



2022/2023

Electives Guide



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Note from the Editors

STRUGGLING TO DECIDE WHAT ELECTIVES TO DO? JUST WANT A STUDENT'S PERSPECTIVE?

Well, look no further than this guide put together for you by the AULSS Education Portfolio! This guide includes information on electives that we assume will be available to you, however, it is important to remember that this may not be a complete list nor may all subjects be available by the time 2022 or 2023 come round! Regardless, for each proposed course, we have collated key details from the course outline.

Some of the courses also have a student testimonial, which will give you an honest insight into the elective from a student who has completed it before. These students have also rated their level of enjoyment and workload in these testimonials with a high rating in enjoyment equating to the student really enjoying the subject, whilst a high rating in workload indicates that the assessment is quite rigorous and involved.

We hope that this guide will assist you in determining the best electives for you and your future careers! If you have any questions or any suggestions for future electives guides, please contact us at education@aulss.org.

We wish you all the very best for your future years!

Lots of luck,

Nadeesha Indigahawela

Director of Education (2021)

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DISCLAIMER: This guide has been compiled by the Adelaide University Law Students' Society using information available on the University of Adelaide course outlines, student responses, and our own research. It does not represent the personal opinions of AULSS committee members or the Adelaide Law School. It is intended as a supplementary resource – students should not make decisions solely on the basis of the information in the Guide.

2022

*All Year
Subjects*

Clinical Legal Education

LAW 3510

Course Coordinator (2021): Margaret Castles

Prerequisites: Law 2504 Administrative Law

Units: 3

Contact Hours: Up to 18 hours per week in the summer semester, 10 hours per week in Semesters 1 and 2

Assessment: Reflective Writing (35%), Class Participation (P/F), Project and Explanatory Methodology (25%), Performance on Placement (40%)

Overview:

The course is designed to demonstrate the operation of theoretical and doctrinal law in a legal environment. Students are placed for one day per week* in a legal office, supervised by a legal practitioner, and participate actively in all aspects of the work at the office, including client interviewing, community education, and case work.

These placements occur at legal advice clinics run by Adelaide Law School at the Adelaide Magistrates Court, Adelaide Legal Outreach Service Equal Opportunity Legal Advice Service, Administrative Appeals Tribunal Legal Advice Service, and Entrepreneur and Venture Advice Clinic. The concurrent seminar program builds on students' experiences on placement, examining issues such as lawyer/client relationships, legal ethics, professionals and professions, access to justice, and the role of our legal system in society, with an explicit focus on cultural competence in relation to Aboriginal clients.

* When offered over summer, the course entails 2 days of placement each week for 6 weeks between January and the end of February.

NOTE: This elective is offered in both semesters and Summer School.

Student Testimonial

LEON KASPERKSI

Placement: Magistrates Court Legal Advice Service

Semester: One

Clinical Legal Education (CLE) was an approachable taste of what life as a lawyer can entail. This is especially true given there is not a rigorous application process to complete the course, and you receive support from your clinic supervisor. As a result, I would highly recommend CLE for those of you who are eager to gain practical legal experience but have not had the opportunity to complete a clerkship yet. I was at the Magistrates Court Legal Advice Service (MCLAS), where I was regularly exposed to highly distressed clients, drafted common legal documents including Letters of Demand, and conducted extensive legal research into multiple legal fields.

The assessment was not onerous, but was incredibly important, as it made us reflect on our actions at the clinic, and the wider context of our law degree. For instance, we reflected on whether lawyers should be cold technicians, or show compassion, which was really instrumental in figuring out our preferred method of working with clients. On top of our reflections and our clinic grade, we were also required to conduct a group task, which was incredibly rewarding. This is because we had to complete a practical body of work, so my group presented a 'Know Your Rights' seminar to a group of international students, which informed them about their work entitlements, and how to approach employers if they had been mistreated.

My experience in CLE was incredibly valuable when I applied for my clerkships this year, as I could draw from a lot of practical experience. For instance, I conducted 12 interviews and partook in 2 mediations over my time at MCLAS, where I was exposed to highly distressed clients and had to adopt a firm yet empathetic approach. This is incredibly valuable in a firm, which requires excellent communications skills and the ability to build a rapport with clients. I was able to give specific examples of where I showed the skills that they are wanting from applicants. Thus, I strongly recommend partaking in CLE!

Level of Enjoyment: 3/5

Level of Workload: 2/5 (however, take note that there is one day of placement each week)

Human Rights Internship Programme

LAW 3514

Course Coordinator (2021): Associate Professor Laura Grenfell

Prerequisites: Law 1501 Foundations of Law, Law 1508 International Law

Units: 3

Contact Hours: Up to 3 hours per week

Assessment: 3 x 500-word Diary Summaries (10% each), 3500-word Research Essay (60%), 500-word Reflection on Research Methodology (10%), Organisation Briefing (P/F).

Overview:

The course helps to make students career-ready by placing them in internships with human rights organisations located internationally and nationally for a minimum period of six weeks. The internships enable students to build on their understanding of the theory of human rights law by gaining an appreciation of its practical operation.

The course aims to give depth and context to students' existing knowledge of human rights law. It is expected that students will also be involved in the day-to-day activities of the organisation and gain an understanding of how such organisations operate. During the internship, students will be asked to reflect on the legal processes they are engaging with and on the development of their legal skills. At the end of the course, students will be asked to submit a research essay which draws on some of the research they have conducted during the internship. The topic for this essay will be negotiated between the student and the course coordinator. Prior to commencement, students will be given an orientation seminar to prepare them for their internship.

NOTE: This elective is offered in both semesters and Summer School.

Law & Justice Internship

LAW 3527

Course Coordinator (2021): Ms Cornelia Koch/Associate Professor Laura Grenfell (depending on the semester)

Prerequisites: Law 2504 Administrative Law

Units: 3

Contact Hours: Up to 3 hours per week

Assessment: 3 x 500-word Diary Summaries (10% each), 3500-word Research Essay (70%)

Overview:

The course helps to make students career-ready by placing them in internships with host institutions for a period of between 22 and 25 days. Semester 1 and 2 enrolments ordinarily involve two intensive weeks over non-teaching weeks, e.g. summer or winter break, followed by one day per week over the semester (with each day being a 7 1/2 hour day). If students undertake the elective in the summer period, the internship is completed intensively over five weeks. The internships enable students to build on their understanding of the theory of law by gaining an appreciation of its practical operation.

The course aims to give depth and context to students' existing knowledge of law. Students will be required to complete an agreed research task under the supervision of the course coordinator. The research task will be negotiated between the student and the course coordinator and will build on the work the student completes during the internship. It is expected that students will also be involved in the day-to-day activities of their internship office and gain a broad understanding of the operation of law generally. During the internship, students will be asked to reflect on legal processes and on the development of their legal skills.

NOTE: This elective is offered in both semesters and Summer School.

Student Testimonial

NADEESHA INDIGAHAWELA

Placement: Intern to President Kelly and Justice Bleby (Supreme Court)

Semester: Summer

The Law and Justice Internship was my favourite elective that I have done and one that was incredibly practical, interesting, and fulfilling! Students can express a preference in a variety of organisations and positions, including interning for a judge of the Supreme Court, SACAT, the Ombudsman, and Wine Australia. During this internship, students undertake 22-25 days at their host institution, which can be completed flexibly through discussions with their host (e.g. a few weeks full time over the break and then one day a week during the semester or full time during the summer break).

I have always been incredibly interested in the court process and advocacy, however, my internship with President Kelly and Justice Bleby only solidified this further! During my time, I completed extensive legal research, proofread and drafted judgments, and was witness to a variety of court proceedings from the Associates' Bench. I specifically loved my time at the Supreme Court, as it was a phenomenal way to learn about the profession and experience court procedure, especially due to the encouragement of and collaboration with both President Kelly and Justice Bleby. At first, it was incredibly nerve-wracking completing work that may end up in a published judgment, however, it was also such a rewarding experience to know that I had contributed to something that may make a change!

The assessment includes three 500-word diary summaries, which are focused on legal principles that students learn during their internship and how they are developing their legal skills throughout the experience. The final 3500-word research essay is also based on the work that students will have done during their internship. Luckily, the course coordinators are always willing to discuss students' essay topics and plans should students need further assistance. Notably, the assessment workload is quite manageable during the semester given how spaced out the deadlines are, however, the workload is slightly more during the summer period, as the assignment deadlines are less spread out.

Ultimately, this internship has provided me invaluable skills, excellent connections in the law and exposure to practices that I would not have otherwise experiences during my degree, and thus, I strongly encourage students to apply!

Level of Enjoyment: 5/5

Level of Workload: 4/5 (in summer)

Student Testimonial

DIVYA NARAYAN

Placement: Administrative Appeals Tribunal

Semester: Semester 1

The Law and Justice Internship is an engaging and immersive course that provides students with hands-on, practical experience in a government institution of their choice. I did the course in Semester 1 of 2021 and was placed at the Administrative Appeals Tribunal (AAT) where I observed hearings and conciliations, undertook legal research, and became familiar with the day-to-day life of a legal professional at the AAT. I spent 1 day a week on placement during the semester in addition to a 10-day intensive before the semester started. The difficulties you will face vary depending on where you are interning. For some places, the work might be highly demanding of your time and energy whereas other places might require you to take initiative to ask for tasks, or to find tasks for yourself. The latter was my experience and it taught me to be confident, to take initiative, and to communicate with the team to ensure I had work, but on quiet days I had little to do. Attending the AAT one day every week made it difficult for me to continue tasks as unfinished work could only be completed a week later. At times this made me feel disconnected from the work I was doing and the people I was working with.

The benefits you gain from doing the Law and Justice Internship are dependent on the amount of effort and consistent work that you invest in. There are great opportunities to network, interact with legal professionals, and work alongside people who can teach you new skills and enhance your legal knowledge. The best thing about this internship is that it provides real-life experience for students, which is something the Law degree does not otherwise offer. I would recommend this course to students wanting to gain experience in the legal sector and especially encourage students with an interest in administrative law, government roles, or associate positions to apply, as these areas usually have limited internships and are often quite competitive.

Level of Enjoyment: 4.5/5

Level of Workload: 3/5

Legal Practice Internship

LAW 3609

Course Coordinator (2021): Dr Michelle Lim

Prerequisites: No prerequisite

Units: 3

Contact Hours: Up to 36 hours

Assessment: Video 1 after 10 days of internship (25%), Video 2 after 15 days of internship (25%), Performance on placement (P/F), 2,500-word Project Report (50%)

Overview:

This course supports students undertaking internships with a legal practice to appreciate the operation of the law in practice and develop their practical legal skills, while undertaking academic assessment on topics related to legal practice.

Students are responsible for obtaining their own placement of at least 20 days in a legal practice, where they are required to participate actively in all aspects of the work at the office, such as client interviewing, research, drafting and case file management. This course provides a compulsory introduction equipping students with basic skills that will form a foundation for the internship and assessment which follows.

NOTE: This elective is offered in both semesters and Summer School.

Law Research Internship

LAW 3608

Course Coordinator (2021): Associate Professor Matthew Stubbs

Prerequisites: Law 1508 International Law

Units: 3

Contact Hours: Up to 36 hours

Assessment: 1,500-word Research Proposal (20%), 1,000-word Reflective Piece (10%), 5,000-word Research Essay (70%).

Overview:

This course enables students to pursue an internship opportunity involving applied legal research undertaken under the supervision of Adelaide Law School staff, either solely in collaboration with school staff members or in partnership with an external organisation. Examples of opportunities for student researchers with external partners include: the Space Security Index project (a joint initiative of Project Ploughshares, George Washington University, McGill University, and the University of Adelaide), the Australian Navigational Guide Explaining Laws for Space (ANGELS) project, projects with the International Committee of the Red Cross and collaborations through Cooperative Research Centres including the Cyber Security CRC and SmartSat CRC.

Students will undertake applied legal research on a real-world project, complete reflections as they progress, and submit a research essay demonstrating the applied research skills they have mastered through participation in the course. Students and staff will be encouraged to publish and otherwise promote the outcome of their research collaborations where that does not contravene the arrangement with any external partners.

Enrolment in this course will be through a competitive selection process.

NOTE: This elective is offered in both Semester 1 and Semester 2.

Law Research Dissertation

LAW 3599

Course Coordinator (2021): Dr Beth Nosworthy

Prerequisites: Law 2504 Administrative Law and Law 2505 or Law 2598 Corporate Law

Units: 6

Contact Hours: Up to 4 hours per week

Assessment: 12,000-word Dissertation (100%)

Overview:

Students are required to write a supervised research dissertation on an approved topic. The dissertation will be written and assessed in accordance with procedures approved from time to time by the Dean of Law.

