMENT** 5/5 | **DIFFICULTY** 3/5 |  
**WORKLOAD** 4/5

### UNIT COORDINATOR:

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# INSURANCE LAW

## LAWS5135

[UWA HANDBOOK LINK](#)

### OPTION | SEMESTER 1

**PREREQUISITES:** Foundations of Law and Lawyering and 30 points from: Criminal Law, Contract, Property, Torts, Land Law, Foundations of Public Law, or Legal Theory and Ethics.

### UNIT COORDINATOR:

Gregory Pynt

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### UNIT SUMMARY:

This unit examines key concepts associated with general insurance as a risk transfer loss spreading arrangement. It includes analysis of the common law and relevant equitable principles and close examination of the Insurance Contracts Act 1984 (Cwlth), covering topics such as the duty of utmost good faith, causation, subrogation and double insurance and contribution.

### STUDENT IMPRESSIONS:

None provided.

### HELPFUL TIPS AND RESOURCES:

None provided.

**EXAM:** YES | **OPTIONAL ASSIGNMENT:** NO

| **RECORDED LECTURES:** YES

**OVERALL SURF SCORE:** 3.6 (2016) | 3.5 (2017) | N/A (2018)

**ENJOYMENT** 4/5 | **DIFFICULTY** 2/5 | **WORKLOAD** 2/5



# MINING AND ENERGY LAW LAWS5144

[UWA HANDBOOK LINK](#)



## OPTION | SEMESTER 1

**PREREQUISITES:** Foundations of Law and Lawyering and 30 points from: Criminal Law, Contract, Property, Torts, Land Law, Foundations of Public Law, or Legal Theory and Ethics.

## UNIT SUMMARY:

This unit explores Mining and Oil and Gas Law in a Western Australian context. It considers the constitutional and regulatory framework for mineral ownership and development, land open for mining, applications for mining tenements, priorities and objections, the rule of capture and jurisdictional issues in petroleum law, petroleum law exploration and appraisal, petroleum tenure and petroleum joint operating agreements. In particular, the unit focuses on the differing regimes of disposition of publicly owned resources and on developing an understanding of the nature and function of the respective regimes.

## STUDENT IMPRESSIONS:

Students found the unit moved at a quick pace, therefore it was essential to keep on top of the weekly readings. The guest lecturers are not recorded, as such it is important to block them out in your diary well in advance so you don't miss any content.

## HELPFUL TIPS AND RESOURCES:

Students found the Hunt textbook to

be useful and that active participation in tutorials was helpful when it came to answering questions in the exam.

**EXAM:** YES | **OPTIONAL ASSIGNMENT:** NO  
| **RECORDED LECTURES:** SOME

**OVERALL SURF SCORE:** 3.3 (2015) | 3.9 (2016) | 4.0 (2017) | 3.211 (2018)

**ENJOYMENT** 4/5 | **DIFFICULTY** 4/5 |  
**WORKLOAD** 4/5

## UNIT COORDINATOR:

Jared Clements

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# INTELLECTUAL PROPERTY LAW LAWS5150

[UWA HANDBOOK LINK](#)



## OPTION | SEMESTER 1

**PREREQUISITES:** Foundations of Law and Lawyering, Criminal Law, Contract, Torts, Land Law, Foundations of Public Law, and Legal Theory and Ethics.

## UNIT SUMMARY:

This unit is an introductory unit which provides students with a broad overview of Australian intellectual property Law and the theoretical and international context in which those laws must operate. The unit introduces students to the essential features of the major IP regimes, including patents, designs, copyright, moral rights, trademarks and the law of passing off.

## STUDENT IMPRESSIONS:

Generally, students found the unit to be content heavy but enjoyable. It is advisable to keep in mind that it is an introductory unit and accordingly topics are not traversed in considerable depth, nor bring with them significant conceptual difficulty. Students appreciated the assessment structure split into tutorial work, research essay and an exam. The tutorials were particularly good exam revision.

## HELPFUL TIPS AND RESOURCES:

It is a good idea to read the provisions in the legislation in tandem with the summaries provided in lectures. It was also important to prepare for tutorials and although it can be tempting not to

bother to engage in tutorials, it is highly recommended by past students. This year, part of the mark will be allocated to tutorial work. Some students found the textbook useful, however most found that the extensive lecture slides provided all the necessary content.

