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Law of torts assignment topics

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UOI 103 RAJESHWARI C 104 N NARENDRA 105 NAVEEN BABU CN 106 SATHYA A 107 KAVYARANI 108 SJA I KEERTHI 19) Various Remedies available in Tort.109 SHARVAN PRABHU 110 DHEERAJ .B.M111 HARSHA.S.N 112 HITHYSHI.B.M 113 PAVITHRA.V 114 GANGAVARAM BHAVANI General Course Information Course Code LAW 1507 Course Tort Law Coordinating Unit Adelaide Law School Term Semester 1 Level Undergraduate Law (LLB) Location/s North Terrace Campus Units 3 Contact Up to 3 hours per week Available for Study Abroad and Exchange Y Prerequisites LAW 1501 Corequisites LAW 1501 Restrictions Available to LLB and B.Criminology with B.Laws and BArts Advanced with B.Laws students only Course Description This course provides a general introduction to the law of torts with a particular focus on negligence, encompassing duty of care; breach and standard of care; causation and remoteness; damages; defences; and vicarious liability. The interaction between the Civil Liability Act 1936 (SA) and common law is considered in assessing the different stages of a negligence analysis. A representative range of other torts are also considered, and may include trespass to the person, nuisance, trespass to land, trespass to goods, and defamation. At least one intentional tort will be considered. Remedies and defences to these torts are also explored. Course Coordinator: Ms Maeghan Toews Telephone 831 35936Email maeghan.toews@adelaide.edu.au Course Timetable The full timetable of all activities for this course can be accessed from Course Planner. Please note that the lectures for this subject commence in Week 3. Learning Outcomes On successful completion of this course, students will be able to: Analyse the foundational principles of tort law. Apply tort law to complex problems using appropriate legal problem-solving techniques. Structure and sustain concise and coherent written arguments for a legal audience. Utilise and apply legal referencing rules to written work. Exercise judgement in the application of tort law to simulated client situations in an academic environment. Analyse the impact of tort law from a policy perspective. The Legal Practitioners' Education and Admissions Council (LPEAC) sets rules for the academic requirements for admission to legal practice in South Australia. Students must demonstrate a satisfactory level of understanding and application of 11 core areas of legal knowledge. This course teaches the following topics within these core areas: Negligence, including defences; A representative range of torts (other than negligence) and their defences (e.g. intentional torts to the person and to goods, nuisance, defamation, and negligent statements leading to pure economic loss); and Damages. This course will provide students with an opportunity to develop the Graduate Attribute(s) specified below: University Graduate Attribute Course Learning Outcome(s) Deep discipline knowledge informed and infused by cutting edge research, scaffolded throughout their program of studies acquired from personal interaction with research active educators, from year 1 accredited or validated against national or international standards (for relevant programs) 1, 5, 6 Critical thinking and problem solving steeped in research methods and rigor based on empirical evidence and the scientific approach to knowledge development demonstrated through appropriate and relevant assessment 1, 2, 5, 6 Teamwork and communication skills developed from, with, and via the SGDE honed through assessment and practice throughout the program of studies encouraged and valued in all aspects of learning 3, 4, 5 Career and leadership readiness technology savvy professional and, where relevant, fully accredited forward thinking and well informed tested and validated by work based experiences 5 Learning Resources Course materials available on MyUni; Bernadette Richards and Melissa de Zwart, Tort Law Principles (Thomson Lawbook, 2nd ed, 2017); and Carolyn Sappideen, Prue Vines and Penelope Watson, Torts: Commentary and Materials (Thomson Reuters, 12th ed, 2016). Harold Luntz et al, Torts: Cases and Commentary (LexisNexis Butterworths, 8th ed, 2017); Carolyn Sappideen and Prue Vines (eds), Fleming's The Law of Torts (Lawbook Co, 12th ed, 2016); Martin Davies and Ian Malkin, Torts (LexisNexis Butterworths, 8th ed, 2017); Kit Barker et al, The Law of Torts in Australia (Oxford, 5th ed, 2012); RP Balkin and JLR Davis, Law of Torts (LexisNexis Butterworths, 5th ed, 2013); Amanda Stickley, Australian Torts Law (LexisNexis Butterworths, 4th ed, 2016); and Pam Stewart and Anita Stuhlmecke, Australian Principles of Tort Law (The Federation Press, 4th ed, 2017). MyUni will be used to post announcements, post additional lecture materials (including slides, and where available, audio recordings of lectures) and announce assignment tasks. It will also contain electronic