Students wishing to write a research dissertation will be selected into this elective upon the basis of their academic records. This elective is only available where the Law School can provide appropriate supervision for the research topic proposed.

NOTE: This elective is offered in both Semester 1 and Semester 2.

Student Testimonial

OLIVIA EDMONDS

In case you could not tell by the title, Law Research Dissertation is ideal for anyone that is keen on getting their teeth into some research. The subject itself is very self-directed, with one 13,000 word essay due at the end of the semester. If you struggle with self-directed learning, I would personally steer clear (from personal experience writing 10,000 words in 2 weeks is ROUGH). The dissertation requires a supervisor, so it is great if you already have a lecturer in mind prior to applying. That way you can reach out to them and discuss your potential topic. This has been one of my most enjoyable electives and is a great opportunity to delve into a niche legal area that you are personally interested in. I would recommend choosing a topic you have either already explored in another course, or is something you have a decent foundation level of knowledge on. That way you can work towards a truly original end project rather than spending a whole semester catching up on basics. This subject is great for those interested in pursuing academia, research professions, or non-practising positions post-graduation.

Level of Enjoyment: 4/5

Level of Workload: 4/5 (Though this really depends on your level of (dis)organisation); hot tip you can make life easier for yourself by not leaving this till just before exams!!)

Native Title Internship Programme

LAW 2519

Course Coordinator (2021): Ms Anne Hewitt

Prerequisites: Law 1506 or Law 1511 Property Law

Units: 3

Contact Hours: Up to 3 hours per week

Assessment: Completion of Aurora Project Internship (P/F), 700-word Work Diary (10%), 1,200-word Research Proposal (20%), 5,000-word Research Essay (70%)

Overview:

The course allows students completing internships with native title representative bodies and other organisations which deal with native title in Australia or Indigenous law and policy for a period of four to six weeks to complete an academic course which complements their internship experience.

The internship enables students to build on their understanding of native title law or Indigenous law and policy by gaining an appreciation of its practical operation. The associated elective course aims to give depth and context to student's existing knowledge of native title law and Indigenous law and policy. In the elective course students will be asked to complete an agreed research task under the supervision of the course coordinator. That research task might involve research into a specific aspect of native title law or procedure or Indigenous law and policy. The precise research topic will be negotiated individually between each student and the course coordinator, and will build on the work the student completes with their host organisation. It is expected that students will also be involved in the day-to-day activities of their host organisation and gain a broad understanding of how such organisations operate.

NOTE: This elective is offered in both Semesters 1 and 2.

Adelaide Law Review

LAW 3506A & LAW 3506B

Course Coordinator (2021): Associate Professor Matthew Stubbs

Prerequisites: Law 1501 Foundations of Law

Units: 3

Contact Hours: Up to 2 hours per week

Assessment: Editorial Activities (25% each semester), 2 x 2,750-word Casenotes (one per semester, 25% each)

Overview:

Since 1962, the Adelaide Law Review has been the flagship publication of the Law School. The journal is peer reviewed and is committed to the publication of legal scholarship of the highest quality. The Course will introduce students to legal publishing and editing. Further, students will consider the legal journal as a means of legal education.

This course will involve students in the production of the annual editions of the journal. Students will consider the role of legal publications, critically analyse submitted material and comment upon a diverse range of legal scholarship. In addition, students will develop skills in advanced legal writing, copy-editing and journal production.

NOTE: This is an invite-only course and it runs across the whole year (both semesters).

Student Testimonial

BELLA MICKAN

Adelaide Law Review (ALR) is a year-long subject that requires students to edit articles that are up for publication in the esteemed legal journal, Adelaide Law Review (1962). The course provides an insight into the world of legal scholarship and shows you the step-by-step process by which an article becomes published. Your role as a student editor of the journal is to edit articles for grammar, format, style and compliance with the AGLC, and then communicate that with the authors. There is no course quite like this and it is an invaluable experience if academia sounds like the path for you.

Each week you are required to attend a 2-hour seminar with the Editor in Chief(s), where you go through the allocated article as a class and assist your peers in the editing process. This is an opportunity to raise any questions with other editors about concerns you may have with the article. Each student is allocated about 3 articles per year where you become responsible for that article until publication. Half of your grade comes from how well you edit according to your peers (where they mark you via peer assessment) and the Associate Editors of the journal. The other half is based on your case comment/note, which is a 2,750-word article, generally critically analysing a recent and significant court decision. Your article has the potential of being published within the journal and the top two students in the course also have the opportunity to become the Associate Editors for the following year's journal. The potential to grow as a legal scholar in this course is huge!

The subject requires the utmost attention to detail and you must be meticulous at all times. You must also be self-sufficient as it requires you to read through the AGLC and ensure every reference is correct (this can be up to 150 footnotes per article!). However, it is well worth it, as your attentiveness and thoroughness are strengthened in a way like no other – a very important skill for a lawyer and legal academic!

Invitations into ALR are made based on GPA and Honours students get automatic entry. So if this is the course for you, be sure to maintain a high GPA throughout your degree! Also, be willing to work in a group as the course very much requires constant teamwork and respectful communication between all student editors.

Level of Enjoyment: 5/5

Level of Workload: 4/5

Law Reform

LAW 3534A & LAW 3534B

Course Coordinator (2021): Dr David Plater

Prerequisites: Law 2501 Australian Constitutional Law, Law 2504 Administrative Law

Units: 3

Contact Hours: Up to 3 hours per week

Assessment: Class Participation (10%); Semester 1: 2,000-word Literature Review (25%) and Class Presentation (10%); Semester 2: 3,500-word Research Assignment (45%) and Class Presentation (10%)

Overview:

This course will examine theories, practices, and processes for achieving reform of the law. The course will operate in conjunction with the South Australian Law Reform Institute and students will participate in the references being undertaken or potentially undertaken by the Institute.

The topics to be covered in the course include theories of law reform; the institutions through which the law is reformed; the role of the community, the executive, the parliament, the bureaucracy, law reform bodies commissions, and courts in progressing law reform; the role of the news media and new media; the role and function of the South Australian Law Reform Institute legal policy analysis for law reform; Indigenous aspects of law reform.

NOTE: This is an invite-only course and it runs across the whole year (both semesters).

Student Testimonial

NADEESHA INDIGAHAWELA

Law Reform is an elective that is run in close connection with the South Australian Law Reform Institute (SALRI). Enrolment is by invitation, which students will usually receive at the end of the year prior to the enrolment year. The course is slightly different to other electives, in that it is a full-year subject worth 3 units, with students receiving 1.5 credits each semester.

Each year, students undertake research in a variety of areas, either one that is suggested by the course coordinators that is in line with SALRI's projects or one that is negotiated with the course coordinators. This year there have been incredibly insightful areas of research taken up by students, including stealthing (the removal of a condom during sex), burial rights, and consent in sexual assault cases. Over the year, students complete two major assignments on their topic of interest: the first is a literature review and the second is a research essay. Students may also negotiate to do an extended research essay, as opposed to a literature review (which is something I have done). Students will present their findings on both of these pieces in a presentation in front of their peers each semester. A very cool aspect of this subject is that students' work may end up forming a valuable part of a SALRI report, which is incredibly rewarding!

Each week, there is a two-hour seminar-style class where students present on and discuss academic works about law reform, and, which I think is the best part, are joined by erudite (would not be a David Plater class without his favourite word being featured!) and diverse speakers, with whom students are able to debate thought-provoking ideas and learn from, especially in regard to the guests' fields of work. This year, some of the many esteemed guests included the Honourable Justice Bleby, the Honourable Vickie Chapman, and former Chief Judge Geoffrey Muecke. A highlight of this class is the ability to discuss various topics with 20 of your peers, all of whom have varying opinions, allowing students to truly learn a great deal from each other!

The subject is quite challenging in terms of the work, as it is all very self-driven and quite time-consuming in terms of researching. However, it is very flexible and the level of assistance by both the course coordinators and various guest speakers is immeasurable! If you are like me and enjoy researching, writing academic research pieces, and debating current political and social issues, you will love this class! Law reform has truly been one of the best electives I have done and one that I really recommend students to accept if invited!

Level of Enjoyment: 5/5

Level of Workload: 3/5

2022

*Summer
Subjects*

Advanced Constitutional Law

LAW 3532

Course Coordinator (2020): Dr Anna Olijnyk

Prerequisites: Law 1504 Principles of Public Law and Law 2501 Australian Constitutional Law

Units: 3

Contact Hours: Intensive

Assessments: Individual Participation (10%), 3-minute Individual Presentation on Research Proposal (10%), 200-word Group Judgment Writing Exercise (30%), 1,500-word Individual Reflection on Judgment Writing Exercise (20%), 2,000-word Final Research Essay (30%).

Overview:

This course will explore the ways in which courts, governments and individuals shape Australian constitutional law. It will include an overview of the different schools of theoretical thought regarding constitutional interpretation, but also around principles such as popular sovereignty, federalism, the separation of powers, the rule of law, and the role of the common law.

Students will be given an opportunity to explore current constitutional questions as well as historically important constitutional disputes. They will also gain an understanding of the trajectory of, and trends in, constitutional law. The study of these topics will allow students to deepen and broaden their understanding of the principles of constitutional law learnt in the compulsory course, Australian Constitutional Law. Students will gain an understanding of the practice of key actors in constitutional matters, including the High Court, state and federal executives and legislatures, Indigenous people and other individuals.

Australian Legal History

LAW 2507

Course Coordinator (2018): Professor Greg Taylor

Prerequisites: Law 1504 Principles of Public Law and Law 2501 Australian Constitutional Law

Units: 3

Contact Hours: Intensive

Assessment: Individual Participation (10%), 20-minute Group Class Presentation including 500-word Individual Written Component (20%), 5,000-word Final Research Essay (70%) or 3-hour Final Exam (70%)

Overview:

This course will primarily examine the historical background of the Australian legal system and the influence of history on the evolution of Australian law and legal institutions. Students will be expected to participate in class discussions. They may include the following topics: the development and evolution of British legal institutions with a particular focus on the role of Courts and lawyers; the legal and philosophical foundations of the British Empire; the juridical status of Australian settlement; the status of the Aboriginal people under European law, frontier law, and other original Australian developments; the move to independent legal institutions; and the juridical nature of constitution making in Australia.

The course will also introduce students to the sources of legal history generally and Australian legal history in particular, as well as basic historical methodology. Reference will also be made to the legal history of other English-speaking countries, European countries, and international law.

International Law Moot

LAW 3516

Course Coordinator (2021): Associate Professor Matthew Stubbs

Prerequisites: Law 1501 Foundations of Law and Law 1508 International Law

Units: 3

Contact Hours: 3 hours per week, including independent research and writing

Assessments: Individual Draft Memorial Submission (10%, length in accordance with the Jessup Rules), Group Memorials (30%, length in accordance with the Jessup Rules), Individual Oral Presentations (60%).

Overview:

Students are eligible to participate in this course by application and competitive selection only. This course offers students the opportunity to work on complex and cutting-edge questions of international law through preparation for, and participation in, a distinguished international law moot competition. In the process, students will develop and refine advanced legal research and advocacy skills.

The moot competitions will usually include the Philip C Jessup International Law Moot Court Competition, the pre-eminent global mooting competition in international law. Teams may also be entered in other prestigious international law moots, including the Manfred Lachs Space Law Moot. Students will be expected to attend induction and moot training sessions, and then to undertake intensive research in international law, prepare written submissions and develop oral submissions which are then refined through mooting practice.

Student Testimonial

NICOLAS RICH

Moot: Philip C Jessup International Law Moot Court Competition

I will start by acknowledging that if you asked the majority of students what level of stress and workload this course had, they would cite the pinnacle of mental breakdown. But what counteracts this and makes this subject the most in-depth and rewarding subject I have ever completed is the opportunity to compete in an internationally renowned competition and represent the University of Adelaide at such a high level.

This subject is not for the faint-hearted; it is for the passionate law student who is willing to lose considerable hours of their summer to travel (COVID permitting) interstate to advocate on three to four key areas of international law.

The Jessup course entails competing as a team of 4 or 5 in the Philip C. Jessup International Law Moot Competition. You are given a problem question and between yourself and your team-mates will be advocating for 45 minutes on each side of the problem question. Along with this, you will need to prepare and submit your written memorandums for each side prior. These memorials total approximately 20,000 to 25,000 words.

