



# AVAT11006 Aviation Law

## Term 2 - 2019

Profile information current as at 10/04/2024 12:37 am

All details in this unit profile for AVAT11006 have been officially approved by CQUniversity and represent a learning partnership between the University and you (our student). The information will not be changed unless absolutely necessary and any change will be clearly indicated by an approved correction included in the profile.

### Corrections

#### Unit Profile Correction added on 19-08-19

The examination will be 'Open Book', not 'Closed Book' as stated below.

### General Information

#### Overview

Aviation Law will introduce you to the laws in Australia that pertain to the aviation industry. Laws relevant to a variety of flight operations are covered. You will read and interpret contracts and aviation documents as well as understand flight rules and emergency procedures. You will also learn about the laws, rules and procedures relevant to aerodromes, airspace and air services including emergency situations. Conduct in the aviation industry which would be considered negligence, breach of contract or a criminal offence will be discussed. Your knowledge of the international regulatory environment will be enhanced with a study of international aviation. The unit will also provide you with the aeronautical knowledge requirements of the Civil Aviation Safety Authority Commercial Pilot Licence Air Law syllabus.

#### Details

Career Level: *Undergraduate*

Unit Level: *Level 1*

Credit Points: 6

Student Contribution Band: 8

Fraction of Full-Time Student Load: 0.125

#### Pre-requisites or Co-requisites

Prerequisites: AVAT11002 Basic Aeronautical Knowledge and AVAT11003 Basic Aeronautical Practice

Important note: Students enrolled in a subsequent unit who failed their pre-requisite unit, should drop the subsequent unit before the census date or within 10 working days of Fail grade notification. Students who do not drop the unit in this timeframe cannot later drop the unit without academic and financial liability. See details in the [Assessment Policy and Procedure \(Higher Education Coursework\)](#).

#### Offerings For Term 2 - 2019

- Bundaberg
- Cairns
- Online

#### Attendance Requirements

All on-campus students are expected to attend scheduled classes – in some units, these classes are identified as a mandatory (pass/fail) component and attendance is compulsory. International students, on a student visa, must maintain a full time study load and meet both attendance and academic progress requirements in each study period (satisfactory attendance for International students is defined as maintaining at least an 80% attendance record).

#### Website

[This unit has a website, within the Moodle system, which is available two weeks before the start of term. It is important that you visit your Moodle site throughout the term. Please visit Moodle for more information.](#)

## Class and Assessment Overview

### Recommended Student Time Commitment

Each 6-credit Undergraduate unit at CQUniversity requires an overall time commitment of an average of 12.5 hours of study per week, making a total of 150 hours for the unit.

### Class Timetable

#### [Regional Campuses](#)

Bundaberg, Cairns, Emerald, Gladstone, Mackay, Rockhampton, Townsville

#### [Metropolitan Campuses](#)

Adelaide, Brisbane, Melbourne, Perth, Sydney

### Assessment Overview

#### 1. **Written Assessment**

Weighting: 40%

#### 2. **Examination**

Weighting: 60%

### Assessment Grading

This is a graded unit: your overall grade will be calculated from the marks or grades for each assessment task, based on the relative weightings shown in the table above. You must obtain an overall mark for the unit of at least 50%, or an overall grade of 'pass' in order to pass the unit. If any 'pass/fail' tasks are shown in the table above they must also be completed successfully ('pass' grade). You must also meet any minimum mark requirements specified for a particular assessment task, as detailed in the 'assessment task' section (note that in some instances, the minimum mark for a task may be greater than 50%). Consult the [University's Grades and Results Policy](#) for more details of interim results and final grades.

## CQUniversity Policies

**All University policies are available on the [CQUniversity Policy site](#).**

You may wish to view these policies:

- Grades and Results Policy
- Assessment Policy and Procedure (Higher Education Coursework)
- Review of Grade Procedure
- Student Academic Integrity Policy and Procedure
- Monitoring Academic Progress (MAP) Policy and Procedure – Domestic Students
- Monitoring Academic Progress (MAP) Policy and Procedure – International Students
- Student Refund and Credit Balance Policy and Procedure
- Student Feedback – Compliments and Complaints Policy and Procedure
- Information and Communications Technology Acceptable Use Policy and Procedure

This list is not an exhaustive list of all University policies. The full list of University policies are available on the [CQUniversity Policy site](#).