copies of Lecture and Seminar Guides, and Course Materials.Students are expected to check MyUni regularly to keep up to date with these materials and additional learning resources throughout the course. Learning & Teaching Activities The course will be taught through lectures supported by interactive problem-solving seminars. Students must come to seminars prepared with written answers to problem questions, as all sessions will be conducted on the assumption that the relevant reading and preparation has been completed. The information below is provided as a guide to assist students in engaging appropriately with the course requirements. Contact time: View 2 hours of lecture material (Weeks 3-11) and attend 2-hour seminars each week (Weeks 4-12). This amounts to 36 hours of formal class time across the semester. Preparation time: In addition to attending formal classes, it is anticipated that students will do substantial independent work to prepare for classes and to complete the course assignments. The University expects full-time students (those undertaking 12 units per semester) to devote a total of 48 hours per week to their studies. Students will have 10 weeks of intensive teaching in this subject. The first lecture will be held in Week 3, with seminars commencing in Week 4. The programme of all activities is as follows: Week 3 Lecture Week 3 Seminar Topic 1: Introduction to Tort Law No seminar Week 4 LectureWeek 4 Seminar Topic 2: Trespass to the Person Topic 1: Introduction to Tort Law Week 5 LectureWeek 5 Seminar Topic 3: Trespass to Goods Topic 2: Trespass to the Person Week 6 LectureWeek 6 Seminar Topic 4a: Negligence• Duty of Care Topic 3: Trespass to Goods Assignment #1 is due in Week 6 MID-SEMESTER BREAK Week 7 LectureWeek 7 Seminar Topic 4b: Negligence• Standard of Care and Breach Topic 4a: Negligence• Duty of Care Week 8 LectureWeek 8 Seminar Topic 4c: Negligence• Causation and Remoteness Topic 4b: Negligence• Standard of Care and Breach Week 9 LectureWeek 9 Seminar Topic 4d: Negligence• Defences and Damages Topic 4c: Negligence• Causation and Remoteness Week 10 LectureWeek 10 Seminar Topic 5: Vicarious Liability and Non-delegable Duties Topic 4d: Negligence• Defences and Damages Assignment #2 is due in Week 10 Week 11 LectureWeek 11 Seminar Topic 6: Nuisance Topic 5: Vicarious Liability and Non-delegable Duties Week 12 LectureWeek 12 Seminar Optional revision session Topic 6: Nuisance Online Quiz will occur in Week 12 Week 13 LectureWeek 13 Seminar No Lecture No Seminar There are no additional requirements for completion of this course other than described elsewhere in this document. Assessment The University's policy on Assessment for Coursework Programs is based on the following four principles: Assessment must encourage and reinforce learning. Assessment must enable robust and fair judgements about student performance. Assessment practices must be fair and equitable to students and give them the opportunity to demonstrate what they have learned. Assessment must maintain academic standards. Assessment Summary Assessment Task Task Type Due Weighting % Redeemable Length Course Learning Outcomes Written Assignment #1 Individual Friday of Week 6 10% or 0% Yes (provided a bona fide effort is achieved, evidenced by a grade of at least 40%) 800 words 1, 2, 3, 4, 5 Written Assignment #2 Individual Friday of Week 10 20% No 1500 words 1, 2, 3, 4, 5 Online Quiz Individual Week 12 5% No 16 questions 1, 2, 6 Final Exam Individual Exam period 65% or 75% No 150 minutes with 10 minutes reading time 1, 2, 3, 5, 6 Assessment Related Requirements Redeemability•Assignment #1 can be redeemed by the final exam if the student achieves a grade of at least 40% on the assignment or demonstrates a bona fide effort as assessed by the course coordinator. If these requirements are met and the student earns a higher grade on the final exam than the assignment, then the assignment grade can be redeemed (i.e. it will not count toward the student's final mark in the course). If these requirements are not met (i.e. the student does not hand in the assignment or earns a grade lower than 40% without demonstrating a bona fide effort), the assignment cannot be redeemed and the grade awarded will count toward the student's final mark in the course. Assessment Detail ASSIGNMENT #110% (or 0% if requirements for redeemability are met)This assignment will involve responding to a problem-based question. Students will have to identify legal issues and apply tort law principles to a complex fact pattern. A strict limit of 800 words will be enforcedDUE: Friday of Week 6ASSIGNMENT #2 20% (Not Redeemable) This assignment will involve responding to a problem-based question. Students will have to identify legal issues and apply tort law principles to a complex fact pattern. A strict limit of 1500 words will be enforcedDUE DATE: Friday of Week 10ONLINE QUIZ5% (Not Redeemable)This multiple choice quiz will cover all topics in the course and will consist