To any law student considering this course, I could not recommend it enough. However, you need to be committed to the highest degree. The opportunity to travel interstate, learn areas of law in the greatest depth and refine your advocacy skills is not one to be missed.

Level of Enjoyment: 5/5

Level of Workload: 5/5

Medical Law & Ethics

LAW 2516

Course Coordinator (2021): Ms Maeghan Toews

Prerequisites: Law 1501 Foundations of Law

Units: 3

Contact Hours: Intensive, including a practical simulation with Medical Students

Assessments: Individual Quizzes (15%), 2,000-word Legal Brief based on medical simulation (30%), 3,500-word Final Paper (55%).

Overview:

The course provides an introduction to ethics generally and more specifically to medical ethics, particularly examining the principle of autonomy, which informs much of medical law.

The course then considers the general part of medical law governing the legal relationship between medical practitioners and their patients. It considers the legal implications of the provision of medical advice, diagnosis and treatment. Selected medico-legal issues over a human life are also examined. These may include reproductive technologies, foetal rights, research on human subjects, organ donation, the rights of the dying and the legal definition of death.

Student Testimonial

BRYAN LAU

I took Medical Law and Ethics as a summer school elective and would highly recommend it to anyone.

As a summer school elective, the whole course is condensed into a total of 5 days that span over two weeks (You will have free days in between the weeks!). Each day will be a mix of 2 lectures and 2 seminars. However, unlike your usual law courses, students in this elective will have to partake in a compulsory simulation session with the Medical School, where you will act as in-house lawyers and provide legal advice to final year medical students. This provides a very unique opportunity for you to apply your knowledge from this course to a real-life simulation.

While you will be introduced to the law and guidelines that govern the medical profession, this course has a significant focus on values and ethics, particularly medical ethics. This leads to many interesting discussions on how these subjective elements have challenged and impacted the law, especially when it comes to contentious medical issues such as abortion and euthanasia. This course also has a strong focus on medical negligence, so if you enjoyed Torts, this elective is the one for you!

The assessment for this course consists of quizzes, a letter of advice, and a final paper. The letter of advice will be based on the abovementioned simulation session, as you will be required to write to the "doctors" providing further legal advice. This assessment not only tests your knowledge of the law but also assesses your ability to write to clients who are not legally trained. The final paper is split into an essay and a problem question. This may sound pretty daunting, but the essay component is quite flexible as you get to choose between 4 topic questions and the problem question is very similar to a Torts negligence question, which most of you would be familiar with already.

My only advice would be to try and stay on top of your course. It may only be 5 days long, but it is very easy to fall behind.

Level of Enjoyment: 4/5

Level of Workload: 3/5

2022

Sem 1

Subjects

Advanced International Law

LAW 3539

Course Coordinator (2020): Associate Professor Laura Grenfell

Prerequisites: Law 1501 and Law 2520 or Law 1508

Units: 3

Contact Hours: Up to 3 hour per week

Assessment: Contemporary Case Study on International Legal Interpretation (20%); Individual Written Commission of Inquiry Position paper (10%); 5,000-word Research Essay (70% or 90%)

Overview:

This course provides students with an understanding of the practice of interpretation in international law. It is an advanced study of the interpretation of legal obligations, which forms the foundation for understanding international law. The interpretation and negotiation of international treaty law is also a highly practical skill. This course will consider various interpretations from different perspectives when examining who in the international legal order has the authority to interpret and how choices are made. The emphasis is on practice and skills. The practice of interpretation will also be examined by drawing from different contexts such as Security Council resolutions, multilateral and bilateral treaties. Case studies will be undertaken for example; The international law governing Armed Drones, Fact Finding, The Right to Water and Sanitation, Transparency in Investor State Dispute Settlements in Free Trade Agreements, access to medicines and topical current case studies. The aim of the course is to provide students with practical skills and a sound appreciation of interpretative issues in the international legal system.

Student Testimonial

NICOLAS RICH

This subject gives a great opportunity to students who thrived or enjoyed International Law in their first year, to extend their learning and explore topics in far greater depth. Students have the opportunity to gain valuable insight from professionals within the International Law sphere. Whether you prefer the harsh-hitting war crimes, tariffs and trade law or universal human rights, this course has something for everyone!

The subject is taught in a very familiar way to students in the law school yet covering more material. Where a law subject would have quite distinctive content week by week, Advanced International Law has different aspects of the field altogether. As well as a case study and opinion piece, you will have the opportunity to write a substantive essay on your most desired field by the end of the course. Worth the majority of your grade, the essay questions will relate to each of the areas the weekly lectures and seminars focuses on. I had the opportunity to write on the universal right to sanitation which was an opportunity to develop my knowledge of human rights further.

My advice to students intending to participate in this course would be when you find the area of international law that resonates most with you, seize the opportunity and really engage in the further readings and talks with guest speakers. While we endeavour to engage every week, it is often difficult so I would highly recommend exploring your favourite areas in depth early on!

Level of Enjoyment: 4.5/5

Level of Workload: 3.5

Alternative Dispute Resolution

LAW 3525

Course Coordinator (2021): Margaret Castles

Prerequisites: Law 1501 Foundations of Law

Units: 3

Contact Hours: Up to 3 hours per week

Assessment: 2 x in class tests (20%: 10% each); 1,000-2,000-word Dispute Resolution Design Group Assignment (20%), 2,000-word Research Essay (20%), 3-hour Exam (40%)

Overview:

The course includes a detailed examination of the theory and practice of ADR methods in both society and in legal processes, with a multidisciplinary focus. It evaluates the experience in Australia and other common law countries of the development and incorporation of ADR options in dispute resolution, civil, administrative, family and criminal contexts. Additionally, the course explores the application of ADR processes in the international environment, including International Commercial Arbitration, and other forms of international dispute resolution in non commercial contexts, including those raising human rights and natural resource issues. The course has a direct focus on ADR in the context of indigenous peoples, particularly Aboriginal Australians, looking to learn from indigenous dispute resolution practice and experience. The course aims to develop the ability to critically assess the legal, social and other issues associated with ADR, and to understand the implications of the operation of those theories in an adversarial legal context. Students will gain a strong practical skill set from this course, including communication theory and strategy, mediation practice, and dispute system design skills.

Student Testimonial

LEON KASPERSKI

Alternative Dispute Resolution (ADR) was an excellent way to provide a different perspective to the power of law, and how we can bring justice to more individuals. I had previously encountered the term ADR when competing in Client Interviewing and Negotiations, however, never fully grasped its importance in the legal community. I would recommend this course for any student, whether you are a commercial law champion or a public law promoter, as both of you will likely encounter ADR. ADR is important to the law for two main reasons. Firstly, it is incredibly approachable for clients, who will have more autonomy in their decision-making. Secondly, it is cost-effective and confidential. An in-depth grasp of these concepts will bode well in any law firm, as firms are engaging with ADR more frequently as years pass, due to its benefits to the client, and the likelihood of success. As such, firms will be impressed if you have a keen understanding of this area of the law.

I certainly cannot guarantee Margaret Castles as your Course Coordinator, however, if you have her, you will be incredibly lucky! From my experience, she made the course interesting, and the assessment fair. For instance, we had two class tests, an ADR design brief, a research essay, and an exam. Whilst this is quite a few assessment pieces, it spreads your marks over multiple disciplines, making it fair for as many students as possible, and allowing for you to make up marks if necessary.

At times, I found the 3-hour seminar slightly challenging, however, I suspect that it was because I had a 3-hour Evidence lecture directly before it. Having said this, Marg did her best to make the seminars engaging, with guest speakers, and mediation role-plays. As such, I could not recommend this course highly enough, as you will improve your research skills, test your advocacy skills in a pressure-free environment, and learn about the legal profession's most exciting new field.

Level of Enjoyment: 5/5 (exceptionally well taught and really engaging)

Level of Workload: 4/5 (many assessments, however, spread out well)

Comparative Constitutional Law

LAW 3606

Course Coordinator (2020): Ms Cornelia Koch

Prerequisites: Law 2501

Units: 3

Contact Hours: Up to 3 hour per week

Assessment: Participation and Engagement (20%), Comparative Constitutional Law Briefing Paper (40%), Reflection on the Convention (40%)*

Overview:

This course explores a number of the essential features of the constitutional systems of selected countries and compares them with features of the constitutional systems of other jurisdictions (including Australia). The investigation includes foundational features of constitutions, for example, written/unwritten constitutions, unitary/federal systems, the protection of fundamental rights, the constitutional recognition of indigenous peoples and the separation of powers.

* Please see the course outline information page for more details on assessments, namely word limits.

Comparative Law

LAW 2508

Course Coordinator (2020): Dr Jessica Viven-Wilksch

Prerequisites: Law 1501

Units: 3

Contact Hours: Up to 3 hour per week

Assessment: 2-page Reflections – 1 for weeks 1-6 and 1 for week 7-12 (10%; 5% each), 2 x Quizzes (10%), 1-hour Group Seminar Presentation (20%), Group Peer Assessment (n/a), 4,000-word Research Essay (60%)*

Overview:

Students are introduced to comparative law as a method of legal enquiry, which is of significant importance to the cosmopolitan lawyer who often requires knowledge of more than one legal system. Students consider the practical aims and theoretical underpinnings of the comparative legal method and examine the historical development of the process of comparing rules, principles, and institutions of different countries. Emphasis is placed on the contemporary use of the comparative method in both public and private law by legal actors such as lawyers, judges, and legislators. Students develop an international perspective by making substantive connections between the Australian common law and a range of legal traditions, questioning whether national legal systems and institutions are converging or whether differing economic, political, and social contexts preserve legal diversity.

* Assessment varied in 2020 from 2019 to account for learning during COVID; may be varied by the time the course is offered again.

Family Law

LAW 2512

Course Coordinator (2021): Dr Gabrielle Golding

Prerequisites: Law 1501

Units: 3

Contact Hours: Up to 3 hours per week

Assessment: 2,500-word Interim Assignment (40%) and 5-minute recorded oral presentation, 48-hour Online Take-Home Examination (60%)

Overview:

This elective outlines the law of marriage, de facto relationships and divorce. The protection of children under the Family Law Act including parentage, parental responsibility, custody, and access will also be explored. The elective will also outline matrimonial and de facto property rights, binding financial agreements spousal maintenance, and legal ethics in the practice of family law.

On successful completion of this course, students will be able to:

1. Comprehend and explain key legal concepts underpinning Australia's Family Law system;
2. Critically evaluate the challenges and debates surrounding Family Law, including the ethical and professional responsibilities of those practising in it;
3. Identify, analyse and critically assess disputes between parties to a marriage, or parties in a de facto relationship, involving issues of property, children and spousal maintenance;
4. Demonstrate legal problem solving skills, which generate appropriate responses to complex statutory problems in the field of Family Law;
5. Communicate effectively, appropriately and persuasively on Family Law matters; and
6. Learn and work autonomously and collaboratively, using feedback to improve capability and performance.

Student Testimonial

CHRISTIANA MICHAELS

Family Law covers the basic laws of marriages, de facto relationships, children's matters and divorce. The course gives a fantastic oversight into the Family Court in Australia and how these personal matters are often resolved. I would absolutely recommend this subject for those interested in exploring a more personable and client-orientated area of private legal practice (and a great break from the seemingly ongoing exploration of commercial disputes)!

The subject is taught via a one-hour tutorial and a two-hour lecture weekly. Lectures also feature a variety of practicing guest lecturers, who provide an amazing insight into how the content translates into practice. Assessment consists of a research paper (40%) and a two-hour exam (60%). The research paper can be on a variety of topics provided and enables exploration into the existing benefits and potential reforms to existing legislation in a delicate area of law. If you enjoy structured and statute-based subjects, Family Law is an excellent option, whereby a clearly defined process for each dispute is present. This is particularly beneficial when it comes to exam preparation and success, and makes creating easy-to-follow notes very easy.

Top tip: enrol fast! Family Law is arguably the most notorious elective for filling up immediately, so ensure you refresh Access Adelaide precisely on time and enrol! Additionally (and we are all guilty of it), try and stay ahead of lecture content to give you the best chance to receive a great grade.