**EXAM:** YES | **OPTIONAL ASSIGNMENT:** NO  
| **RECORDED LECTURES:** YES

**OVERALL SURF SCORE:** 3.3 (2016) | 3.0 (2017) | 2.842 (2018)

**ENJOYMENT** 4/5 | **DIFFICULTY** 3/5 |  
**WORKLOAD** 4/5

## UNIT COORDINATOR:

Jani McCutcheon

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# NEGOTIATION AND MEDIATION LAWS5158

[UWA HANDBOOK LINK](#)



## OPTION | INTENSIVE

**PREREQUISITES:** Foundations of Law and Lawyering, Dispute Resolution, and 30 points from: Criminal Law, Contract, Property, Torts, Land Law, Foundations of Public Law, or Legal Theory and Ethics.

**ENROLLMENT:** This unit has a quota of 36. Selection will be done on a first-come, first-serve basis.

## UNIT SUMMARY:

This unit is a solid introduction to the practical skills needed to be an effective negotiator and mediator. It builds on the theory learnt in dispute resolution (although this is not a prerequisite) by applying it in practice. There is a strong focus on learning the relevant processes of negotiation and mediation and how you as an individual can approach issues and solve them.

## STUDENT IMPRESSIONS:

This is a very practical unit, which provides highly useful skills. The reading workload is minimal and there is a strong emphasis on practicality and self reflection. Role playing is used as the main form of class activity and it is important to get into character and forget that it is a 'pretend' scenario in order to get the best results. There are daily reflective journal entries required, some preparatory assessments for the role plays, mediation, and final summary of the unit. Assessment is designed to show that you have understood the processes and have improved as a mediator. Students found that the pass/fail aspect of the unit was stress relieving and allowed them to really

immerse themselves in it. On the last day of the unit external coaches came in to help with role play meditations, which was found to be enjoyable. Classes are a no laptop zone which was students thought was highly engaging.

## HELPFUL TIPS AND RESOURCES:

There is no set textbook or required reading. The assessors are professionals, not lecturers so be sure to ask them questions and take the opportunity to clarify any issues you may have. Lecturers are strict on attendance and being on time. Make sure you do the reading for the next day so as not to reflect poorly on your group, as well as jotting down interesting points as you go. Completing a journal every night to keep on top of the assignments is important.

**EXAM:** NO | **OPTIONAL ASSIGNMENT:** YES/NO | **RECORDED LECTURES:** NO

**OVERALL SURF SCORE:** 3.5 (2016) | 4.0 (2017) | 3.667 (2018)

**ENJOYMENT** 4/5 | **DIFFICULTY** 2/5 | **WORKLOAD** 4/5

## UNIT COORDINATOR:

Jill Howieson

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## LAW REVIEW LAWS5160 / 61

[UWA HANDBOOK LINK](#)



### OPTION | FULL YEAR

**PREREQUISITES:** Foundations of Law and Lawyering and 30 points from: Criminal Law, Contract, Property, Torts, Land Law, Foundations of Public Law, or Legal Theory and Ethics. Along with an additional EOI selection process.

### UNIT SUMMARY:

Enrolment in this unit is by selection. Students work as student editors, helping the staff editors (currently Michael Blakeney and Philipp Kastner). Student editors (1) write one of the following: case report, book review, analysis of government report or refereed article; (2) assist in the solicitation of articles, notes and reviews from academics and practitioners; (3) edit and research to transform submitted manuscripts into publishable form; and (4) are involved in administration including advertising, sponsorship and subscription drives.

### STUDENT IMPRESSIONS:

None submitted.

### HELPFUL TIPS AND RESOURCES:

None submitted.

### UNIT COORDINATORS:

Michael Blakeney  
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Philipp Kastner  
[philipp.kastner@uwa.edu.au](mailto:philipp.kastner@uwa.edu.au) | 6488 1045

# JESSUP INTERNATIONAL MOOT COMPETITION LAWS5162

[UWA HANDBOOK LINK](#)

## OPTION | INTENSIVE

**PREREQUISITES:** Foundations of Law and Lawyering, Public International Law, and 30 points from Criminal Law, Contract, Property, Torts, Land Law, Foundations of Public Law, Constitutional Law, Administrative Law, Legal Theory and Ethics and Public International Law

## UNIT SUMMARY:

The Jessup Moot Team works together over the summer break to create detailed written submissions in preparation of the mooting competition. The Team then proceeds to represent a fictional State in a hypothetical and topical dispute before the International Court of Justice. The national round between Australian universities is held in Canberra, from which two teams advance to the international final in Washington DC to compete with teams from around the world.

