



# LAWS11066 Contracts

## Term 2 - 2024

Profile information current as at 21/09/2024 11:25 am

All details in this unit profile for LAWS11066 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

This unit is designed to provide you with knowledge of the fundamental principles of the law of Contract in Australia. Along with the law of Torts, this unit will provide you with a solid foundation in many of the civil law issues faced in legal practice. The unit first canvasses the theoretical underpinnings of contract law, before examining the principles of a valid and enforceable contract, including intention to create legal relations, capacity and consideration, including promissory estoppel. You will then investigate and reflect on the contents, construction and interpretation of a contract and the doctrine of privity. The unit then moves on to consider contracts with a vitiating element such as mistake, misrepresentation, duress, undue influence, unconscionable contracts, and illegal and void contracts. Finally the unit examines the ways in which a contract may be assigned, discharged, terminated, and the remedies available for non-performance of a contract. This unit meets the Legal Practitioners Admissions Board requirements for Contracts.

#### 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

Co-requisite: LAWS11057 Introduction to Law

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 - 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. **Online Quiz(zes)**

Weighting: 10%

#### 2. **Written Assessment**

Weighting: 40%

#### 3. **Take Home Exam**

Weighting: 50%

### 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 T1/2024 SUTE data

##### **Feedback**

I couldn't be more grateful to have had AJ as my first term lecturer for my law degree. Her enthusiasm, dedication to the students and passion for law is so appreciated. Contracts has been an enjoyable subject but without AJ's thorough teaching it would have been incredibly difficult. I felt it was extremely critical to receive the personalized feedback on weekly content at the start of the unit and again on formal assessments. I really hope that CQU can encourage and strive to allocate enough resources/time for the lecturers to all be able to provide this as it has been an imperative part of my learning journey, especially so early on in the degree. I am daunted at the idea of taking on other subjects where the lecturers may not be as engaged with providing support and feedback and will really miss the environment that AJ has created this term.

##### **Recommendation**

Retain focus on pastoral care, connection and community-building via Teams, formative work and general student support.

#### Feedback from T1/2024 SUTE data

##### **Feedback**

some of the videos had noise in the background and was really distracting to the point where I just switched it off and worked through the slideshows and other reading material instead.

##### **Recommendation**

Review the videos to ascertain which are the affected ones.

## Unit Learning Outcomes

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

1. Identify and discuss prerequisites and formal requirements for contracting, interpretation, performance and discharge of contracts, remedies for breach, and differentiate the various basic contract law theories.
2. Interpret contract law questions and dispute scenarios, implementing statute and case law to explain advice.
3. Interpret legal texts, databases, develop research strategies, locate appropriate legal authorities to discuss contract questions and problems.
4. Develop structured arguments to discuss and explain responses to contract problems, communicate effectively in writing.

This unit satisfies the Priestley 11 requirements for Contracts as approved by the Legal Practitioners Admissions Board.

## 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	4
1 - Written Assessment - 10%	•			
2 - Written Assessment - 40%	•	•	•	•
3 - Take Home Exam - 50%	•	•	•	•

### Alignment of Graduate Attributes to Learning Outcomes

Graduate Attributes	Learning Outcomes			
	1	2	3	4
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

LAWS11066

#### Prescribed

#### An Introduction to the Law of Contract

Edition: 11th edn (2023)

Authors: Stephen Graw

Lawbook Co (Thomson Reuters)

Pymont, NSW, Australia

ISBN: 978-0455248219

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
- CQU Student ID for invigilated take-home examination

## 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

**AJ George** Unit Coordinator

[a.m.george@cqu.edu.au](mailto:a.m.george@cqu.edu.au)

## Schedule

### Week 1 - Overview, Principles and Theories - 08 Jul 2024

Module/Topic	Chapter	Events and Submissions/Topic
<ul style="list-style-type: none"><li>• Theories of Contract Law</li><li>• Legal Research and the Doctrine of Precedent</li><li>• Skills Building</li></ul>	<ul style="list-style-type: none"><li>• <i>Theories of Contract Law</i> – set resource: Jeannie Paterson, Andrew Roberts and Arlen Duke, <i>Principles of Contract Law</i> (Lawbook Co, 4<sup>th</sup> edition 2012), <b>Chapters 1 and 2</b> (pdf on Moodle, under 'Week 1' tile).</li><li>• <i>Basic Legal knowledge</i> – prescribed text: Stephen Graw, <i>An Introduction to the Law of Contract</i> (Lawbook Co, Thomson Reuters, 10th edition 2020) ('Text'), <b>Chapters 1 and 2</b>.</li><li>• <i>Skills building</i>– resources under the 'Skills Building' tile on Moodle.</li></ul>	<ul style="list-style-type: none"><li>• Complete the skills building tasks for week 1 (under Skills Building Tile on Moodle)</li><li>• Complete the tutorial work for week 1 (under Week 1 Tile)</li></ul>