Level of Enjoyment: 5/5

Level of Workload: 2.5/5

Human Rights: International & National Perspectives

LAW 2513

Course Coordinator (2021): Associate Professor Laura Grenfell

Prerequisites: Law 1501 and Law 1508

Units: 3

Contact Hours: Up to 3 hour per week

Assessment: 3-5 minute (each person) Formal Group Participation (5%), Quiz (5%), 2 x 650-word Legal Analysis (30%; 15% each), 1,500-word Optional Group Submission (20%; redeemable), 3,500-word Essay option or 2,000-word and 1-2 page Written Reflection Presentation option (60% or 40% for Essay + Optional Submission)

Overview:

The aim of this course is to have students consider the legal, philosophical and sociological underpinnings of human rights; students will be encouraged to think critically about the views they hold and the values reflected in the Australian and international legal systems. The course will focus on the United Nations and its role in formulating, interpreting and monitoring human rights. A further component of the course will be the protection of human rights in Australia.

Student Testimonial

MATHIEU PATTON

I found that this elective focussed on the legal and sociological underpinnings of human rights law. The course primarily focussed on the role of the United Nations in interpreting and monitoring human rights. I also found that the course focussed significantly on Australia's position in the protection of fundamental human rights. I found this to be quite engaging and a niche course to explore as an elective.

Overall, I thoroughly enjoyed human rights law as it is an area of law in which I would love to practice. The course explored several intriguing readings and was well presented. I also appreciated that there was no final exam for human rights law. Alternatively, I was able to demonstrate and expand on my understanding by presenting a well-researched essay. The essay options were also flexible, and it relieved my stress during exam time.

One of the profound difficulties of completing this course was the lingering impact of COVID. The majority of the course was presented online, and I found this challenging at the beginning. The course co-ordinator was very accommodating and flexible in terms of online delivery and although I did not enjoy the now luxury of face-to-face learning, I was still able to succeed.

I would strongly encourage all future students to genuinely engage with readings and classes. I understand it is sometimes difficult to focus on and commit to elective courses. However, in focussing on this course along with my core subjects I was able to enjoy it and thus succeed with a good result. I would also recommend against using this subject merely as a GPA booster. I found that it was a course with passionate and like-minded students which was refreshing in an elective setting.

Level of Enjoyment: 4.5/5 (very enjoyable for students with interests in human rights law both domestically and internationally)

Level of Workload: 4/5 (adequate but not to the point of stressing during the exam period)

Intellectual Property Law

LAW 2514

Course Coordinator (2021): Associate Professor Peter Burdon

Prerequisites: Law 1501 or Law 1511

Units: 3

Contact Hours: Up to 3 hour per week

Assessment: Patent Quiz (10%), 2,500-word Patent Case Analysis (30%), 2-hour Exam (60%)

Overview:

This course aims, through a treatment of laws relating to patents, trademarks, confidential information, designs and copyright, to examine the protection provided by the law in regard to ideas, inventions, information and other forms of creative effort. The course also aims to explore how the law must balance interests and protect investment while taking into account public welfare and technological developments. The course will explore the interrelationship between the different regimes of protection, and will also consider practical issues arising in the commercialisation or exploitation of intellectual property. Students completing this course should have a basic grounding in the law of the area, its limitations, policies, and objectives, including the basic features of the various systems of protection.

Student Testimonial

SOFIA TAIT

The Intellectual Property Law elective examines the protection of creative effort and information in Australia. The course topics include patent law, designs and copyright, moral and performers' rights, business reputation, the tort of passing off, trademarks, the protection of confidential information, as well as touching on plant breeders' rights and geographical indications. The course covers a broad range of intellectual property, and you will find the content to be very practical and relevant.

The course structure involves one lecture and one seminar per week with revision occurring in both weeks 11 and 12. A seminar file is provided and worked through each week covering various intellectual property matter like artwork, logos and designs relating to a client's winery. As well as discussing matters relevant to the wine industry, lectures cover cases comparing fashion designs, musical pieces, and business names and logos. The assessments for the course include a 10% online patent quiz, 30% patent case analysis, and a 60% online exam of topics selected by the course coordinator.

Overall, the course is conceptually challenging and will require you to be able to understand the interrelation and overlap between all the legal regimes taught throughout. It is important that you are able to identify all issues of intellectual property law when advising a client and must have a sound understanding of the function of relevant statute law.

It is highly recommended that you attend all seminars for this course as this is where you will gain the most understanding of how the intellectual property regimes function. The tutor provides detailed explanations in seminars as well as checklists for students in tackling intellectual property issues. Making use of these seminar materials is important for succeeding in the course.

Level of Enjoyment: 4/5

Level of Workload: 3/5

Legal Theory

LAW 2526

Course Coordinator (2020): Associate Professor Peter Burdon

Prerequisites: Law 1501

Units: 3

Contact Hours: Up to 3 hours per week

Assessment: 3-minute Research Presentation (15%), 1,800-word Research Proposal (25%), 4,000-word Research Paper (60%)

Overview:

Hannah Arendt is one of the great thinkers in twentieth-century political philosophy. After reporting on the trial of Nazi war criminal Adolf Eichmann, Arendt embarked on a series of reflections about how to make judgments and exercise responsibility in the face of immoral law. This course uses Hannah Arendt's text *Eichmann in Jerusalem* to examine major themes in legal theory, including the nature of law, legal authority, the duty of citizens, the nexus between morality and law and political action. It is designed to enrich critical thinking skills and will prepare students for facing future political problems.

Minerals & Energy Laws

LAW 2517

Course Coordinator (2020): Dr Alex Wawryk

Prerequisites: Law 1501 or Law 1501

Units: 3

Contact Hours: Up to 3 hour per week

Assessment: 10 x Quizzes (10%), 2,000-word Interim Assignment (30%), 4,000-word Research Essay (60%)

Overview:

This course examines law and policy relating to the ownership and development of onshore and offshore mineral and petroleum resources in Australia. It covers the constitutional powers of the State government and the Commonwealth government in relation to mining and petroleum law and regulation; the development of legislation with reference to the exploration and production of minerals and petroleum; and the enforcement of mining and petroleum law. The course will emphasise the various policy concerns underlying the legislative regimes, such as the importance of minerals and energy in modern societies, and environmental protection. Topical community and social issues will be discussed, including the issue of access to private land (such as agricultural land) for mining; mining and native title, and heritage protection; environmental controls over mining; rehabilitation of land; mining in protected areas, such as wilderness areas and national parks; and mining in the Woomera Prohibited Area. Other topics that may be covered include mining in deep sea areas; mining in space; the resolution of international boundary disputes which affect offshore development, through a case study of the dispute between Australia and Timor-Leste over the Timor Sea; and/or electricity regulation.

Student Testimonial

JESSICA RUNNEGAR-MULLINS

Minerals and Energy Law focuses on the legislation and policy that regulates mining in Australia, with a specific focus on South Australia, and the issues surrounding regulation. I found this to be a particularly legislation-heavy course, which can be dry but being able to work with legislation is a valuable skill.

The assessment scheme is fairly easy to manage. Some weekly topics are more interesting than others, but there is definitely scope in the final assignment to focus on a topic that interests you (mining has a lot of issues to choose from), which will likely bump up your grade. The interim assignment is a good method of gauging your knowledge of the SA system before you choose a broader issue for the final essay. As the course has no prescribed textbook, readings are generally set from journal articles relevant to the weekly topic.

As I completed this course in Semester 1 2020, the assessment for this course had to be adapted to remote learning, being a change from a 10% participation mark to 10% weekly quizzes. Depending on how the class is run moving forward could change your enjoyment of the course – I would have been much more engaged in the course as a whole if class participation remained in the assessment as it forces you to absorb the readings, rather than skimming them to find quiz answers, and you can gain a better understanding of concepts through class discussion. But, the workload was likely more manageable being quizzes.

Mining is huge in Australia and is intertwined with many different industries, so it is valuable to know how it is regulated, even if just for your general knowledge rather than with a future career in mind. It builds on a broader understanding of environmental and Indigenous issues, so if these are of interest to you, I would recommend this course. I would also recommend it if you are yet to be comfortable working with a piece of legislation as a whole or would like to improve these skills.

Level of Enjoyment: 3.5/5

Level of Workload: 3.5/5

2022

*Winter
Subjects*

Succession

LAW 2523

Course Coordinator (2021): Associate Professor David Brown

Prerequisites: Law 1506 Property Law or Law 1511 Property Law

Units: 3

Contact Hours: Intensive

Assessment: Individual Quiz (20%), 2,000-word Group Research Essay (20%), 2-hour Final Exam (60%).

Overview:

Succession acquaints students with the basic principles of the devolution and distribution of property upon death of the owner. Death is a major occasion for the transfer of property and the principles relating to it form an important part of any legal practice.

Whilst the course concentrates upon the rules and practice relating to devolution of property on death, various aspects of social policy are considered. The following topics will be covered: wills; distribution upon intestacy; family provision; probate and administration, and the choice of law principles that govern the law applicable to succession issues which are connected to more than one jurisdiction.

Student Testimonial

ANDREW MORRISON

Succession Law encompasses the key principles and public policy considerations revolving around the distribution of property upon the death of the owner. The course considers the legal requirements and construction of a duly executed will, the process of distribution including the role of the executor and the Court, and the consequences that flow from a person dying intestate or, without a will.

When I took the course, it was taught in an intensive format consisting of 7 lectures and 7 seminars across two weeks, with readings and assessment pieces to be completed outside of class hours. The two major assessment pieces consisted of a research essay and traditional problem question, similar to those in most law courses, with an extensive set of facts and series of questions. In addition, to promote engagement in the readings and content, there were a number of compulsory quizzes that made up a slight portion of the overall assessment but definitely encouraged genuine engagement with the content.

I would strongly encourage students interested in family law to enrol in the course as the principles of wills and estate practice are essential to any holistic practice and will support your understanding of the full spectrum of family law.

Level of Enjoyment: 4/5 (the subject sheds light on the truly novel but critically important mechanisms of property devolution, something that will necessarily affect all of us but which we rarely consider before reaching a mature age)

Level of Workload: 3/5 (can be difficult during an intensive teaching period but certainly manageable during the semester)

Selected Issues in Criminal Law

LAW 3610

Course Coordinator (2020): Professor Greg Taylor

Prerequisites: Law 2599 - Criminal Law

Units: 3

Contact Hours: Intensive

Assessment: 20-minute Group Presentation (30%), 5,000-word Individual Research Essay (70%) or 3-hour Final Exam (70%).

Overview:

This course will explore a series of topics in criminal law in greater depth than is possible in the compulsory course (LAW 2599). Comparisons among the law of the Australian States and with other countries, both within and outside the common-law world, will be made. Topics will be chosen for their contemporary relevance, practical importance, and suitability for in-depth academic analysis.

The topics may include: whether the criminal law should be codified; sexual offences and the concept of consent; the impact of technology on the substantive criminal law (e.g. revenge porn) and on the criminal procedure (e.g. juries and social media); double jeopardy and D.N.A. evidence; identity fraud; the role of the Director of Public Prosecutions, both generally and in relation to victims; propensity issues in criminal evidence; the rape shield law and similar fact evidence; the right to silence; the interaction between constitutional and criminal law; sentencing; and other issues as selected by the teaching staff.

On completion of this course students will be able to analyse at an advanced level important current topics in criminal law (including the law of evidence) from a variety of perspectives. Students will also have the ability to apply criminal law to complex issues and critique the operation of criminal law from a variety of perspectives.

Student Testimonial

NADEESHA INDIGAHAWELA

Selected Issues in Criminal Law and Procedure (SICLAP) was an extremely insightful subject that dove into the nitty gritty of Criminal Law. I was fascinated by the exploration of the utility of juries, the interaction between the Commonwealth Constitution and Criminal Law, vulnerable witnesses and prosecutorial disclosure. As the subject was run in winter school, it was an intensive course over two weeks with roughly four hours each day. This was split into a mixture of pre-recorded lectures and 'face to face' classes in which there was in-depth discussions of the topics covered and a myriad of guest speakers who spoke candidly about their experiences in law. I was particularly appreciative of the amount of guest speakers we had, as it added a more practical experience to the law we were learning.

Our assessment, in the form of a group assignment worth 30% and our final essay, provided us with a great opportunity to undertake thorough research into a topic within Criminal Law and thus, armed us with skills that are applicable to future subjects and employment. Students also had the option of choosing to complete an exam rather than a 5000-word essay as their final assessment. Although, at times, it was difficult to have proper engagement in the content due to the classes being over Zoom (learning during COVID times was always interesting), the content itself was incredibly intriguing and enjoyable to learn about, especially if you love Criminal Law!