## STUDENT IMPRESSIONS:

This unit requires a high level of commitment and dedication over the summer break. Students found this unit to be more enjoyable if you have a passion for mooting and/or the area of law covered by the competition. Despite being highly intense and demanding, students found this experience incredibly rewarding and enjoyable. It must be noted that this unit requires you to dedicate your summer

to the competition and as such it is important to make plans accordingly.

## HELPFUL TIPS AND RESOURCES:

The library is your most useful resource as this is where your preparation will take place. The library and online research resources will be your best friend for the summer.

**EXAM:** NO | **OPTIONAL ASSIGNMENT:** NO  
| **RECORDED LECTURES:** N/A

**ENJOYMENT** 5/5 | **DIFFICULTY** 5/5 |  
**WORKLOAD** 5/5

## UNIT COORDINATOR:

Unknown.



# PUBLIC INTERNATIONAL LAW LAWS5165

[UWA HANDBOOK LINK](#)



## OPTION | SEMESTER 2

**PREREQUISITES:** Foundations of Law and Lawyering and 30 points from: Criminal Law, Contract, Property, Torts, Land Law, Foundations of Public Law, or Legal Theory and Ethics.

## UNIT SUMMARY:

This unit explores the international legal system and how it interacts with domestic law. Students will be exposed to the nature of international law, where it is sourced, how it is enforced and the consequences of it being breached. Additionally, students will learn about the theoretical arguments concerning the meaning of law in an international context.

## STUDENT IMPRESSIONS:

Students may find this unit relatively challenging without a strong understanding of international politics or international relations. The content is interesting and relevant, however there is a focus on academic and theoretical arguments, which may be difficult to wrap your head around. This unit will be of great interest to students who wish to deal with international law in the future.

## HELPFUL TIPS AND RESOURCES:

There are a variety of recommended readings/textbooks. Each book has its own strengths and weaknesses so it is

recommended borrowing them before purchasing any, to determine which suits your learning style. Students advise that the tutorial preparation can be demanding.

**EXAM:** NO | **OPTIONAL ASSIGNMENT:** NO  
| **RECORDED LECTURES:** YES

**OVERALL SURF SCORE:** 2.7 (2015) | 2.5 (2016) | 2.6 (2017) | N/A (2018)

**ENJOYMENT** 4/5 | **DIFFICULTY** 3/5 |  
**WORKLOAD** 4/5

## UNIT COORDINATOR:

Melanie O'Brien

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## COMPARATIVE LAW LAWS5167

[UWA HANDBOOK LINK](#)



### OPTION | SEMESTER 2

**PREREQUISITES:** Foundations of Law and Lawyering and 30 points from: Criminal Law, Contract, Property, Torts, Land Law, Foundations of Public Law, or Legal Theory and Ethics.

### UNIT SUMMARY:

Comparative law influences statutory reform as well as the decision-making process of appellate courts. The examination of foreign law can allow for a deeper, more meaningful understanding of legal systems as well as of the development of the law in response to contemporary legal issues. This unit focuses on comparative law methods as well as the basic structures and principles of some major legal systems to enable students the ability to make the relevant comparisons.

### STUDENT IMPRESSIONS:

Students found the unit to be well organised.

### HELPFUL TIPS AND RESOURCES:

Keeping up to date with the seminars is important and crucial in preparing for, and writing the essay. Students also found that the seminars provided sufficient learning material and discussion for an effective learning experience, therefore found no real need to read excessive beyond the recommended text to clarify

concepts.

**EXAM:** NO | **OPTIONAL ASSIGNMENT:** NO  
| **RECORDED LECTURES:** NO

**OVERALL SURF SCORE:** 3.9 (2015) | 3.3 (2016) 3.7 (2017) | 3.0 (2018)

**ENJOYMENT** 4/5 | **DIFFICULTY** 3/5 |  
**WORKLOAD** 2/5

### UNIT COORDINATOR:

Camilla Anderson  
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## LEGAL INTERNSHIP LAWS5174

[UWA HANDBOOK LINK](#)



**OPTION | SEMESTER 2 and NS**

**PREREQUISITES:** Foundations of Law and Lawyering and 30 points from: Criminal Law, Contract, Property, Torts, Land Law, Foundations of Public Law, or Legal Theory and Ethics.

