



LAWS11060 Criminal Law

Term 1 - 2024

Profile information current as at 13/05/2024 07:28 pm

All details in this unit profile for LAWS11060 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.

General Information

Overview

LAWS11060 Criminal law provides knowledge of the procedures of and general doctrines of criminal law with emphasis on offences against the person (including murder, manslaughter and assault) and against property (including stealing) as expressed in the Queensland Criminal Code. Selective treatment is given to various defences and to the elements of criminal procedure. This unit meets the LPAB requirements for criminal law and procedure.

Details

Career Level: *Undergraduate*

Unit Level: *Level 1*

Credit Points: 6

Student Contribution Band: 10

Fraction of Full-Time Student Load: 0.125

Pre-requisites or Co-requisites

Corequisite: LAWS11057

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 1 - 2024

- 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. **Take Home Exam**

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

Positive feedback from students that the bail application was authentic.

Recommendation

It is recommended that Criminal Law continue to adopt authentic assessment tasks. Criminal Law is well suited for authentic assessment tasks given the practice of criminal law involves oral advocacy such as a bail application or a sentencing hearing and written advocacy such as an appeal.

Feedback from Student feedback, moodle and email

Feedback

Positive feedback from students that the feedback on the bail application gave them practical tips and suggestions for criminal law practice.

Recommendation

Authentic assessment tasks such as a bail application should give students feedback in two forms, the first is pre due date feedback in the form of practical discussions with students in the Zoom sessions and post submission feedback in the form of specific suggestions on how to improve legal advocacy in the criminal law context.

Feedback from Student feedback

Feedback

In some Zoom sessions students had an opportunity to debate recent criminal law topics which students said gave them an opportunity to interact.

Recommendation

The UC will continue to develop moot topics in live Zoom sessions to encourage students to practice their legal argument (in a non assessed context) which is a key legal advocacy skill for legal practice.

Unit Learning Outcomes

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

1. Analyse and explain the elements of the criminal offence or defence, and the onus and burden of proof
2. Research and apply principles of criminal law in Queensland as expressed in legislation and case law to the analysis of criminal law problems
3. Apply skills in communication, critical legal thinking and reasoning.

Alignment of Learning Outcomes, Assessment and Graduate Attributes

 N/A Level	 Introductory Level	 Intermediate Level	 Graduate Level	 Professional Level	 Advanced Level
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Alignment of Assessment Tasks to Learning Outcomes

Assessment Tasks	Learning Outcomes		
	1	2	3
1 - Written Assessment - 40%		•	•
2 - Take Home Exam - 60%	•	•	•

Alignment of Graduate Attributes to Learning Outcomes

Graduate Attributes	Learning Outcomes		
	1	2	3
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			

Textbooks and Resources

Textbooks

LAWS11060

Prescribed

Principles of Criminal Law in Queensland and Western Australia

3rd Edition (2020)

Authors: Kelley Burton, Thomas Crofts, Stella Tarrant

Lawbook Co., Australia

Pymont, NSW, Australia

ISBN: 9780455242972

Binding: Paperback

[View textbooks at the CQUniversity Bookshop](#)

IT Resources

You will need access to the following IT resources:

- CQUniversity Student Email
- Internet
- Unit Website (Moodle)
- Camera and microphone for attending Zoom tutorials

Referencing Style

All submissions for this unit must use the referencing style: [Australian Guide to Legal Citation, 4th ed](#)
For further information, see the Assessment Tasks.

Teaching Contacts

Nichola Corbett-Jarvis Unit Coordinator

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Rachel Boivin Unit Coordinator

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Schedule

Week 1 - 04 Mar 2024

Module/Topic	Chapter	Events and Submissions/Topic
Introduction to criminal law principles, warrant and arrest process, and bail	Textbook: Chapters 1 & 2	

Week 2 - 11 Mar 2024

Module/Topic	Chapter	Events and Submissions/Topic
Court processes in criminal law and sentencing	Textbook: Chapter 16	

Week 3 - 18 Mar 2024

Module/Topic	Chapter	Events and Submissions/Topic
Inchoate and secondary liability	Textbook: Chapters 14 & 15	