A tip I have for students hoping to enrol in the subject is to stay on top of the content, as there is a great deal of content thrown at you in a short amount of time, which may be hard to absorb at first. I would also recommend being open to developing the ideas that you were first introduced to in Criminal Law and to discussing the topics in great detail. Although discussing the topics in a big class may seem daunting, it is ultimately very rewarding, as the more discussion and engagement you have with the subject, the better you will do overall and the more you will enjoy SICLAP!

Level of Enjoyment: 4/5

Level of Workload: 5/5 (as a winter school subject)

2022

Sem 2

Subjects

Climate Change Law

LAW 2568

Course Coordinator (2020): Dr Kerry Brent

Prerequisites: LAW 1501 Foundations of Law, LAW 1508 International Law

Units: 3

Contact Hours: 3 hours per week

Assessment: 2 x Quizzes (10%; 5% each), 2,500-word Annotated Bibliography and Essay Plan (30%), 4,000-word Research Paper (60%)

Overview:

Climate change poses enormous challenges due to its wide-ranging implications and long-term effects to the environment, economy and society. This course examines the various legal regimes, approaches and responses to climate change at the international and national level from the United Nations Framework Convention on Climate Change to Australian federal, state and local legislation. It will also consider the broader scientific, policy, ethical and normative debates that overlay and add context to the legal measures and solutions undertaken to mitigate and adapt to climate change.

Topics covered in this course may include: Science and ethics of climate change; History of the international climate change regime; Structure and content of the UNFCCC, Kyoto Protocol, and Paris Agreement; Flexibility mechanisms; Climate change risk and litigation; Adaptation; Climate justice and climate refugees; Climate and the oceans; Climate change and forests; Climate change and agriculture; Climate intervention proposals; Climate change and energy.

Contract Law: Selected Issues

LAW 3531

Course Coordinator (2020): Dr Mark Giancaspro

Prerequisites: LAW 1503 Contracts OR LAW 1510 Contract Law

Units: 3

Contact Hours: 3 hours per week

Assessment: 2,500-word Assignment (35%), 4,500-word Research Essay (65%)

Overview:

This course will examine recent developments and emerging issues in the law of contract. Possible topics will include: autonomous smart contracts and the blockchain, contractual renegotiation, obligations of good faith and fair dealing, comic contracting; requirements to disclose information in pre-contractual negotiations; standard form contracting and the consumer law; the use of exclusion and indemnity clauses; internationalisation; illegality and public policy; digital contracting; approaches to contractual interpretation; unconscionability and financial transactions; implying terms; and more.

NOTE: this course is incompatible with LAW 2117 Contract Law II.

Student Testimonial

ANNABEL BRAMLEY

Contract Law: Selected Issues (CLSI) dives deeper into contract law, expanding upon concepts taught about in the Priestly 11 subjects such as good faith and unconscionability, while also exploring more niche areas such as comic contracting, autonomous smart contracts, and the future of contract law.

The course is run by Mark Giancaspro and Andrew Stewart, who take it in turn to provide two lectures a week. Mark Giancaspro tutors the weekly in-person seminars, which are much more conversational and 'blue sky thinking' in style than in core courses (at least in my experience), which is likely reflective of the fact that many of the concepts discussed are emerging. Similar to core courses however, was CLSI's assessment structure, with a typical problem question mid-term assessment piece and final essay (at a hefty 5000 words).

I had not studied contract law since 2017 before undertaking the subject in 2020, so

I had to do a lot of re-learning of the more traditional concepts of contract law alongside the course. This catching up was quite challenging, but otherwise I did not find that there were any complexities with the course or its content that were/was beyond that which you would experience when undertaking any other law subject (i.e. grappling with new concepts or ideas).

Mark and Andrew very much run the course under the presumption that you have a good understanding of contract law, so it would be a great idea to ensure your contract law knowledge is up to date (ish) before undertaking the course. Also, the essay word count might put some people off, but it allowed for a thorough understanding of a niche area of contract law to be developed through research, so I would try not to let that put you off the course!

Level of Enjoyment: 3.5/5 (I mean, it is contract law. Mark and Andrew do an excellent job of exploring more interesting areas within the field, but I do not think you can go in expecting too much excitement and pizzaz – unless you are still listening to Mark's PPSA rap)

Level of Workload: 3/5 (Quite standard, as outlined above and nothing felt too onerous)

Environment Law

LAW 2511

Course Coordinator (2020): Dr Alex Wawryk

Prerequisites: LAW 1501 Foundations of Law

Units: 3

Contact Hours: 3 hours per week

Assessment: Online Quiz (10%) 3,000-word Interim Assignment (45%), 3,000-word Final Assignment (45%)

Overview:

An introduction to the concepts and principles which underpin environmental law from the international to the local level. The course will address Constitutional responsibilities and roles relating to the environment; sustainable development and the law; environmental planning through environmental impact assessment and land-use law; environmental protection principles, climate change water resources law; heritage issues and the protection of biological diversity.

NOTE: this course is incompatible with LAW 2070.

Student Testimonial

NICOLAS RICH

For law students really wanting to venture into areas outside of the more 'traditional' subjects, I cannot recommend Environmental Law enough. This elective focuses on Constitutional obligations, International Law, and Policy surrounding our relationships with each other, and how we all utilise the world around us. This subject was taught very similarly to most electives, with each week being an entirely different aspect of the law.

Admittedly, I experienced the seminars in the midst of the COVID-19 pandemic. However, I thoroughly enjoyed how engaging and open the seminars were. While the subject does receive a lot of interest, the classes allowed an opportunity for everyone to answer and give their thoughts on the relevant topics.

Assessment-wise, the course was well structured. We had a quiz about halfway through the semester to gauge our understanding, a manageable interim assignment, and lastly, a final essay that provided the opportunity to really show your areas of passion. The course also gives students the opportunity to increase key skills that can be of benefit in all subjects. As an example, statutory interpretation of key State and Commonwealth legislation was vital to the understanding of the course. As a result of my experiences within this subject, I felt much more confident with my statutory interpretation skills thereafter.

Difficulty-wise, there were no outstanding areas that presented outstanding challenges. Despite this, I would highly recommend finding a group from your seminar to really test each other's understanding. Environmental Law is such an insightful and enjoyable course, but topics to understand come very quickly (especially towards the end of the semester)! Overall, I thoroughly enjoyed this subject. Taking this subject in third-year provided a nice break from very heavy subjects such as Corporate Law and is a manageable and immersive subject that all students should consider!

Level of Enjoyment: 4/5

Level of Workload: 2/5

Law & Religion

LAW 2559

Course Coordinator (2020): Professor Paul Babie

Prerequisites: LAW 1501 Foundations of Law, LAW 1504 Principles of Public Law

Units: 3

Contact Hours: 3 hours per week

Assessment: 30-minute Group Class Presentation (30%), 5,000-word Final Paper (70%)

Overview:

The course invites students to undertake an interdisciplinary and comparative study of the relationship between law and religion and its implications for Australian law, religious tolerance and freedom. Issues are considered from the viewpoints of a range of legal systems/jurisdictions, religions, belief systems and academic disciplines. The subject will ensure that a balance is achieved between the liberal-secular separation of church and state understanding of this relationship and those who understand the relationship to exhibit a closer socio-historical nexus. Classes will cover a broad spectrum of topical issues.

Students in this course will: (a) acquire an appreciation of religious diversity in Australia and consider the implications of such religious diversity for Australian law; and (b) undertake research of a specific issue examining the relationships between law and religion. Topics covered may include: The Axial Age; The Study of Law and Religion; Religious Law; Secular Law (US); Secular Law (Canada); Secular Law (Australia); Marriage Equality; Assisted Dying; University Education; Environment; Anti-discrimination Legislation; Shari'a Law.

Law of the Sea

LAW 2571

Course Coordinator (2020): Kerryyn Brent

Prerequisites: LAW 1501 Foundations of Law, LAW 1508 International Law

Units: 3

Contact Hours: 3 hours per week

Assessment: Participation (10%), 2,000-word Interim Assignment (30%), 3,500-word Research Essay (55%), Individual Class Presentation (5%)

Overview:

The aim of this unit is to introduce students to the Law of the Sea for the first time. It will draw on students' knowledge of international law. The unit will cover most of the topics addressed by the United Nations Convention on the Law of the Sea, including territorial sea, continental shelf, exclusive economic zone, deep seabed, as well as some contemporary issues such as South China Sea disputes and changing Polar regions.

This course includes the following modules: The History and Sources of the International Law of the Sea; Internal Waters, Territorial Sea and Contiguous Zone; Continental Shelf and Exclusive Economic Zone; Delimitation of Maritime Boundaries; High Seas and Deep Seabed; Navigational Rights; Marine Resources Management; Marine Scientific Research; Marine Environmental Protection; Climate Change and the Law of the Sea; Polar Regions and the Law of the Sea; Rising Powers and the Law of the Sea.

Student Testimonial

IKHWAN FAZLI

Law of the Sea involved an in-depth study of the maritime topics taught in International Law, with a particular focus on the 1982 United Nations Convention on the Law of the Sea ('UNCLOS') in addition to other relevant international agreements and customary law. Over the course of the semester, we covered the various UNCLOS jurisdictional zones, the delimitation of maritime boundaries, navigational rights for warships, marine resource management, environmental protection, overfishing and climate change. We also considered the future trajectory of maritime law in multiple ways including pollution legislation, biodiversity conservation, the development of international institutions and marine scientific research as well as the effects of the South China Sea disputes.

The format of the course included weekly two-hour lectures in addition to a one hour face-to-face seminar. Students are expected to have completed the assigned readings and to have watched the relevant lectures before attending seminars. The lectures were clearly structured and focused, while the discussion-focused seminars were engaging and effective in reinforcing learned content.

The assessment included an allocated seminar engagement activity, a short online quiz, a 2000 word mid-semester written assignment and a 3500 word research essay. The mid-semester assignment revolved around interpreting international legislation; in contrast, the research essay was about marine policy analysis. One tip I would offer for future students enrolling in the subject is to start looking into academic journals related to the assigned research topics as soon as possible in order to strengthen the depth of your evaluations.

Overall, the course is quite well-structured and the assignments were manageable. I would really recommend it for students who enjoy international law and are interested in areas such as environmental protection and international trade.

Level of Enjoyment: 5/5

Level of Workload: 4/5

Meet Court

LAW 2518

Course Coordinator (2019): Dr Anna Olijnyk

Prerequisites: LAW 1501 Foundations of Law

Units: 3

Contact Hours: 3 hours per week and participation in the Sir Harry Gibbs National Moot Competition

Assessment: Group Written Submissions (30%), Practice Moot #1 (20%), Practice Moot #2 (50%)

Overview:

Students are eligible for the subject by application and selection only. A call for applications will typically be sent to all students via email before the start of the semester. Participation in the Moot Court subject will enable students to develop skills in preparing written submissions and in oral advocacy at an advanced level. Central to the learning in this subject is the preparation and participation in the 'Sir Harry Gibbs National Moot Competition (Constitutional Law)'.

Personal Insolvency Law

LAW 3530

Course Coordinator (2020): Professor Christopher Symes

Prerequisites: LAW 1506 Property Law OR LAW 1511 Property Law

Units: 3

Contact Hours: 3 hours per week

Assessment: 3,000-word Written Assignment (50%), 90-minute Final Exam (50%)

Overview:

The course will examine the role of the law in relation to the theory, policy and procedures for dealing with multiple debt default and financial distress of individuals, including consumer insolvency issues. Whilst the course will focus on Australian law, there will be significant comparative aspects.

Topics to be covered include the principles of the fresh start and equality of distributions, the history and purposes of the law, bankruptcy administration and regulation, the petitioning of bankruptcy through voluntary and compulsory methods, acts of bankruptcy, the roles of the trustee in bankruptcy, the effects of bankruptcy, the property of the bankrupt estate and its exemptions, investigations, recovery actions, realising property and income contributions, discharge, bankrupt deceased estates, alternatives to bankruptcy including Part X and Part IX administrations, and offences.

NOTE: this course is incompatible with LAW 3256 if taken prior to 2012.

Student Testimonial

ANDREW MORRISON

Personal insolvency law examines the role of the law in relation to the theory, policy and procedures for dealing with multiple debt default and financial distress of individuals, arising primarily out of consumer credit issues. The course broadly considers the legal definition of “insolvency”; the social and legal consequences that arise from insolvency; the recourse creditors have to obtain repayment of debt; the remedial objects of the *Bankruptcy Act 1966* (Cth); and the rules and regulations governing individuals plagued by multiple insolvencies. The following topics will be covered: principles of the fresh start and equality of distributions, the history and purposes of the law, bankruptcy administration and regulation, the petitioning of bankruptcy through voluntary and compulsory methods, acts of bankruptcy, the roles of the trustee in bankruptcy, the effects of bankruptcy, the property of the bankrupt estate and its exemptions, investigations, recovery actions, realising property and income contributions, discharge, bankrupt deceased estates, alternatives to bankruptcy including Part X and Part IX administrations, and offences.