### **UNIT SUMMARY:**

This unit facilitates student placements in legal environments to provide students the opportunity to gain practical legal exposure whilst cultivating useful skills. Students can nominate their preferred area of law or type of practice, which include commercial, social justice and government. Students have the option to complete the practical component of this unit either during semester or in an intensive teaching period depending their capacity and the capacity of the placement institution.

### **STUDENT IMPRESSIONS:**

Students found the practical aspect of this unit enjoyable and beneficial, especially for those without prior legal experience or exposure. Student experience varied depending on their placement, however overall students found the unit very rewarding. It is recommended to pick an institution that practices an area of law that interests you.

**EXAM:** NO | **OPTIONAL ASSIGNMENT:** NO | **RECORDED LECTURES:** N/A

**OVERALL SURF SCORE:** 3.6 (2015) | 3.9 (2016) | 3.7 (2017) | N/A (2018)

**ENJOYMENT** 4/5 | **DIFFICULTY** 2/5 | **WORKLOAD** 2/5

### **UNIT COORDINATORS:**

Tracy Atkins

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Penny Carruthers

[penny.carruthers@uwa.edu.au](mailto:penny.carruthers@uwa.edu.au) | 6448 3436

### **UNIT COORDINATOR'S COMMENT:**

The Legal Internship unit introduces a dedicated clinical program into our Law School curriculum. The unit gives students the opportunity to work in a legal environment during second semester for one day per week, for 12 weeks, for academic credit. The unit is also available as a Summer intensive.

We are pleased to see that students have enjoyed undertaking the Legal Internship unit! However we caution students that the workload in the unit is considerable. In addition to the one day per week placement for 12 weeks, assessment in the unit also includes mandatory attendance at an induction at the beginning of semester, mandatory attendance at fortnightly lectures, fortnightly written reflections and a final 1,000 word reflection on the law and lawyering aspects of the placement.

Please also note that the process for enrolling in this unit is different to that for other law units – in other words students cannot just enrol themselves in this unit! Expressions of interest for enrolment in the Legal Internship unit (in both the second semester AND the Summer intensive) will be called for at a date to be advised - but around the middle of first semester. At this time, interested students will be required to complete an Expression of Interest form and provide a Curriculum Vitae of no more than 2 A4 pages. All applications will be assessed by the Unit Coordinators and the successful applicants will be offered a place in the unit. Please be aware that Legal Internship places are limited and we cannot guarantee that all students who apply will be allocated a place – however we do try our very best to place as many students as possible and to date we have been able to place all students who have applied.

# HEALTH LAW AND POLICY LAWS5181

[UWA HANDBOOK LINK](#)



## OPTION | SEMESTER 1

**PREREQUISITES:** Foundations of Law and Lawyering and 30 points from: Criminal Law, Contract, Property, Torts, Land Law, Foundations of Public Law, or Legal Theory and Ethics.

**OVERALL SURF SCORE:** 3.286 (2017) | N/A (2018)

## UNIT COORDINATOR:

Marco Rizzi

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## UNIT SUMMARY:

This unit develops themes associated with health care and regulation, with a particular focus on the public and private character of various aspects thereof. There is a strong emphasis on the policy and ethics discourses underpinning health law, as well as an exploration of specific substantive areas of regulation. The unit engages with global as well as domestic perspectives. Particular themes include Foundational Concepts of Health Law and Regulation; Frameworks for Decision-Making; Frameworks for Domestic Regulation; Responding to Global Challenges. This unit is assessed through a research essay, seminar participation and an exam.

## STUDENT IMPRESSIONS:

None submitted.

## HELPFUL TIPS AND RESOURCES:

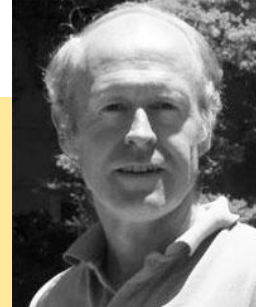
None submitted

**EXAM:** YES | **OPTIONAL ASSIGNMENT:** NO  
| **RECORDED LECTURES:** YES

# ENVIRONMENTAL LAW

## LAWS5183

[UWA HANDBOOK LINK](#)



### OPTION | SEMESTER 2

**PREREQUISITES:** Foundations of Law and Lawyering and 30 points from: Criminal Law, Contract, Property, Torts, Land Law, Foundations of Public Law, or Legal Theory and Ethics.