Week 4 - 25 Mar 2024

Module/Topic	Chapter	Events and Submissions/Topic
Homicide	Textbook: Chapter 4	

Week 5 - 01 Apr 2024		
Module/Topic	Chapter	Events and Submissions/Topic
Assault and sexual assault	Textbook: Chapters 5 & 6	
Vacation Week - 08 Apr 2024		
Module/Topic	Chapter	Events and Submissions/Topic
Week 6 - 15 Apr 2024		
Module/Topic	Chapter	Events and Submissions/Topic
Offences relating to property (stealing and robbery)	Textbook: Chapter 7	
Week 7 - 22 Apr 2024		
Module/Topic	Chapter	Events and Submissions/Topic
Offences relating to property (burglary, receiving, fraud) and drug offences	Textbook: Chapters 7 & 8	
Week 8 - 29 Apr 2024		
Module/Topic	Chapter	Events and Submissions/Topic
Defences: Mistake	Textbook: Chapter 13	
Week 9 - 06 May 2024		
Module/Topic	Chapter	Events and Submissions/Topic
Defences: Self Help and Provocation	Textbook: Chapters 9 & 10	Practical skills task - written application Due: Week 9 Tuesday (7 May 2024) 6:00 pm AEST
Week 10 - 13 May 2024		
Module/Topic	Chapter	Events and Submissions/Topic
Defences: Insanity	Textbook: Chapter 12	
Week 11 - 20 May 2024		
Module/Topic	Chapter	Events and Submissions/Topic
Defences: Intoxication	Textbook: Chapter 12	
Week 12 - 27 May 2024		
Module/Topic	Chapter	Events and Submissions/Topic
Revision and preparation for final assessment	See week 12 on Moodle	
Review/Exam Week - 03 Jun 2024		
Module/Topic	Chapter	Events and Submissions/Topic
Final take home exam to be held during the exam period Release date and time of the exam to be advised during the term		
Exam Week - 10 Jun 2024		
Module/Topic	Chapter	Events and Submissions/Topic

Assessment Tasks

1 Practical skills task - written application

Assessment Type

Written Assessment

Task Description

You will be presented with a criminal law problem scenario and you must advance legal arguments on behalf of one or more of the characters in the scenario. To complete the task you must undertake legal research and apply this research to support your legal argument.

The purpose of this assessment is to develop and build your legal advocacy skills and written communication skills.

Assessment Due Date

Week 9 Tuesday (7 May 2024) 6:00 pm AEST

Students must upload their assessment as a Word document.

Return Date to Students

Week 12 Monday (27 May 2024)

The assessment and feedback will be returned after all students in this unit, including those with an approved extension, have submitted their assessment.

Weighting

40%

Assessment Criteria

You will be assessed on your ability to:

- conduct legal research,
- identify issues,
- apply the law to the facts
- advance persuasive legal arguments,
- communicate effectively in writing, and
- referencing in accordance with the *Australian Guide to Legal Citation* (AGLC4)

A criteria rubric will be provided in Moodle under the 'Assessment' tile.

Referencing Style

- [Australian Guide to Legal Citation, 4th ed](#)

Submission

Online

Submission Instructions

Students must upload their assessment as a Word document.

Learning Outcomes Assessed

- Research and apply principles of criminal law in Queensland as expressed in legislation and case law to the analysis of criminal law problems
- Apply skills in communication, critical legal thinking and reasoning.

2 Invigilated Take Home Exam

Assessment Type

Take Home Exam

Task Description

This individual written assessment involves answering questions on a hypothetical scenario, covering any of the topics raised in this unit. Students have a limited timeframe to submit their answers on Moodle and must be invigilated via Zoom while they complete this assessment. Students will be advised of the exact time for the assessment via Moodle once the examination timetable has been finalised.

The invigilated take-home examination is 2.5 hours (150 minutes) duration. Students should consult the Invigilated Take-home Examination Guidelines, College of Law, Criminology and Justice, available from the Laws Moodle site. A requirement of these guidelines is that students must obtain a student card for verification purposes.

Students must also have access to a reliable and adequate internet connection, and a computer, tablet, or laptop equipped with a working webcam, working microphone, Zoom installed and access to the unit Moodle site via an Internet browser.

Extensions are not permitted for invigilated take-home examinations.

Submissions after the deadline has passed will not be accepted and will receive a mark of zero.

Failure to attend the invigilated take-home examination will result in a mark of zero.

Exam conditions apply to all invigilated take-home examinations.

Assessment Due Date

Students must upload their paper as a Word document to Moodle. Date and time to be advised once the examination timetable has been finalised

Return Date to Students

Results will be withheld until certification of grades.

Weighting

60%

Assessment Criteria

You will be assessed on your ability to:

- identify legal issues,
- explain the law and apply it to the facts,
- advance legal arguments,
- reach logical conclusions,
- communicate effectively in writing, and
- reference in accordance with the *Australian Guide to Legal Citation* (AGLC4).

Referencing Style

- [Australian Guide to Legal Citation, 4th ed](#)

Submission

Online

Submission Instructions

To be uploaded to Moodle via the assessment 2 upload link as a word document

Learning Outcomes Assessed

- Analyse and explain the elements of the criminal offence or defence, and the onus and burden of proof
- Research and apply principles of criminal law in Queensland as expressed in legislation and case law to the analysis of criminal law problems
- Apply skills in communication, critical legal thinking and reasoning.

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