When I undertook the course, it was taught via a three-hour teaching block, consisting of a two-hour lecture followed immediately by a one-hour seminar in which we “workshopped” the weekly problem questions and discussion questions with the guidance and direction of Professor Symes. The course assessment consists of a research essay, involving a series of problem questions, complicated by comprehensive facts including cross-jurisdictional considerations, and a final exam.

The subject is suitable for most law students but calls for a detailed understanding of both real and personal property law and thus, students who have yet to complete either commercial transactions or property law may find the subject difficult.

Level of Enjoyment: 4/5 (this subject, like a lot of electives, reveals the fascinating, foundational legal concepts underpinning a truly universal phenomenon that can and does affect hundreds of thousands of regular Australian consumers every year)

Level of Workload: 3/5 (very manageable workload, although the research essay requires considerable and time-consuming analysis of the *Bankruptcy Act 1966* (Cth) and supplementary regulations)

Private International Law

LAW 2573

Course Coordinator (2020): Dr Jessica Viven-Wilksch

Prerequisites: LAW 1503 Contracts or LAW 1510 Contract Law, LAW 1507 Tort Law, LAW 1508 International Law

Units: 3

Contact Hours: 3 hours per week

Assessment: 5 x Quizzes (10% total), 2,500-word Assignment (30%), Research Library (20%), 3,500-word Final Assignment (40%)

Overview:

This course will review the legal rules applicable to when the South Australian courts have and will accept jurisdiction to resolve a dispute. It will also deal with the law applicable to international transactions, including the law of contract, the law of torts, and equitable duties. It will also examine the recognition of foreign law in Australia as well as the recognition of Australian law overseas, in particular of law which purports to apply extraterritoriality. The jurisdiction of Australian courts over defendants resident in other countries and the mutual recognition of jurisdiction over Australian defendants by foreign courts will be studied.

Topics taught may include: Jurisdiction, Rationale and Personal Jurisdiction; Immunities and Restraint; Generalities and Exceptions; Proof, Connections and Limits; Enforcement and Recognition of Foreign Judgements; International Arbitration; PIL and Contracts; PIL and Torts; PIL and Family Relations; PIL and Company Law.

NOTE: this course is incompatible with LAW 3512 Conflict of Laws.

Remedies

LAW 3519

Course Coordinator (2018): Mr David Wright

Prerequisites: LAW 1506 OR LAW 1511

Units: 3

Contact Hours: 3 hours per week

Assessment: 2 x 1,000-word Case Analysis (30%), Quiz (20%), 3,000-word Research Essay (50%)

Overview:

An examination of general law remedies available. Specific topics will include: (i) common law damages (ii) the declaration (iii) the injunction, including an examination of specific problem areas, for example, balance of convenience, interlocutory injunctions and damages in lieu (iv) specific performance (v) compensation (vi) account of profits.

NOTE: this course is incompatible with LAW 2132

Statutory Interpretation

LAW 2566

Course Coordinator (2020): Dr Stacey Henderson

Prerequisites: LAW 1501 Foundations of Law, LAW 1504 Principles of Public Law (assumed knowledge)

Units: 3

Contact Hours: 3 hours per week

Assessment: 2,500-word Research Assignment (40%), 4x Online Quizzes (20%), 2,500-word Legal Opinion Assignment (40%)

Overview:

Statutory interpretation is the process by which legislative instruments are given meaning so that they can be understood and applied. This subject will systematically examine the body of law that is relevant when determining the intention of Parliament as expressed in legislative instruments. The rules, approaches and practices required by statute or developed at common law are considered and applied to both state and federal legislation. In addition to developing students' interpretation skills the subject will also focus on legal research and opinion writing.

Student Testimonial

IMOGEN TONKIN

If you love analysing language, this is the elective for you!

Statutory Interpretation is really pretty self-explanatory in terms of what the course is about. This is where you will expand on the (what turned out to be) quite basic statutory interpretation skills you picked up in Foundations of Law. Personally, I really loved this course and, while some students tend to find it a little dry, it is probably one of the most useful electives you could possibly choose. I have definitely heard many a member of the profession question why it is not actually included in the Priestley 11.

When I did the course, it was taught in one three-hour block each week. You will spend the first hour or so watching a lecture, and then the rest of the session is spent working through problem questions as a class to put into practice the skills you have just learnt. This is actually one of my favourite ways for a course to be taught, as it ultimately means apart from assignments, you will only have a small amount of work to actually do outside of class.

For those looking to enrol in this course, my biggest tip would really be just to stick through it, even if you are one of those that finds it a bit dull. Think about how many times you have found yourself needing to interpret legislation during your degree. Statutory Interpretation will make that task so much easier, and you will find yourself using these skills CONSTANTLY after it is finished. If you are a weirdo like me who actually enjoys this stuff, then great; you will have nothing to worry about!

Level of Enjoyment: 5/5

Level of Workload: 2/5

2022

Tri 3

Subjects

Native Title Law

LAW 2572

Course Coordinator (2019): Associate Professor Laura Grenfell

Prerequisites: Law 1506 Property Law or Law 1511 Property Law

Units: 3

Contact Hours: Intensive, including a mandatory 3 day field trip

Assessment: Individual Participation (10%), 750-word Individual Reflection (10%), 3-5-minute (per student) Group Presentation (10%), 5,000-word Final Research Essay (70%)

Overview:

Native Title has been described by Justice Kirby as an 'impenetrable jungle'. This course seeks to guide students in navigating and breaking down this complex and controversial area of law and policy by isolating the main elements of this 'jungle'. To do this, students will examine the range of techniques available in Australia, Canada, and other settler states for the recognition and protection of native title. These techniques include judicial and legislative responses, quasi-constitutional documents such as treaties, constitutional provisions that guarantee rights, and the establishment of semi-autonomous institutions for indigenous self-government.

In the second part of the course, students will identify and consider the ways in which the recognition of native title requires a reassessment of the foundations of real property law in Australia and other settler states such as New Zealand and Canada.

2023

*Full-Year
Subjects*

See Previous Sections

THE FOLLOWING SUBJECTS HAVE BEEN EXPLORED IN THE PREVIOUS SECTIONS. TO AVOID DOUBLING UP, WE HAVE OUTLINED WHERE YOU CAN FIND THE RELEVANT INFORMATION BELOW!

Clinical Legal Education	6
Human Rights Internship Programme	8
Law & Justice Internship	9
Legal Practice Internship	12
Law Research Internship	13
Law Research Dissertation	14
Native Title Internship Programme	16
Adelaide Law Review (Part A & B)	17
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DISCLAIMER: The structure or assessments of the course may vary slightly if the subject is offered in a different semester than outlined in the above sections.

2023

*Summer
Subjects*

See Previous Sections

THE FOLLOWING SUBJECTS HAVE BEEN EXPLORED IN THE PREVIOUS SECTIONS. TO AVOID DOUBLING UP, WE HAVE OUTLINED WHERE YOU CAN FIND THE RELEVANT INFORMATION BELOW!

International Law Moot	24
Medical Law & Ethics	26

DISCLAIMER: The structure or assessments of the course may vary slightly if the subject is offered in a different semester than outlined in the above sections.

Refugee Law & Policy

LAW 2560

Course Coordinator (2021): Associate Professor Lorne Neudorf

Prerequisites: LAW 1504

Units: 3

Contact Hours: Up to 3 hours per week

Assessment: Class participation (10%), 15-20-minute Group Presentation (20%), 5,000-word Final Assignment (70%)

Overview:

Refugee Law and Policy considers the Australian and international law relating to the protection of refugees and other people in need of Australia's protection. Topics include:

1. The theory of refugee protection;
2. The global phenomenon of forced migration;
3. The History and Operation of the Refugee Convention;
4. The Australian law on humanitarian protection under the Migration Act;
5. Australian refugee and asylum seeker policy;
6. Applying for protection visas;
7. Refugee settlement in Australia;
8. Asylum issues in the Asia Pacific region; and
9. Climate change and the future of refugee protection.

2023

Sem 1

Subjects

See Previous Sections

THE FOLLOWING SUBJECTS HAVE BEEN EXPLORED IN THE PREVIOUS SECTIONS. TO AVOID DOUBLING UP, WE HAVE OUTLINED WHERE YOU CAN FIND THE RELEVANT INFORMATION BELOW!

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DISCLAIMER: The structure or assessments of the course may vary slightly if the subject is offered in a different semester than outlined in the above sections.

Corporate Insolvency Law

LAW 3526

Course Coordinator (2021): Professor Christopher Symes

Prerequisites: LAW 1506 or LAW 1511

Units: 3

Contact Hours: 3 hours per week (when arranged over the semester)

Assessment: 4 x Online Quizzes (40%; 10% each), 4,000-word Research Essay (60%)

Overview:

This course will provide an introduction to the theory, policy and key principles of corporate insolvency law. The course will focus on the key corporate insolvency procedures of liquidation, administration, deed administration, receivership as well as informal business rescue, and comparative developments in major jurisdictions. The course will also examine the role of government, regulators, the insolvency profession and other stakeholders in corporate insolvency law, including the duties and conduct of directors in relation to businesses in financial difficulty. Cross-border insolvency issues will be examined.

Student Testimonial

GEORGE KOMNINOS

Corporate Insolvency Law is coordinated by Chris Symes, who is arguably one of the most revered academics in the Law School and practitioners in the insolvency-sphere. It is therefore no surprise that the content that is taught incorporates the most recent amendments to the Corporations Act, and any academically argued modern-takes on the life of a company in this regard.

The subject follows students' studies of Corporate Law, and in particular, takes inspiration from the later stages of that core course. This subject allows students to understand the various internal and external procedures, factors and regulations that a company experiencing financial difficulty will typically see. The subject was incredibly interesting and informative, and provided great insight into an area which is not taught nor touched upon in such detail in any other course the Law School offers.

Corporate Insolvency is taught entirely online, with weekly seminars directly after the lecture on the content taught in the previous week. These classes provide needed discussion time with Chris, who treats these seminars as an opportunity to understand his cohort's understanding of a given topic. For those students who do not typically verbally engage in seminar discussions, Chris provides the answers to the seminar questions.

The assessments for the course involve four quizzes weighted 10% each, with each quiz testing you on two weeks worth of content. While the weight each quiz bears may seem daunting, each being approximately three weeks apart provides students ample time to prepare – getting at least 9/10 on each is very achievable! A 60% final research essay is the main assessment piece, questions of which are provided to students from the very start of the semester, and due at the very end of the course. Accordingly, the 4,000-word essay can be gradually chipped away at for the duration of the semester!

I would strongly recommend taking this elective. The assessments are great, as is the course coordinator, and so is the content. I also recommend starting the essay as soon as possible! It has a habit of creeping up on you, which is not great come exam time!

Level of Enjoyment: 5/5 (fantastic course!)

Level of Workload: 2/5 (very manageable!)

Income Tax Law

LAW 3521

Course Coordinator (2021): Dr Sylvia Villios

Prerequisites: LAW 1501

Units: 3

Contact Hours: Up to 3 hours per week

Assessment: 2 x 45-minute Online Tests (30%; 15% each), 3-hour Final Exam (70%)

Overview:

This course provides an introduction to, and overview of, fundamental concepts of income tax law. Topics include Introduction to Taxation, including income tax, capital gains tax, fringe benefits tax, and goods and services tax; jurisdiction to tax; assessable income, including taxation of capital gains and losses; non-assessable income; deductions; tax accounting; tax treatment of tax entities; anti-avoidance; and tax administration.

Student Testimonial

KANE MCASKILL

Income tax law introduces the operation of the *Income Tax Assessment Act 1936* (Cth) ('the Act') and how it applies to various entities within Australia. Broadly, the course will walk you through the basics of tax, international residents and entities with respect to tax, assessable income (ordinary income, capital gains/losses, statutory income), non-assessable income, general and specific deductions, tax entities (e.g. individuals, partnerships, trusts and companies), and tax avoidance, fringe benefits tax and GST (although not examinable).