### UNIT SUMMARY:

This unit is an introduction to environmental protection law in Western Australia in its national and international contexts. The unit aims to identify the philosophical and ethical underpinnings of Environmental Law, introduce the key principles and regulatory approaches, and to explore the key State and Commonwealth statutes and relevant case law in detail. It focuses on the law relating to pollution control and environmental impact assessment. A particular challenge confronting Australian Environmental Law is climate change. We take the opportunity to introduce the legal issues arising from the challenge of limiting or mitigating greenhouse gas emissions and to explore the legal techniques that may be applied to regulate this newly recognised form of pollution.

### STUDENT IMPRESSIONS:

Students have compared the unit to a split between admin and criminal law, although they found that conceptually it only really came together at the very

end. As such, it's essential to stay on top of the course throughout semester as the material is very dense and it's advisable to start on exam notes early on.

### HELPFUL TIPS AND RESOURCES:

Reading the cases and legislation is essential - make the most of the reading guide and synopsis for each topic. Doing practice exams is essential for getting a sense of what they are looking for as students found that you can't go into this knowing the cases/statutes only because it's the kind of unit where you're applying general propositions of law to highly fact-specific scenarios.

**EXAM:** YES | **OPTIONAL ASSIGNMENT:** NO  
| **RECORDED LECTURES:** YES

**OVERALL SURF SCORE:** 3.3 (2016) | N/A (2017) | 3.0 (2018)

**ENJOYMENT** 3.5/5 | **DIFFICULTY** 3.5/5 |  
**WORKLOAD** 4/5

### UNIT COORDINATOR:

Alex Gardner

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## CO-OPERATIVE EDUCATION FOR ENTERPRISE DEVELOPMENT (CEED) LAWS5184

[UWA HANDBOOK LINK](#)

**OPTION | SEMESTER 1 and SEMESTER 2**

**PREREQUISITES:** Foundations of Law and Lawyering, Criminal Law, Contract, Property, Torts, Land Law, Foundations of Public Law, and Legal Theory and Ethics

### UNIT SUMMARY:

Students are given an individual research project on a topic defined by a corporate, government or not-for profit organisation. Students immerse themselves in the

organisation for a short period before semester begins in order to gain a deeper understanding of the significance of their project. Under the supervision of a member of the UWA academic staff, the students complete the research project throughout semester in order to present their findings to the organisation.

**OVERALL SURF SCORE:** N/A (2017) | N/A (2018)

### UNIT COORDINATOR:

Renae Barker  
[renae.barker@uwa.edu.au](mailto:renae.barker@uwa.edu.au) | 6488 7053

## LEGAL APPTITUDE LAWS5188

[UWA HANDBOOK LINK](#)

**OPTION | SEMESTER 2**

**PREREQUISITES:** Foundations of Law and Lawyering and 30 points from: Criminal Law, Contract, Property, Torts, Land Law, Foundations of Public Law, or Legal Theory and Ethics.

### UNIT SUMMARY:

The full impact of technology on legal practice is yet to be realised, but there is no doubt that significant change is afoot and its momentum is building, both in relation to what the profession does and how the profession does it. It's fair to say that the legal profession is at a 'tipping' point. Many law firms are now seeking to leverage legal technologies to drive efficiencies in service delivery. In addition,

legal technology has the potential to allow more people access to justice through online legal advice or dispute resolution fora. As a result, it is essential that junior lawyers are able to engage and collaborate with technology.

### STUDENT IMPRESSIONS:

None submitted.

### HELPFUL TIPS AND RESOURCES:

None submitted.

**EXAM:** NO | **OPTIONAL ASSIGNMENT:** NO  
| **RECORDED LECTURES:** NO

**OVERALL SURF SCORE:** 3.917 (2018)

### UNIT COORDINATOR:

Kate Offer  
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# WORLD TRADE ORGANISATION LAW LAWS5254

[UWA HANDBOOK LINK](#)



## OPTION | SEMESTER 1

**PREREQUISITES:** Foundations of Law and Lawyering and 30 points from: Criminal Law, Contract, Property, Torts, Land Law, Foundations of Public Law, or Legal Theory and Ethics.