### Week 2 - Intention to Create Legal Relations - 15 Jul 2024

Module/Topic	Chapter	Events and Submissions/Topic
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<ul style="list-style-type: none"> <li>• Intention to Create Legal Relations</li> <li>• <i>Skills Building</i></li> </ul>	<ul style="list-style-type: none"> <li>• <i>Legal Knowledge</i> – Text, <b>Chapter 5</b> ‘Intention to be bound’.</li> <li>• <i>Skills Building</i> – resources under the ‘Skills Building’ tile on Moodle for week 2.</li> </ul>	<ul style="list-style-type: none"> <li>• Complete the skills building tasks for week 2 (under Skills Building Tile on Moodle)</li> <li>• Complete the tutorial work for week 2 (under Week 2 Tile)</li> </ul>
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### Week 3 - Capacity to Contract - 22 Jul 2024

Module/Topic	Chapter	Events and Submissions/Topic
<ul style="list-style-type: none"> <li>• Capacity to Contract</li> </ul>	<ul style="list-style-type: none"> <li>• Text, <b>Chapter 7</b>, ‘Capacity to Contract’.</li> </ul>	<ul style="list-style-type: none"> <li>• Complete the tutorial work for week 3 (under Week 3 Tile)</li> <li>• <b>Revise for your first quiz due next week</b></li> </ul>

### Week 4 - Offer and Acceptance - 29 Jul 2024

Module/Topic	Chapter	Events and Submissions/Topic
<ul style="list-style-type: none"> <li>• Offer and Acceptance</li> </ul>	<ul style="list-style-type: none"> <li>• Text: <ul style="list-style-type: none"> <li>◦ <b>Chapter 3</b>, ‘The Offer’,</li> <li>◦ <b>Chapter 4</b>, ‘Acceptance’,</li> <li>◦ <b>Chapter 17</b>, ‘Contracting Electronically’, <b>but only paragraphs 17.1-17.5</b>.</li> </ul> </li> <li>• Lindy Willmott, Sharon Christensen, Des Butler and Bill Dixon, <i>Contract Law</i> (Oxford Publishing, 5<sup>th</sup> ed, 2018) <b>pages 76-81. This text is available as an eBook in the CQU library, click <a href="#">HERE</a> or <a href="#">HERE</a>.</b></li> </ul>	<ul style="list-style-type: none"> <li>• Complete the tutorial work for week 4 (under Week 4 Tile)</li> <li>• <b>Revise for your first quiz, DUE THIS WEEK (Friday)</b></li> </ul>

### Week 5 - Consideration and Estoppel - 05 Aug 2024

Module/Topic	Chapter	Events and Submissions/Topic
<ul style="list-style-type: none"> <li>• Consideration and Estoppel</li> </ul>	<ul style="list-style-type: none"> <li>• Text, <b>Chapter 6</b>, ‘Consideration’.</li> </ul>	<ul style="list-style-type: none"> <li>• Complete the tutorial work for week 5 (under Week 5 Tile)</li> <li>• <b>Start working on your mid-term paper</b></li> </ul>

### Mid-Term Break Week - 12 Aug 2024

Module/Topic	Chapter	Events and Submissions/Topic
<ul style="list-style-type: none"> <li>• Revision</li> </ul>	<ul style="list-style-type: none"> <li>• Revision</li> </ul>	<ul style="list-style-type: none"> <li>• <b>Continue working on your mid-term paper</b></li> </ul>