The course was taught by Dr Sylvia Villios, who is a revered tax law professional and an absolutely delightful lecturer. Sylvia articulates concepts clearly and offers practical examples of how legal tax principles operate. If you get the opportunity, and you are interested in Tax Law I strongly encourage you to get to know Sylvia throughout the semester.

When I undertook the course, it was taught through a weekly 2-hour lecture in conjunction with a weekly 1-hour seminar. Seminars are devoted to discussing problems questions and apply legislation and statute. The course assessment will consist of two online tests (both multiple choice) and a final exam.

There is a bit of maths involved, but it is primarily adding to or deducting from tax liability, and determining the percentage of an entity's tax liability based on their tax bracket. This is easily picked up after the first couple of seminars. I recommend creating well-structured notes each week, as it can often be difficult to navigate through the depths of the Act

This subject requires no prior knowledge. An interest in the foundations of tax law, underpinned by a good understanding of commercial law and basic accounting principles will prove useful but is not necessary.

Level of Enjoyment: 4/5 (this subject offers very useful and technical knowledge of income tax and is a necessary prerequisite should you desire to pursue a career in Tax Law. Equally, if you are interested in diversifying your knowledge either generally or to increase your level of commerciality, I would strongly recommend this course)

Level of Workload: 4/5 - (you will be required to be able to comfortably navigate the Act, ATO rulings, and relevant case law; everyone has a different rate of understanding and summarising legal principles and processes for their purposes)

International Humanitarian Law & Advocacy

LAW 2563

Course Coordinator (2021): Professor Dale Stephens

Prerequisites: LAW 1508

Units: 3

Contact Hours: 3 Hours per week

Assessment: Advocacy Stream: 2 x Online Quizzes (10%), Memorial (30%), Oral Moot Presentation (60%); General Stream: 1,500-word Written Opinion/Judgment, 2 x Online Quizzes (10%), 4,000-word Research Essay

Overview:

International Humanitarian Law (IHL), also known as the Law of Armed Conflict, is a set of rules that seeks to balance military priorities when engaging in armed conflict with humanitarian concern for those who are impacted by such operations. This body of law comprises at its core the four 1949 Geneva Conventions and the three 1977 Additional Protocols, as well as a myriad of associated treaties and customary international law that date back to the late nineteenth and early twentieth centuries. After decades of promise, International Criminal Law has now found its place as a vibrant and entrenched part of the international legal panoply. The liberal dream of harnessing law's power and authority to restrain and criminalize aberrant violence in armed conflict has been realised. There is now a cascade of International Courts and Tribunals dispensing justice routinely and assigning legal culpability to individuals who have breached the growing body of applicable law.

This course will examine both substantive IHL and the emerging principles of international criminal law that seek to criminalise aberrant behaviour on the battlefield. Specific topics to be covered include the dichotomy between the rules applicable to resort to force (*jus ad bellum*) and the rules applicable when engaging in armed conflict (*jus in bello*); the rules of distinction, proportionality and precautions; the intersection with international human rights law; the domestic legal incorporation of IHL; the normative interplay between the law applicable to international and non-international armed conflict; the law of naval and air warfare; IHL and Space Operations; the role of ethical/moral values when advising military command on the application of the law in the battlefield; and principles of international criminal law relating to individual and command responsibility.

Student Testimonial

IKHWAN FAZLI

Stream: Research

International Humanitarian Law is focused on reviewing the international laws that regulate conduct during armed conflicts, while also considering international criminal law. Throughout the course, we covered the different types of armed conflicts, the principles of distinction and proportionality, the protection of cultural heritage, treatment of prisoners of war, war-crimes, autonomous weapons, space warfare, naval warfare as well as cyber-operations. Through a combination of his vast experiences and knowledge, signature charm and probably sheer will of force, Professor Dale Stephens manages to synthesise all these wide-ranging topics into a well-integrated and exciting subject that is guaranteed to have something interesting for everyone.

The structure of the course included weekly three-hour face-to-face seminars. While there are no lectures in this unit, it is important to note that there will be a high number of resources and readings to go through each week. While this may seem quite daunting (given that these readings may feature in the online quizzes), these will also be a very useful framework later on for research stream students when writing their essay.

The research stream assessments will first include two online quizzes during the initial six weeks of the course (which will also be taken by those in the advocacy stream); as mentioned previously, these quizzes will be based on the seminar slides and assigned readings. After the sixth week however, there will then be a 1500-word written judgment assignment followed by a 4000-word research essay. Both of these were great alternatives when compared to a final exam; while the former required us to write from the perspective of a judge on an international criminal tribunal, the latter was an open assignment where we could choose to write about any of the topics covered throughout the course.

Overall, I would highly recommend both this subject and its research stream to anyone with an interest in anything related to international law. While the two written assignments may seem disconcerting at first, both Dale Stephens and Mark Giddings (who teaches the international criminal law component of this course) were very knowledgeable and supportive throughout the unit.

Level of Enjoyment: 5/5

Level of Workload: 4/5

Student Testimonial

LEON KASPERSKI

Stream: Advocacy

International Humanitarian Law (IHL) was an exceptional experience given the exposure we had to a vastly different area of law than other courses. Specifically, IHL was largely focused on international war crimes, and how the case law has balanced the challenges of ethics with the severe casualties of war. We received a detailed scenario from which all of the moots were centred around, which had 3-4 thought-provoking legal arguments for each side of the trial. This was excellent, as it allowed us to build upon our previous moot attempts and hone our skills over the semester.

The advocacy stream assessment included a mark for advocacy, our legal memorandums and a research essay at the end of the semester. IHL was unique in that the advocacy component was spread out over 6-8 weeks, where you moot multiple times, from both sides of the trial. Importantly, if you are considering completing a moot as a competition, or have previous mooting experience, the advocacy stream of IHL is excellent as it will either give you a taste of the competition or allow your experience to shine for marks.

IHL is valuable when applying for jobs because of the deep and complicated legal research which must be conducted to effectively complete the course. Specifically, you will be well versed in IHL case law and research tools, which will help you with reading cases for your other law subjects, and importantly, critically analysing how those principles will impact your legal problem. In addition, if you complete the advocacy stream, you will be exposed to proper court decorum, legal memorandum drafting, and performing before a judge; these are all skills that are transferrable in a law firm, regardless of whether they require you to appear before court.

Level of Enjoyment: 5/5

Level of Workload: 4/5

Sports Law

LAW 3533

Course Coordinator (2021): Dr Mark Giancaspro

Prerequisites: LAW 1503 or LAW 1510; LAW 1507, LAW 2503 or LAW 2599

Units: 3

Contact Hours: 3 Hours per week

Assessment: 1,000-word Legal Memo (15%), 2,000-word Group Case Judgement (30%), 4,000-word Essay (55%)

Overview:

In the last fifty years, sports law has emerged as one of the most important and controversial fields of law. It overlaps with contract law, employment law, competition law, intellectual property law, criminal law, tort law and many other fields. There are also many legal issues specific to sport such as policy responses to doping and drug use, athlete behaviour and discipline, corruption, and selection processes. This course will examine a number of these legal fields in the sporting context and analyse the way in which sport and the law interact.

The course will provide an overview of some of the unique legal issues which arise in modern elite and professional sports at a national and international level. Topics covered will include: national and international governance of sport and sporting organisations; employment and contract law issues concerning elite athletes; discrimination in sport; IP and marketing; labour market controls and issues such as salary caps; animals in sport; disciplinary tribunals and the regulation of athlete behaviour; anti-doping policy and cases; restrictive trade practices; and civil/criminal liability for sporting injuries.

Student Testimonial

CHRISTIANA MICHAELS

Ever watched the NBA play-offs in the back of a Corporate Law lecture? Have a vocal opinion about Port Adelaide wearing the prison bar jumper? If you answered yes, then Sports Law may be an amazing option for you!

Sports Law covers some of the unique issues which arise in the sphere of modern sport, including labour market controls, regulation of athlete behaviour, doping, gambling, and criminal or civil liabilities for on-field conduct. This course is wonderful for a student who has an existing interest in sporting codes, and analyses the daily practises of these from a legal angle. It uniquely involves a culmination of contract law, criminal law, tort law, employment law, and competition law. Mark Giancaspro is a highly engaging lecturer, alongside guest speakers from the industry attending tutorials to provide a unique insight into the fusion of law and sport.

Sports law is taught via a weekly one-hour tutorial and two-hour lecture. The one-hour tutorial has one time allocation in lecture-theatre format with the entire enrolled cohort. Assessment includes a legal memo (15%), group case judgment (30%), and final research paper (55%). The groups for the case judgment exercise are randomly allocated, with the task of writing a uniform judgment within a group setting particularly challenging. The final research paper is from a wide selection of questions that relate to each week in the course. I recommend consolidating research, readings, and notes on your favourite weeks/topics of interest so that you are prepared for the final research essay!

Top tip: Sports Law was re-introduced in 2021 and was met with extremely high demand for enrolment, so enrol fast! Also, be prepared to undertake some challenging group work.

Level of Enjoyment: 5/5

Level of Workload: 2.5/5

Succession

LAW 2523

Course Coordinator (2021): Associate Professor David Brown

Prerequisites: LAW 1506 or LAW 1511

Units: 3

Contact Hours: Intensive

Assessment: Quiz (20%), 2,000-word Research Essay (20%), 2-hour Exam (60%)

Overview:

Acquaints students with the basic principles of the devolution and distribution of property upon death of the owner. Death is a major occasion for the transfer of property and the principles relating to it form an important part of any legal practice. Whilst the course concentrates upon the rules and practice relating to devolution of property on death, various aspects of social policy are considered. The following topics will be covered: wills; distribution upon intestacy; family provision; probate and administration, and the choice of law principles that govern the law applicable to succession issues which are connected to more than one jurisdiction.

Student Testimonial

KIRSTY MCGINLAY

Succession is predominantly a subject that sets out the basic principles of the devolution and distribution of property, the making of a valid will, and circumstances in which clients may have a claim in contesting a will. A range of topics are discussed including wills, the distribution of wills, family provision, estate planning issues and probate and the administration of it.

The class structure of this subject consists of a range of lectures and seminars with revision occurring in Week 12 in preparation for the final exam. The course assessment consists of a multiple choice quiz that is worth 20%, a group research essay which is 2000 words worth 20%, and a final two-hour exam worth the remaining 60%. As long as you keep up with the readings and lectures, it is fairly easy to do well in the quiz, however, please bear in mind that you cannot go back to previous questions and you only have 40 minutes in which to complete it. It is also worth noting that you are able to choose your own group for the research essay component which allows you to choose from a number of essay questions. While it is recommended that you attend all seminars for this course, it is possible still to do well in the exam.

While there is a required textbook, it is most useful being used when finalising your notes for the final exam.

Overall, I found this a worthwhile subject to take as I found it to be a very practical subject and deals with subject matter that is an evolving type of law becoming more commonly practiced at a number of firms.

Level of Enjoyment: 3/5

Level of Workload: 2.5/5

2023

*Winter
Subjects*

Statutory Interpretation

LAW 2566

Course Coordinator (2021): Professor Suzanne Le Mire

Prerequisites: LAW 1501

Units: 3

Contact Hours: 2 x 4-hour intensive sessions

Assessment: 2 x 200-word Discussion Board Posts (20%), 200-word Statutory Provision Exercise (10%), 10-minute Group Presentation (20%), 2,000-word Legal Opinion (50-70%)

Overview:

Statutory interpretation is the process by which legislative instruments are given meaning so that they can be understood and applied. This subject will systematically examine the body of law that is relevant when determining the intention of Parliament as expressed in legislative instruments. The rules, approaches and practices required by statute or developed at common law are considered and applied to both state and federal legislation. In addition to developing students' interpretation skills the subject will also focus on legal research and opinion writing.

2023

Sem 2

Subjects

See Previous Sections

THE FOLLOWING SUBJECTS HAVE BEEN EXPLORED IN THE PREVIOUS SECTIONS. TO AVOID DOUBLING UP, WE HAVE OUTLINED WHERE YOU CAN FIND THE RELEVANT INFORMATION BELOW!

Alternative Dispute Resolution	31
Environmental Law	53
Family Law	35

DISCLAIMER: The structure or assessments of the course may vary slightly if the subject is offered in a different semester than outlined in the above sections.