## UNIT SUMMARY:

This unit examines World Trade Organisation (WTO) law and the associated dispute settlement processes. Students will become familiar with key WTO Agreements as well as other regulations and agreements concerning international trade. In particular, students will consider the policy tension that exists between trade liberalisation and regulatory sovereignty.

## STUDENT IMPRESSIONS:

Students found the WTO content interesting, especially if they liked commerce and economics. However, students felt disengaged by the lectures and did not enjoy the three hour lectures. Additionally, the unrecorded lectures were problematic for some students. Students would recommend conducting your own research for the group presentation as well as the essay, rather than relying on the lectures.

## HELPFUL TIPS AND RESOURCES:

The WTO website is very useful in providing high level summaries of

agreement, disputes etc.

**EXAM:** YES | **OPTIONAL ASSIGNMENT:** NO  
| **RECORDED LECTURES:** YES

**OVERALL SURF SCORE:** 3.3 (2015) | N/A (2016) | 2.4 (2017) | 3.636 (2018)

## UNIT COORDINATOR:

Juan He  
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# THE GLOBAL LAWYER

## LAWS5297

[UWA HANDBOOK LINK](#)

### OPTION | INTENSIVE

**PREREQUISITES:** Foundations of Law and Lawyering and 30 points from: Criminal Law, Contract, Property, Torts, Land Law, Foundations of Public Law, or Legal Theory and Ethics.

### UNIT SUMMARY:

This unit focuses on international and transnational practice. It takes students beyond the traditional Australian and common law concentration. Students are introduced to legal systems from other countries, explore strategies for international research, and develop skills necessary to practice in different cultures and systems, and to interact with clients and lawyers from other jurisdictions. This unit aims to introduce students to the increasingly important implications of practicing global law, and understanding the impact of digital technologies in legal practice and in the lawyer's own professional identity, including the impact of social media. It seeks to make students aware of the opportunities in international practice as the role of traditional lawyering is broadened, as well as the responsibilities of being a global, digital lawyer.

### STUDENT IMPRESSIONS:

None submitted.

### HELPFUL TIPS AND RESOURCES:

None submitted.

**EXAM:** NO | **OPTIONAL ASSIGNMENT:** NO  
| **RECORDED LECTURES:** NO

**OVERALL SURF SCORE:** 4.0 (2017) | 3.833 (2018)

### UNIT COORDINATOR:

Kate Galloway

# CONFLICT OF LAWS

## LAWS5503

[UWA HANDBOOK LINK](#)

### OPTION | SEMESTER 2

**PREREQUISITES:** Foundations of Law and Lawyering and 30 points from: Criminal Law, Contract, Property, Torts, Land Law, Foundations of Public Law, or Legal Theory and Ethics.

### UNIT SUMMARY:

This unit is principally taught by a senior practitioner with a focus on the practical application of the relevant principles. It is taught with some focus on the principles in commercial litigation. The unit covers the general principles of international and interstate conflict of laws. It introduces students to legal issues arising in cases containing a foreign or interstate element. It deals with topics including the jurisdiction of Australian courts; when and why Australian courts exercise jurisdiction; the Australian complementary cross-vesting legislation; an introduction to theory and method in choice of law; and choice of law in contract and tort.

### STUDENT IMPRESSIONS:

This is a very challenging but enjoyable unit. Students with an interest in litigation will find this unit especially engaging. The lecturers are very high-level practitioners who bring great insight and enthusiasm to the seminars. Prior study in civil procedure is helpful but is not essential.

### HELPFUL TIPS AND RESOURCES:

This unit is focused on case law, so reading

the set cases is crucial. Outside of the recommended cases, the comprehensive lecture notes and unit textbook cover all the relevant material.

**EXAM:** YES | **OPTIONAL ASSIGNMENT:** NO  
| **RECORDED LECTURES:** NO

**OVERALL SURF RESULTS:** N/A (2017) | N/A (2018)

### UNIT COORDINATOR:

Matthew Howard SC

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## ADVANCED LEGAL RESEARCH LAWS5509/ LAWS5510

[UWA HANDBOOK LINK](#)



### OPTION | FULL YEAR

**PREREQUISITES:** Entry to the course is by invitation only. Invitations are based on WAM.

### UNIT SUMMARY:

This unit requires the submission of a 10,000-word supervised research paper towards the end of October in second semester. It also requires students to submit a 2000-word research proposal for assessment in first semester. Students are required to attend six training seminars. The first is an introduction. The second to fourth of these give formal instruction on legal research methods, advanced legal library searches and the preparation of a research proposal. The fifth seminar is directed at writing up a research paper for publication and the final seminar is a session on publications and postgraduate education.