## Previous Student Feedback

### Feedback, Recommendations and Responses

Every unit is reviewed for enhancement each year. At the most recent review, the following staff and student feedback items were identified and recommendations were made.

#### Feedback from Student feedback

##### Feedback

Poor reception for students due to movement when speaking within the videos.

##### Recommendation

Minimise movement.

#### Feedback from Student feedback

##### Feedback

Law material should be that required by CASA.

##### Recommendation

Not appropriate since this is an AQF 7 level subject. CASA material would be considered around AQF 2/3 level. No change proposed.

## Unit Learning Outcomes

### On successful completion of this unit, you will be able to:

1. Discuss law relevant to aviation staff and management
2. Identify aviation industry conduct which would be considered negligence, breach of contract or a criminal offence
3. Explain how the international civil aviation organisation regulates international flight safety
4. Compare the various international conventions which affect the aviation industry such as the Warsaw and Montreal Conventions
5. Discuss the specific air laws, rules and procedures that apply to pilots and flight crew.

No external accreditation.

## Alignment of Learning Outcomes, Assessment and Graduate Attributes



### Alignment of Assessment Tasks to Learning Outcomes

Assessment Tasks	Learning Outcomes				
	1	2	3	4	5
1 - Written Assessment - 40%	•	•	•	•	•
2 - Examination - 60%	•	•	•	•	•

### Alignment of Graduate Attributes to Learning Outcomes

Graduate Attributes	Learning Outcomes				
	1	2	3	4	5
1 - Communication	•	•	•	•	•
2 - Problem Solving	•	•	•	•	•
3 - Critical Thinking	•	•	•	•	•
4 - Information Literacy	•	•	•	•	•
5 - Team Work					
6 - Information Technology Competence					
7 - Cross Cultural Competence			•	•	
8 - Ethical practice	•	•	•	•	•
9 - Social Innovation					
10 - Aboriginal and Torres Strait Islander Cultures					

## Alignment of Assessment Tasks to Graduate Attributes

Assessment Tasks	Graduate Attributes									
	1	2	3	4	5	6	7	8	9	10
1 - Written Assessment - 40%	•	•	•	•		•	•	•		
2 - Examination - 60%	•	•	•	•			•	•		

## Textbooks and Resources

### Textbooks

AVAT11006

#### Supplementary

##### **Aviation Law in Australia**

Edition: 4th Ed. (2019)

Authors: Ronald I C Bartsch

Thomson Reuters (Professional) Australia Limited

Australia

ISBN: ISBN 9780455230726

Binding: Hardcover

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#### Supplementary

##### **Flight Rules & Air Law for the Private & Commercial Pilot Licences**

Edition: 16th Ed. (2019)

Authors: David Robson, Andrew Learmonth and Matthew Harriott

Aviation Theory Centre Pty Ltd

Australia

ISBN: ISBN 978-1-875537-75-4

Binding: Hardcover

[View textbooks at the CQUniversity Bookshop](#)

### IT Resources

**You will need access to the following IT resources:**

- CQUniversity Student Email
- Internet
- Unit Website (Moodle)

## Referencing Style

All submissions for this unit must use the referencing style: [Harvard \(author-date\)](#)

For further information, see the Assessment Tasks.

## Teaching Contacts

**John Blair** Unit Coordinator

[j.blair@cqu.edu.au](mailto:j.blair@cqu.edu.au)

## Schedule

### Week 1 - 15 Jul 2019

Module/Topic	Chapter	Events and Submissions/Topic
Sources of Aviation Law Aviation Laws and the Legal System		Lecture and Tutorial

### Week 2 - 22 Jul 2019

Module/Topic	Chapter	Events and Submissions/Topic
Australian Aviation Laws and Aviation Agencies		Lecture and Tutorial