of 24 questions.Quiz will take place in Week 12FINAL EXAM 65% (or 75% if Assignment #1 is redeemed)The exam is 150 minutes in length with 10 minutes reading time. It will be held in the University Examination Period. Submission Students must retain a copy of all assignments submitted.All assignments in this course are to be submitted electronically through Turnitin. Details for electronic submission through Turnitin will be provided with the assignment instructions.Written work must comply with the The Australian Guide to Legal Citation (4th ed).Extensions: Requests for extensions must be made electronically according to law school policy. Extensions will be granted only for unexpected illness, hardship or on compassionate grounds in accordance with University Policy. Work commitments, travel, holidays or sporting engagements are not unexpected circumstances.Turnaround time: The interim assignments for this course will be returned to students within 2 – 4 weeks of the submission date. Late Submission PenaltiesWhen an assessment is submitted after the due date, without an extension, 5% of the total mark possible will be deducted for every 24 hours or part thereof that it is late, including each day on a weekend and public holidays. For example, an assignment that is submitted after the due date and time but within the first 24 hour period, and that has been graded at 63%, will have 5% deducted, for a final grade of 58%. An essay that is more than 24 hours late will lose 10%, etc.Word Length Penalties5% of the total mark possible for a written assessment will be deducted for every 100 words (or part thereof) by which it exceeds a stipulated word limit. For example, a 3,000 word essay graded at 63% will have 5% deducted if it is between 3,001 and 3,100 words long, 10% will be deducted for a final mark of 53%, etc. Word limits include all words in the text, in headings, in quotations, but exclude citations in footnotes. Any separate cover page, table of contents, bibliography or list of sources is excluded from the word limit. If the word limit is misstated, this may be regarded as academic dishonesty. Course Grading Grades for your performance in this course will be awarded in accordance with the following scheme: M10 (Coursework Mark Scheme) Grade Mark Description FNS Fail No Submission F 1-49 Fail P 50-64 Pass C 65-74 Credit D 75-84 Distinction HD 85-100 High Distinction CN Continuing NFE No Formal Examination RP Result Pending Further details of the grades/results can be obtained from Examinations. Grade Descriptors are available which provide a general guide to the standard of work that is expected at each grade level. More information at Assessment for Coursework Programs. Final results for this course will be made available through Access Adelaide. Students are advised that Course Coordinators will not enter into negotiations of any kind with any student regarding changes to their grades. It is irrelevant, in any given circumstance, that only a minimal number of additional marks are required to inflate a student's grade for any individual assessment item or course as a whole. Pursuant to the University's Assessment for Coursework Programs Policyand the Adelaide Law School Assessment Policies and Procedures, grades may only be varied through the appropriate channels for academic review (such as an official re-mark). Moderation In accordance with the University's Assessment for Coursework Programs Policy, course coordinators 'ensure that appropriate marking guidelines and cross-marking moderation processes across markers are in place' in each course. Procedures adopted by Adelaide Law School to ensure consistency of marking in courses with multiple markers include: assurance of the qualifications of markers, and their knowledge of the content covered in each course; detailed marking guidelines and assessment rubrics to assist in the marking of items of assessment; sharing of example marked assessments at various grade bands across markers; reviewing of selected marked assessments from each marker by the course coordinator; comparison of the marks and their distribution across markers; automatic double-marking of all interim assessment receiving a fail grade, and of final assessments where a student's overall result is a fail grade; the availability of re-marking of assessments in accordance with Adelaide Law School's Assessment Policies and Procedures. Approval of Results by Board of Examiners Students are reminded that all assessment results are subject to approval (and possible moderation/change) by the Law School's Board of Examiners. Assessment results at the University are not scaled. Under the Assessment for Coursework Programs Policy, students are assessed 'by reference to their performance against pre-determined criteria and standards ... and not by ranking against the performance of the student cohort in the course'. However, under that same policy, the Board of Examiners (as the relevant Assessment