Anti-Discrimination & Equality Law

LAW 3509

Course Coordinator (2021): Ms Anne Hewitt

Prerequisites: LAW 1501

Units: 3

Contact Hours: Up to 3 hours per week

Assessment: Concepts Quiz (5%), Role Play Portfolio (30%)*, Peer Group Work Assessment (10%), 2,500-word Final Assignment (55%)

Overview:

The course will cover aspects of Australian anti-discrimination and equality law at both Federal and State levels. Analysis of the law will be placed in a broader context: justifications for anti-discrimination law and the principle of non-discrimination will be examined. The scope of existing Federal and State prohibitions on discrimination, and exceptions to prohibitions, will be considered, as will mechanisms for enforcing the legislation and remedies. The course will make clear the assumptions that underlie traditional thinking concerning anti-discrimination legislation, and expose these to critical scrutiny.

In previous years, the assessment in this course included a portfolio of a number of pieces of written interim work submitted by a group of students (25%), a peer and self assessed group work mark (10%) and a final take home examination (65%), however, the precise nature of the assessment tasks and weighting may be subject to change.

* Four separate tasks – see assessment guidelines for specifics.

Student Testimonial

IMOGEN TONKIN

Anti-Discrimination and Equality Law explores both the state and federal legislation surrounding discrimination in Australia. Not only does the subject explore the process of making complaints or pursuing legal action under these pieces of legislation, but it also considers the philosophy behind what types of discrimination are deemed 'unlawful' in Australia (including circumstances in which it might actually be appropriate to discriminate). If you enjoy thinking about the theory behind our laws, as well as considering whether law reform might be necessary, this elective is a good option for you!

The main difficulty I have faced in this course is also the thing I have found most interesting – wrapping my head around those types of discrimination which, though they might not seem 'fair', should not be made unlawful. This course really challenges you to wrestle with your own values to consider whether certain situations should be illegal, in particular, the divide between private and public life. My biggest tip for this course would be to go in with an open mind and try your absolute best to understand perspectives other than your own. Anti-discrimination and Equality Law is, by its own virtue, one of the most controversial areas you will come across.

The course is structured slightly differently to your average course, with seminars held every two weeks. This assists with the group assignment for the course, which consists of small role-play tasks (each about 600 words long), due every two weeks. Other assessments include a test early in the semester, and two letters of advice for the final assignment. While it may sound like quite a lot of work, it really is very manageable.

Level of Enjoyment: 5/5

Level of Workload: 2/5 (very manageable)

Law & the Body

LAW 2574

Course Coordinator (2021): Ms Meaghan Toews

Prerequisites: LAW 1501

Units: 3

Contact Hours: Up to 3 hours per week

Assessment: Online Quiz 1 (10%), Online Quiz 2 (5%), 2,000-word Literature Review and Research Outline (25%), 4,000-word Research Essay (60%)

Overview:

Rapid advances are being made in biomedical technology that are changing how we legally conceptualise the human body. This course will examine the development of new biotechnologies and their impact on existing regulatory, legal, and policy frameworks that govern the human body. Selected fields of biomedical technology, such as genetics and genomics, stem cells, reproductive technologies, and biobanking will be considered through the lenses of property law, privacy law, and the law of consent. As our biological understanding of the human body continues to expand, a key question to be explored in this course is whether these existing legal frameworks can adapt to biological change.

Student Testimonial

SHIVANI GANDHI

Law and the Body is a brand new elective run by the Law School's beloved Maeghan Toews.

Inspired by principles derived from property law and biomedical technology law, this course essentially examines biomedical technology issues and the different legal frameworks we can utilise to understand these matters. The topics range from genetic information, body property theories, and the debate into privacy vs property law approach to bodily materials. If you found yourself loving Medical Law and Ethics or Intellectual Property Law, you will likely find yourself immersed in the content within this course.

The course is structured to have 2-hour face-to-face seminars weekly. These seminars are held in a lecture hall and the structure differs from your usual classroom environment as you will be required to frequently break up in small groups for discussions. This enables students to not only consider various viewpoints, but also provides us with the opportunity to learn together as a group.

Unlike 99% of the law subjects where the PowerPoint slides can carry you straight through the course, Law and the Body heavily relies on extrinsic material to be read and understood, such as journal reviews and previous case law, to clearly understand the content. Therefore, the workload is quite manageable as you are essentially required to just do online reading! We even watched a movie early on in the course!

The assessment includes a 2,000 word literature review, 2 online quizzes, and a 4,000 word research essay. My hot tip for anyone undertaking the course – pick your research topic carefully! You will be spending over half the course time dedicated to your research essay and the literature review for it (and 85% of your grade weighting are these two combined), so pick something you are genuinely interested in.

Level of Enjoyment: 4/5

Level of Workload: 4/5

Law of Work

LAW 3517

Course Coordinator (2021): Professor Andrew Stewart

Prerequisites: LAW 1501

Units: 3

Contact Hours: Up to 3 hours per week

Assessment: 2,000-word Letter of Advice (30%), 5,000-word Research Essay (70%)

Overview:

This course examines the law governing work as it is evolving in the global era. It explores a range of regulatory mechanisms deployed in this area, focusing on Australian law but also including international norms. Topics covered include: the Australian regulatory system; the subject of the law of work, including the distinction between employees and independent contractors, and non-standard forms of work; the contract of employment, and common law rights and responsibilities at work; legislated safety net conditions and awards; security at work, including dismissal law; freedom of association; workplace bargaining, and resolving conflicts at work under the law.

Property Theory

LAW 2521

Course Coordinator (2021): Professor Paul Babie

Prerequisites: LAW 1506 or LAW 1511

Units: 3

Contact Hours: Up to 3 hours per week

Assessment: 20-minute Class Presentation (30%), 500-word Paper Topic Synopsis (10%), 5,000-word Final Paper (60%)

Overview:

This course considers historical, legal, political and philosophical theories of property and their applicability to the contemporary social context. The course may consider, among others, theorists such as John Locke, William Blackstone, JW Harris, CB Macpherson, Stephen Munzer, Margaret Jane Radin, Carol Rose, Joseph William Singer and Laura Underkuffler. Using a range of theories of property, the course explores the role and justification of property as law and as theory. The course will make use of inter- and cross-cultural and interdisciplinary resources.

Secured Transactions Law

LAW 3542

Course Coordinator (2021): Associate Professor David Brown

Prerequisites: LAW 2505 or LAW 2598

Units: 3

Contact Hours: Up to 3 hours per week

Assessment: Quiz (15%), 2,500-word Research Opinion (30%), 2-hour Final Exam (55%)

Overview:

This course will introduce students to secured transactions in personal property in the context of commercial and consumer credit and finance transactions, and in light of the important Personal Property Securities Act 2009 (Cth), introduced in January 2012, which has been said to be the most significant commercial legislation for decades. Students will obtain an understanding of the role and policy of secured finance and credit law in the context of the common law of security interests, the international landscape on which the new Australian law (adopted from New Zealand and Canada) has drawn, and will obtain a detailed understanding of the working and impact of the new system under the PPSA. This will provide students with applicable knowledge and understanding of a crucial area of commercial finance, banking and insolvency practice, and with skills of applying complex legislation to practical registration and priority issues, through problem-solving and case studies.

Sentencing & Criminal Justice

LAW 3520

Course Coordinator (2021): Ms Kellie Toole

Prerequisites: LAW 2503 or LAW 2599

Units: 3

Contact Hours: Up to 3 hours per week

Assessment: 1,500-word Critical Analysis Exercise (20%), 5-minute Sentencing Advocacy Exercise including Written Outline (20%), 1,500-word Research Assignment Plan (20%), 4,000-word Research Assignment (60%)

Overview:

Sentencing is the process by which criminal penalties are imposed on an individual found guilty of a criminal offence. The type and severity of penalties available for imposition involve significant value judgments. The course will cover sentencing theory; the history of Australian sentencing; and current South Australian sentencing legislation, and the law and order policy informing it. It may include guest presenters. A selection of additional topics will be drawn from areas such as mandatory vs discretionary sentencing; plea 'bargaining'; the role of the victim in the criminal justice system and sentencing; therapeutic and restorative justice; principles for sentencing Aboriginal offenders; principles for sentencing juvenile offenders; media representations and reporting; sentencing and criminology theories; control orders and preventative detention.

Student Testimonial

CHRISTIANA MICHEALS

Sentencing and Criminal Justice extends beyond the scope of the Criminal Law course, and considers the process of sentencing, the aims of the criminal justice system, and an analytical insight into crime in the community. I recommend this course to any student who thoroughly enjoyed criminal law, has an interest for working within criminal law (either as defence or prosecution), or has a passion in law reform. Kellie Toole is a wonderful guide through understanding the practicalities of criminal law and encouraging students to step out of their boundaries to develop new essential skills. A key highlight of the course is the impressive and enlightening guest speakers; in 2021, we were joined by senior Advertiser court reporter and author, Sean Fewster, and former Chief Judge of the District Court, Judge Geoff Muecke.

The subject is taught via a weekly two-hour lecture, and a two-hour seminar that runs once a fortnight. Seminars are in larger class groups, with the cohort divided into two classes. Assessment first includes the option between an advocacy exercise (20%) or a critical analysis exercise (20%). The advocacy exercise is a wonderful opportunity for an attempt in practical advocacy experience in front of a judge in a relaxed environment, building beneficial skills for mooting and legal practice. The remaining assessment encompasses the research assignment, with 20% directed towards the assignment plan and the remaining 60% towards the paper itself. Although the final assignment may be intimidating at the prospect of 4,000 words, the topics are endless and provide a great opportunity to thoroughly analyse and critique the criminal justice system and any pending law reform. I recommend commencing research for the final assignment as soon as possible, and selecting a topic in which you are personally passionate about, as this will be reflected in your final paper.

Level of Enjoyment: 4.5/5

Level of Workload: 3/5

2023

Tri 3

Subjects

Aboriginal Peoples & the Law

LAW 3505

Course Coordinator (2021): Associate Professor Laura Grenfell

Prerequisites: LAW 1501

Units: 3

Contact Hours: Intensive

Assessment: Participation (10%), 750-word Reflection (10%), 3-5-minute (per speaker) Group Presentation (20%), 4,000-word Final Research Essay

Overview:

A critical analysis of the legal and historical relationships between Aboriginal and non-Aboriginal peoples. The course will consider topics chosen from: the theory, policy and law relating to Aboriginal sovereignty, self-government, native title, cultural heritage protection, customary law and identity and constitutional recognition. It will look at Aboriginal challenges to government law and policy, including reparations for the stolen generations and claims of genocide. The course will analyse these topics predominantly through a series of major case studies, and studies of particular legislative schemes.

Student Testimonial

ANNABEL BRAMLEY

Aboriginal Peoples and the Law (APL) sees students undertake a three-day field trip, followed by four days of intensive course work over the Semester Two mid-semester break. During the field trip, students are guided by a member of an Aboriginal community, who shares unique insight into their experiences as an Aboriginal person and the relevant issues and barriers faced by Aboriginal people today as a result of colonialization. This is built upon during the intensive study period.

Being a Trimester subjective, the substantive component of the course is undertaken in the mid-semester break, with the field trip occurring in week one and the intensive course work in week two. The course requires a 750-word reflective piece to be submitted shortly after the completion of the field trip, and a group presentation to be conducted during the intensive course component. A final 4000-word research essay is due after the semester two examination period.

In 2021 students undertaking the APL course were taken around the Yorke Peninsular by Narungga community member, Quenten Agius. Walking on Country with Quenten was an incredibly emotive and intimate experience. Issues faced by Aboriginal people, especially that of the Narungga community, were very candidly discussed, with students being privileged to have storylines communicated to them. This was quite a confronting and sobering experience at times, which some students may struggle with.

A big tip I have is to do not be hesitant! Just do it (enrol)! I was tossing up undertaking this course or a more 'standard' elective and I am so glad I chose this. APL was truly a once-in-a-lifetime experience, with all students who undertook the course agreeing that they could have easily stayed for the whole week. Students stay in school-camp style accommodation throughout the trip, so be prepared to have little-to-no access to power points and without any niceties for three days. I would definitely recommend packing for all weather types, and ensuring that you have got some earplugs handy for night-time (you would be surprised how many people snore).

Level of Enjoyment: 4/5 (however, this is largely related to who I was lucky enough to end up on the field trip with and the ability to make fun out of an otherwise incredibly sobering/grim course – another reason that the course doesn't get a 5/5 for 'enjoyment'. So, take this rating with caution!)

Level of Workload: 3/5 (for an actual subject there is not so much work, however, as stipulated above it is condensed into a small timeframe, so that can make it seem quite heavy)



AULSS

**EDUCATION PORTFOLIO
2021**

Aboriginal Peoples & the Law

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