### Week 3 - 29 Jul 2019

Module/Topic	Chapter	Events and Submissions/Topic
Australian Aviation Law continued		Lecture and Tutorial
<b>Week 4 - 05 Aug 2019</b>		
Module/Topic	Chapter	Events and Submissions/Topic
Australian Aviation Law continued		Lecture and Tutorial
<b>Week 5 - 12 Aug 2019</b>		
Module/Topic	Chapter	Events and Submissions/Topic
Australian Aviation Law continued		Lecture and Tutorial
<b>Vacation Week - 19 Aug 2019</b>		
Module/Topic	Chapter	Events and Submissions/Topic
Vacation		
<b>Week 6 - 26 Aug 2019</b>		
Module/Topic	Chapter	Events and Submissions/Topic
Law of Torts and Criminal Law		Lecture and Tutorial
<b>Week 7 - 02 Sep 2019</b>		
Module/Topic	Chapter	Events and Submissions/Topic
Contract Law		Lecture and Tutorial
<b>Week 8 - 09 Sep 2019</b>		
Module/Topic	Chapter	Events and Submissions/Topic
Worldwide Aviation Organizations and International Aviation Law		Lecture and Tutorial
<b>Week 9 - 16 Sep 2019</b>		
Module/Topic	Chapter	Events and Submissions/Topic
Aviation Security and Airport Operations		Lecture and Tutorial
		<b>Written Assessment</b> Due: Week 9 Friday (20 Sept 2019) 5:00 pm AEST
<b>Week 10 - 23 Sep 2019</b>		
Module/Topic	Chapter	Events and Submissions/Topic
Accident, Accident Investigation Regulations and Organization		Lecture and Tutorial
<b>Week 11 - 30 Sep 2019</b>		
Module/Topic	Chapter	Events and Submissions/Topic
Employment, Commercial, Maintenance Activities and the law		Lecture and Tutorial
<b>Week 12 - 07 Oct 2019</b>		
Module/Topic	Chapter	Events and Submissions/Topic
UV operations and the Law Air Traffic Control and the law		Lecture and Tutorial
<b>Review/Exam Week - 14 Oct 2019</b>		
Module/Topic	Chapter	Events and Submissions/Topic
Review		Lecture
<b>Exam Week - 21 Oct 2019</b>		
Module/Topic	Chapter	Events and Submissions/Topic
Examination		Examination

## Term Specific Information

John Blair is the lecturer for this unit and can be contacted via:  
email: j.blair@cqu.edu.au,  
Tel: 074037575

## Assessment Tasks

### 1 Written Assessment

#### **Assessment Type**

Written Assessment

#### **Task Description**

This assignment aims to reinforce the Aviation Law material covered in the first 9 weeks of this unit.

Specifically, students are required to research, analyze and report on Australian Laws influencing the operation and safety of aviation operations in Australia. Further research into International organizations and laws encompassing the International operations of commercial aircraft is included in this assessment.

Students must understand and express detailed knowledge of the Law of Torts, Contract and the Criminal laws of Australia. Additionally, awareness of liability for infringement and comprehension of responsibilities of pilots in the industry is essential for successful completion of this task.

Your assessment document must be produced in electronic form (either as (a) a single page word processed document, (b) a single page Publisher document saved in a PDF format, or (c) a single Power Point slide saved in a PDF format) and should be submitted through the assessment link in Moodle, by uploading your file following the on-screen instructions. Note: all submissions are processed through the similarity detection software (called Turnitin) hence, the requirement to submit the Publisher or Power Point documents as PDF files.

You must ensure that all of the work submitted is your own, in line with University Policy requirements.

#### **Assessment Due Date**

Week 9 Friday (20 Sept 2019) 5:00 pm AEST

#### **Return Date to Students**

Week 12 Friday (11 Oct 2019)

#### **Weighting**

40%

#### **Minimum mark or grade**

50%

#### **Assessment Criteria**

Assessment Criteria

High distinction standard

- \* the answer is very well written and clearly expressed
- \* there is a demonstrated appreciation and understanding of the issues involved
- \* the answer is well structured and logically organised
- \* demonstrated mastery of referencing system
- \* there is evidence of a comprehensive analysis of the issues
- \* conclusions are backed by well-reasoned arguments demonstrating a detailed insight and analysis of issues
- \* comprehensive coverage of all relevant issues

Distinction standard

- \* the answer is well written and expressed
- \* the answer is structured and logical
- \* the issues have been reasonably well identified and appreciated
- \* there is correct use of referencing