Review Committee for courses at Adelaide Law School) is required to 'ensure comparability of standards and consistency' in assessment. On occasions, the Board of Examiners will form the view that some moderation is required to ensure the comparability of standards and consistency across courses and years, and accordingly provide fairness to all law students. All assessment results are therefore subject to approval (and possible change) until confirmed by the Board of Examiners and posted on Access Adelaide at the end of each semester. Student Feedback The University places a high priority on approaches to learning and teaching that enhance the student experience. Feedback is sought from students in a variety of ways including on-going engagement with staff, the use of online discussion boards and the use of Student Experience of Learning and Teaching (SELT) surveys as well as GOS surveys and Program reviews. SELTs are an important source of information to inform individual teaching practice, decisions about teaching duties, and course and program curriculum design. They enable the University to assess how effectively its learning environments and teaching practices facilitate student engagement and learning outcomes. Under the current SELT Policy (course SELTs are mandated and must be conducted at the conclusion of each term/semester/trimester for every course offering. Feedback on issues raised through course SELT surveys is made available to enrolled students through various resources (e.g. MyUni). In addition aggregated course SELT data is available. Student Support The University Writing Centre provides academic learning and language development services and resources for local, international, undergraduate and postgraduate coursework students enrolled at the University of Adelaide. The centre offers practical advice and strategies for students to master reading, writing, note-taking, time management, oral presentation skills, referencing techniques and exam preparation for success at university through seminars, workshops and individual consultations. Lex Salus Program Lex Salus (law and wellbeing) is an initiative of the Adelaide Law School aimed at destigmatising mental health issues; promoting physical, mental and emotional wellness; building a strong community of staff and students; and celebrating diversity within the school. It also seeks to promote wellness within the legal profession, through the involvement of the Chief Justice of the Supreme Court of South Australia, the Honourable Chris Kourakis, as the official Patron of the program. Students can participate in the Lex Salus program by attending barbecue lunches, pancake breakfasts, knitting and crochet circles, seminars, guest speakers, conferences and other activities. Our Facebook page, website and regular all-student emails promote upcoming events, and have tips and information on wellness. Our Lex Salus YouTube channel also includes videos on topics like managing stress, and interviews with LGBTQT lawyers and their supporters which celebrate diversity and individuality. Students who commit to 10 hours of volunteering with Lex Salus in one year can have their service recognised on their academic transcript and through a thank you morning tea with the Chief Justice and law school staff. Student Life Counselling Support The University's Student Life Counselling Support service provides free and confidential service to all enrolled students. We encourage you to contact the Student Life Counselling Support service on 8313 5663 to make an appointment to deal with any issues that may be affecting your study and life. Policies & Guidelines This section contains links to relevant assessment-related policies and guidelines - all university policies. All students must be familiar with the University's Academic Integrity Policy. Academic Misconduct is a serious matter and is treated as such by the Law School and the University. Academic Misconduct (which goes beyond plagiarism) can be a ground for a refusal by the Supreme Court of South Australia to admit a person to practice as a legal practitioner in South Australia. Academic Integrity is an essential aspect of ethical and honest behaviour, which is central to the practice of the law and an understanding of what it is to be a lawyer. Fraud Awareness Students are reminded that in order to maintain the academic integrity of all programs and courses, the university has a zero-tolerance approach to students offering money or significant value goods or services to any staff member who is involved in their teaching or assessment. Students offering lecturers or tutors or professional staff anything more than a small token of appreciation is totally unacceptable, in any circumstances. Staff members are obliged to report all such incidents to their supervisor/manager, who will refer them for action under the university's student's disciplinary procedures.

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