### STUDENT IMPRESSIONS:

None submitted.

### HELPFUL TIPS AND RESOURCES:

Students found it important to pick a supervisor early. It was recommended that you start reading about the chosen topic in first semester and start writing by the end of first semester and over the winter break. Students found accessibility of resources was dependent on the topic chosen for the research paper, and that consulting with the librarian was useful. If

any problems arise with your supervisor it is perfectly fine and encouraged to speak to the unit coordinator.

**EXAM:** NO | **OPTIONAL ASSIGNMENT:** NO  
| **RECORDED LECTURES:** NO

**OVERALL SURF RESULTS:** N/A (2017) | N/A (2018)

**ENJOYMENT** 4.5/5 | **DIFFICULTY** 5/5 |  
**WORKLOAD** 4/5

### UNIT COORDINATOR:

Theodore Bennett  
[theodore.bennett@uwa.edu.au](mailto:theodore.bennett@uwa.edu.au) | 6488  
2619



## SUPERVISED RESEARCH LAWS5512

[UWA HANDBOOK LINK](#)



### OPTION | SEMESTER 1 and SEMESTER 2

**PREREQUISITES:** Foundations of Law and Lawyering and 30 points from: Criminal Law, Contract, Property, Torts, Land Law, Foundations of Public Law, or Legal Theory and Ethics. Students must discuss the suitability and relevance of a potential topic with their proposed supervisor, because enrolment in the unit is conditional on the availability of an appropriate supervisor, and the submission of an appropriate 1000-word research proposal.

### UNIT SUMMARY:

This unit involves the completion of a short non-assessable research proposal to the supervisor, followed by the submission of a 7000-word supervised research paper. It also requires attendance in the three seminars prescribed for Advanced Legal Research A and B.

### STUDENT IMPRESSIONS:

Supervised research is a useful introduction to self-guided legal research and writing. Students found the autonomy of choosing your own research area, formulating your own questions and managing your own deadlines to be very different to the usual coursework unit structure. However, you are not left completely to your own devices, as your supervisor will be available to assist you in focusing your research and planning your strategy. This unit is particularly useful for those considering Advanced Legal Research. It is also recommended for those who are interested in finding the answers to some of the more complex questions left unanswered in other units, or if they have a particular interest in an area of law that they would like to explore in greater depth. Overall students found that this unit was found to be a great

opportunity to be immersed in a topic of interest and receive private, one-on-one tuition from an expert in the field of choice for a whole semester.

### HELPFUL TIPS AND RESOURCES:

Research resource accessibility depends on the chosen topic, however students found that their supervisor was able to guide them in the right direction. A list of reading resources to guide students in legal research methodologies is provided.

**EXAM:** NO | **OPTIONAL ASSIGNMENT:** NO | **RECORDED LECTURES:** NO

**OVERALL SURF RESULTS:** N/A (2017) | N/A (2018)

**ENJOYMENT** 5/5 | **DIFFICULTY** 4/5 | **WORKLOAD** 2/5

### UNIT COORDINATOR:

Melanie O'Brien

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'The unit aims to provide students with an introduction to independent legal research process, including the opportunity to choose a specific topic on an area of the law which interests them, find an appropriate supervisor, draft a brief research proposal (for application), draft a longer research proposal (for assessment), and produce a written piece of legal research which is in a publishable form. It therefore promotes independent research and time management skills, facilitates the potential publication of students' work, and enables to students to gain an in-depth knowledge of a specific topic'

# INTERNATIONAL COMMERCIAL ARBITRATION LAWS5576

[UWA HANDBOOK LINK](#)

## OPTION | INTENSIVE

**PREREQUISITES:** Foundations of Law and Lawyering and 30 points from: Criminal Law, Contract, Property, Torts, Land Law, Foundations of Public Law, or Legal Theory and Ethics.