### Week 6 - Doctrine of Privity - 19 Aug 2024

Module/Topic	Chapter	Events and Submissions/Topic
<ul style="list-style-type: none"> <li>• Doctrine of Privity, and</li> <li>• (Make a Start on) Content &amp; Construction of Contracts</li> </ul>	<ul style="list-style-type: none"> <li>• Text, <b>Chapter 8</b>, ‘Privity of Contract’.</li> <li>• Text, <b>first half of Chapter 9</b>, ‘Contents of a Contract’.</li> <li>• <b>*Note: the Content and Construction topic is very resource-intensive, so split the readings and resources (incl videos) across weeks 6 and 7. See the weeks 6 and 7 tiles in Moodle for further information.</b></li> </ul>	<ul style="list-style-type: none"> <li>• Complete the tutorial work for week 6 (under Week 6 Tile)</li> <li>• <b>Finalise mid-term paper written assessment, <u>DUE NEXT MONDAY</u></b></li> </ul>

### Week 7 - Content and Construction of Contracts - 26 Aug 2024

Module/Topic	Chapter	Events and Submissions/Topic
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• Content & Construction of Contracts	<ul style="list-style-type: none"> <li>• Text: <ul style="list-style-type: none"> <li>◦ <b>Complete reading Chapter 9</b>, 'Contents of a Contract'; and</li> <li>◦ <b>Chapter 10</b>, 'Exempting, Excluding and Limiting Terms'.*</li> </ul> </li> <li>*<b>10.530-580 are optional only.</b></li> <li>• Case law: <i>Associated Newspapers Ltd v Bancks</i> (1951) 83 CLR 322.</li> <li>• Strongly recommended: Study guide 7A, the Australian Consumer Law (on Moodle).</li> </ul>	<ul style="list-style-type: none"> <li>• Complete the tutorial work for week 7 (under Week 7 Tile)</li> <li>• <b>**Mid-term paper assessment due on Monday of this week!</b></li> </ul> <p><b>Problem-based questions</b> Due: Week 7 Monday (26 Aug 2024) 11:45 pm AEST</p>
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#### Week 8 - Illegal and Void Contracts and the Doctrine of Mistake - 02 Sep 2024

Module/Topic	Chapter	Events and Submissions/Topic
<ul style="list-style-type: none"> <li>• Illegal and Void Contracts; and</li> <li>• The Doctrine of Mistake.</li> </ul>	<ul style="list-style-type: none"> <li>• Text: <ul style="list-style-type: none"> <li>◦ <b>Chapter 14</b>, 'Illegal and void contracts'; and</li> <li>◦ <b>Chapter 11</b>, 'Mistake'.</li> </ul> </li> </ul>	<ul style="list-style-type: none"> <li>• Complete the tutorial work for week 8 (under Week 8 Tile)</li> </ul>

#### Week 9 - Misrepresentation and Misleading and Deceptive Conduct - 09 Sep 2024

Module/Topic	Chapter	Events and Submissions/Topic
<ul style="list-style-type: none"> <li>• Misrepresentation; and</li> <li>• Misleading or Deceptive Conduct.</li> </ul>	<ul style="list-style-type: none"> <li>• Text, <b>Chapter 12</b>, 'Misrepresentation'.</li> </ul>	<ul style="list-style-type: none"> <li>• Complete the tutorial work for week 9 (under Week 9 Tile)</li> </ul>

#### Week 10 - Duress, undue Influence and Unconscionable Conduct - 16 Sep 2024

Module/Topic	Chapter	Events and Submissions/Topic
The doctrines of: <ul style="list-style-type: none"> <li>• Duress,</li> <li>• Undue Influence,</li> <li>• Unconscionable Conduct.</li> </ul>	<ul style="list-style-type: none"> <li>• Text, <b>Chapter 13</b>, 'Duress, Undue Influence and Unconscionability'.</li> </ul>	<ul style="list-style-type: none"> <li>• <b>Revise for your second quiz, due next week</b></li> <li>• Complete the tutorial work for week 10 (under Week 10 Tile)</li> </ul>

#### Week 11 - Discharging a Contract - 23 Sep 2024

Module/Topic	Chapter	Events and Submissions/Topic
<ul style="list-style-type: none"> <li>• Discharging a contract</li> </ul>	<ul style="list-style-type: none"> <li>• Text, <b>Chapter 15</b>, 'Discharging a Contract'.</li> </ul>	<ul style="list-style-type: none"> <li>• Complete the tutorial work for week 11 (under Week 11 Tile).</li> <li>• <b>Start revision for the final take-home exam</b></li> <li>• <b>SUBMIT ANSWERS TO THE SECOND QUIZ</b></li> </ul>