- \* issues have been analysed
  - \*\* there is a comprehensive coverage of the issues
- Credit standard
- \*the answer is generally well written and expressed
  - \* the answer is structured and sequential
  - \* referencing is satisfactory
  - \* issues are identified and addressed
  - \* there has been an attempt to analyse some of the issues
  - \* the coverage of issues is reasonably comprehensive often with a good treatment and analysis of particular points
  - \* depth of treatment is often lacking in some of the issues.
- Pass standard
- \* the answer is able to be followed and understood
  - \* the answer could perhaps be better organised and structured
  - \* the referencing may need improvement
  - \* issues may need to be identified and addressed in more depth
  - \* analysis when present may be incorrect
  - \* sometimes the conclusions reached are simple
  - \* there may be quantities of material of marginal relevance included in the answer.
- Fail standard
- \* the answer may be significantly short of the required length
  - \* the written expression is poor and difficult to understand
  - \* the answer is poorly organised
  - \* there has been a failure to identify and address the issues in the question
  - \* referencing is generally inadequate
  - \* the reasoning and application demonstrated is poor
  - \* frequently there is much irrelevant material.

### Referencing Style

- [Harvard \(author-date\)](#)

### Submission

Online

### Submission Instructions

Your assessment document must be produced in electronic form (either as (a) a single page word processed document, (b) a single page Publisher document saved in a PDF format, or (c) a single Power Point slide saved in a PDF format) and should be submitted through the assessment link in Moodle, by uploading your file following the on-screen instructions. Note: all submissions are processed through the similarity detection software (called Turnitin) hence, the requirement to submit the Publisher or Power Point documents as PDF files.

### Learning Outcomes Assessed

- Discuss law relevant to aviation staff and management
- Identify aviation industry conduct which would be considered negligence, breach of contract or a criminal offence
- Explain how the international civil aviation organisation regulates international flight safety
- Compare the various international conventions which affect the aviation industry such as the Warsaw and Montreal Conventions
- Discuss the specific air laws, rules and procedures that apply to pilots and flight crew.

### Graduate Attributes

- Communication
- Problem Solving
- Critical Thinking
- Information Literacy
- Information Technology Competence
- Cross Cultural Competence
- Ethical practice

## Examination

### Outline

Complete an invigilated examination.

**Date**

During the examination period at a CQUniversity examination centre.

**Weighting**

60%

**Length**

120 minutes

**Minimum mark or grade**

50%

**Exam Conditions**

Open Book.

**Materials**

Dictionary - non-electronic, concise, direct translation only (dictionary must not contain any notes or comments).

Calculator - non-programmable, no text retrieval, silent only

## Academic Integrity Statement

As a CQUniversity student you are expected to act honestly in all aspects of your academic work.

Any assessable work undertaken or submitted for review or assessment must be your own work. Assessable work is any type of work you do to meet the assessment requirements in the unit, including draft work submitted for review and feedback and final work to be assessed.

When you use the ideas, words or data of others in your assessment, you must thoroughly and clearly acknowledge the source of this information by using the correct referencing style for your unit. Using others' work without proper acknowledgement may be considered a form of intellectual dishonesty.

Participating honestly, respectfully, responsibly, and fairly in your university study ensures the CQUniversity qualification you earn will be valued as a true indication of your individual academic achievement and will continue to receive the respect and recognition it deserves.

As a student, you are responsible for reading and following CQUniversity's policies, including the [Student Academic Integrity Policy and Procedure](#). This policy sets out CQUniversity's expectations of you to act with integrity, examples of academic integrity breaches to avoid, the processes used to address alleged breaches of academic integrity, and potential penalties.

**What is a breach of academic integrity?**

A breach of academic integrity includes but is not limited to plagiarism, self-plagiarism, collusion, cheating, contract cheating, and academic misconduct. The Student Academic Integrity Policy and Procedure defines what these terms mean and gives examples.

**Why is academic integrity important?**

A breach of academic integrity may result in one or more penalties, including suspension or even expulsion from the University. It can also have negative implications for student visas and future enrolment at CQUniversity or elsewhere. Students who engage in contract cheating also risk being blackmailed by contract cheating services.

**Where can I get assistance?**

For academic advice and guidance, the [Academic Learning Centre \(ALC\)](#) can support you in becoming confident in completing assessments with integrity and of high standard.

**What can you do to act with integrity?**

**Be Honest**

If your assessment task is done by someone else, it would be dishonest of you to claim it as your own

**Seek Help**

If you are not sure about how to cite or reference in essays, reports etc, then seek help from your lecturer, the library or the Academic Learning Centre (ALC)

**Produce Original Work**

Originality comes from your ability to read widely, think critically, and apply your gained knowledge to address a question or problem