## UNIT SUMMARY:

The unit explores commercial arbitration in an international transaction setting. Students will consider the advantages and disadvantages of arbitration, availability of arbitration, drafting of arbitration clauses, proceedings, enforceability of awards as well as the availability for judicial review of arbitral awards.

## STUDENT IMPRESSIONS:

Students found this unit enjoyable, however some found the workload to be high. The unit is content heavy, as such students recommend to stay on top of the work from an early stage. It is important to have an interest in the particular field to be motivated in this unit. Students found the Unit Coordinator to be approachable and engaging and that the small group atmosphere made the unit enjoyable.

## HELPFUL TIPS AND RESOURCES:

The unit reader was described by students as the 'Bible' for the unit. However, it is very lengthy so students recommend making use of the reading weeks before the intensive commences and reading as

much of the reader before classes start as possible.

**EXAM:** NO | **OPTIONAL ASSIGNMENT:** NO  
| **RECORDED LECTURES:** NO

**OVERALL SURF SCORE:** 3.7 (2016) | 3.3 (2017) | N/A (2018)

**ENJOYMENT** 3/5 | **DIFFICULTY** 4/5 |  
**WORKLOAD** 5/5

## UNIT COORDINATOR:

Kanaga Dharmananda  
[skd@17francisburt.com](mailto:skd@17francisburt.com)

# LEGAL ISSUES FOR NOT-FOR-PROFIT ENTITIES LAWS5813

[UWA HANDBOOK LINK](#)



## OPTION | INTESNVIE

**PREREQUISITES:** Foundations of Law and Lawyering and 30 points from: Criminal Law, Contract, Property, Torts, Land Law, Foundations of Public Law, or Legal Theory and Ethics.

## UNIT SUMMARY:

This unit involves the study of the nature, function, governance and regulation of not-for-profit (NFP) entities in Australia. The unit approaches these issues on a life-cycle basis, examining aspects of formation, governance, tax and fundraising concessions, regulatory requirements and dissolution restrictions applicable to not-for-profit entities under statute and the common law. Students engage with current research, comparative perspectives and recent developments in the law to critique the extent to which the current framework for not-for-profit entities encourages innovative, independent and efficient processes and activities for the public benefit, whilst also ensuring the accountability and integrity of the not-for-profit sector.

## STUDENT IMPRESSIONS:

None submitted.

## HELPFUL TIPS AND RESOURCES:

None submitted.

**EXAM:** YES | **OPTIONAL ASSIGNMENT:** NO  
| **RECORDED LECTURES:** NO

**OVERALL SURF SCORE:** 4.0 (2016) N/A  
(2017) | N/A (2018)

## UNIT COORDINATOR:

Ian Murray

[ian.murray@uwa.edu.au](mailto:ian.murray@uwa.edu.au) | 6488 8520

## CLINICAL LEGAL EDUCATION LAWS5872

[UWA HANDBOOK LINK](#)



### OPTION | SEMESTER 2

**PREREQUISITES:** Foundations of Law and Lawyering, Dispute Resolution, Negotiation and Mediation, mental health training, and 30 points from: Criminal Law, Contract, Property, Torts, Land Law, Foundations of Public Law, or Legal Theory and Ethics.

### UNIT SUMMARY:

This unit involves students researching, mediating and/or providing mediation advocacy in the UWA Mediation Clinic. The students will spend one day per week for one semester working in the clinic and attend fortnightly case rounds. The unit objectives are to (1) give students a deeper and real life understanding of mediation practice and research; (2) provide students with a professional practice experience; (3) foster students' skills in mediating, mediation advocacy, client interviewing and mediation research; (4) appreciate the importance of ethical and professional conduct within the practice of law and mediation; (5) foster students' critical understanding of approaches to mediation; and (6) encourage students to critically analyse and reflect upon issues of access to justice, mediation practice and advocacy, and the impact of these on the client and the community.

### STUDENT IMPRESSIONS:

None submitted.

### HELPFUL TIPS AND RESOURCES:

None submitted.

**EXAM:** NO | **OPTIONAL ASSIGNMENT:** NO  
| **RECORDED LECTURES:** NO

**OVERALL SURF SCORE:** N/A (2016) N/A (2017) | N/A (2018)

### UNIT COORDINATOR:

Jill Howieson

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Thank you for reading the Alternative  
Faculty Handbook, good luck, and enjoy  
your studies in 2019!