#### Week 12 - Remedies - 30 Sep 2024

Module/Topic	Chapter	Events and Submissions/Topic
<ul style="list-style-type: none"> <li>• Remedies</li> </ul>	<ul style="list-style-type: none"> <li>• Text, <b>Chapter 16</b>, 'Remedies'.</li> </ul>	<ul style="list-style-type: none"> <li>• Complete the tutorial work for week 12 (under Week 12 Tile)</li> <li>• <b>Continue revision for the final take-home exam</b></li> </ul>

#### Review/Exam Week - 07 Oct 2024

Module/Topic	Chapter	Events and Submissions/Topic
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#### Exam Week - 14 Oct 2024

Module/Topic	Chapter	Events and Submissions/Topic
Revision for final take-home exam	Revision for final take-home exam	<b>Revision for final take-home exam</b>

## Assessment Tasks

1 Written assessment 5% + 5%

**Assessment Type**

Online Quiz(zes)

**Task Description**

The first quiz is designed to give students an early opportunity to assess their progress in this subject. The quiz will consist of ten questions worth half a mark each (TOTAL 5 marks/5%).

The second quiz is designed to give students an additional opportunity to assess their progress later in this subject. The quiz will consist of ten questions worth half a mark each (TOTAL 5 marks/5%).

**Number of Quizzes**

2

**Frequency of Quizzes**

Other

**Assessment Due Date**

The FIRST quiz is due week 4, Friday 2 August 2024, 11.45 PM AEST. The SECOND quiz is due week 11, FRIDAY 27 September 2024, 11.45 PM AEST.

**Return Date to Students**

After closure of the quiz(zes).

**Weighting**

10%

**Assessment Criteria**

The criteria for these quizzes are primarily knowledge-based, emphasising the student's ability to understand key concepts and identify the appropriate information to answer key questions.

**Referencing Style**

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

**Submission**

Online

**Submission Instructions**

Complete and submit online via link on Moodle.

**Learning Outcomes Assessed**

- Identify and discuss prerequisites and formal requirements for contracting, interpretation, performance and discharge of contracts, remedies for breach, and differentiate the various basic contract law theories.

## 2 Problem-based questions

**Assessment Type**

Written Assessment

**Task Description**

This assessment involves answering a problem-based question or questions. Your answer, which must cite and apply appropriate legal principles and case law, will consist of an MS Word file with a maximum of 1,750 words. All submissions must include appropriate legal footnotes that are compliant with Australian Guide to Legal Referencing 4th edition. The file must be submitted online via Moodle. Professional presentation including spelling and grammar checks, and pagination, are required.

Full details of the assessment and the submission process will be provided on the Moodle site.

**Assessment Due Date**

Week 7 Monday (26 Aug 2024) 11:45 pm AEST

Complete and submit via link on Moodle.

**Return Date to Students**

Two weeks from due date.

**Weighting**

40%

**Assessment Criteria**

This assessment will be graded according to the following marking criteria, which are a general guide:



Knowledge of law, especially core concepts  
 Effectiveness of research in acquiring such knowledge  
 Correctness of referencing  
 Analysis and critical thinking, including application of law to facts  
 Logical and coherent presentation of arguments/analysis with appropriate structure  
 Attention to the requirements of the question, including addressing the questions as specified and avoiding irrelevant diversions or regurgitation of law without any connection with the question or the analysis.  
 See the rubric:

	High Distinction	Distinction	Credit	Pass	Fail
Issues	Correctly identifies and describes all of the technical legal issues, expresses with clarity and precision.	Correctly identifies and describes most of the technical legal issues, clear and precise.	Correctly identifies and describes most of the issues, but with less than optimal clarity and precision in some instances.	Correctly identifies and describes some of the issues though not expressed with optimal clarity and precision.	Misses a significant proportion of the issues.
Rules	Correctly identifies and describes the relevant principles and rules, names appropriate authorities; clear and succinct explanatory observations.	Correctly identifies and describes most of the principles and rules relevant to the issues and properly names the authority for them, with explanatory observations that illuminate and clarify those principles and rules.	Correctly identifies and describes some of the principles and rules relevant to the issues and properly names the authority for them.	Correctly identifies some of the principles and rules relevant to the issues, but with the omission of some relevant case and/or legislative authorities.	Misses a significant proportion of the main principles and rules, and quite a few of the relevant cases and/or legislation, which are authority for them.
Application	Exceptional analysis of the issues, demonstrated case mastery and application of the cases and principles to the question or fact scenario, enhanced by outstanding critical insight.	Excellent and complete analysis of issues, very good case mastery, application of the cases and principles to the question or scenario, showing some very good critical insight.	Sound and fairly complete analysis of the issues, some application of cases and principles to the question or scenario, but displaying minimal critical insight.	Generally sound analysis of the issues but patchy or minimal discussion of cases and application of case principles to scenario, with some omissions and little critical insight.	Little or no analysis revealing a lack of adequate understanding of the issues and principles and their application.
Conclusion	Well-argued conclusion, based on the evidence. Exceptionally strong critical insight and appreciation of any areas of uncertainty in the applicable law.	Well-argued conclusion, based on the evidence. Displays excellent critical insight and appreciation of any areas of uncertainty in the applicable law.	Well-argued conclusion, displaying some critical insight and appreciation of any areas of uncertainty in the applicable law.	Convincing conclusion, but little critical insight.	Poorly argued conclusion, displaying little understanding and no critical insight.
AGLC citation, structure, format, Presentation, spelling and grammar, Attention to detail, Following lecturer's instructions	Well-constructed assignment: appropriate, clear, and smooth transitions; sophisticated style; observes professional conventions of written English; free of spelling, grammatical and punctuation errors; consistent and accurate referencing according to the Australian Guide to Legal Citation (AGLC)	Well written and presented assignment: distinct units of thought in paragraphs; clear transitions between developed, coherent, and logically arranged paragraphs; excellent spelling, grammar and punctuation; consistent and accurate referencing according to the Australian Guide to Legal Citation (AGLC).	Overall well written and presented assignment: may be some undeveloped paragraphs; or unclear sentences; some grammatical, punctuation, or spelling errors; Australian Guide to Legal Citation (AGLC) referencing is at times inconsistent or demonstrates ability to reference only some source types accurately.	Adequately written and presented assignment: not consistently structured; tends to digress; would benefit from further proof reading and development of ideas. Inconsistent or inaccurate Australian Guide to Legal Citation (AGLC) referencing.	Simplistic; tends to narrate or merely summarize; illogical arrangement of ideas; many errors in grammar, punctuation, and/or spelling; poorly developed ideas; rushed and in need of editing; little regard for proper use of the Australian Guide to Legal Citation (AGLC)

## Referencing Style

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

## Submission

Online

## Submission Instructions

Complete and submit via link on Moodle.

## Learning Outcomes Assessed

- Identify and discuss prerequisites and formal requirements for contracting, interpretation, performance and discharge of contracts, remedies for breach, and differentiate the various basic contract law theories.
- Interpret contract law questions and dispute scenarios, implementing statute and case law to explain advice.
- Interpret legal texts, databases, develop research strategies, locate appropriate legal authorities to discuss contract questions and problems.
- Develop structured arguments to discuss and explain responses to contract problems, communicate effectively in writing.

## 3 TAKE HOME EXAM

### Assessment Type

Take Home Exam

### Task Description

The invigilated take-home examination will be set to take place in or around the standard examination week at the end of term. You will be advised of the exact date and time once the timetable for all law exams is published, which will be towards the end of the teaching weeks.

1. This invigilated take-home examination will be of **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.

2. A requirement of these guidelines is that students **must obtain a student card for verification purposes** - see [https://sportal.cqu.edu.au/\\_data/assets/pdf\\_file/0006/1113/Information-Sheet-Student-ID-Card-2017.pdf](https://sportal.cqu.edu.au/_data/assets/pdf_file/0006/1113/Information-Sheet-Student-ID-Card-2017.pdf).
3. 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.**
4. **No extensions are permitted** for invigilated take-home examinations.
5. Submissions after the deadline has passed will not be accepted and will receive a **mark of zero.**
6. Failure to attend the invigilated take-home examination will result in a **mark of zero.**
7. **Exam conditions apply** to all invigilated take-home examinations.

You will be given more information about the format of the invigilated take home examination on the Moodle site during the term.

### **Assessment Due Date**

No date or time has been set. More information will be provided on Moodle closer to the date.

### **Return Date to Students**

On release of grades.

### **Weighting**

50%

### **Assessment Criteria**

The following criteria will be relevant to the invigilated take-home examination:

Knowledge of law, especially core concepts

Where research (if any) is required, effectiveness of research in acquiring such knowledge

Correctness of referencing to the standard required by the assessment (This will be specified in the guidance for the exam)

Analysis and critical thinking, including application of law to facts and/or projecting possible fact scenarios arising from the law

Logical and coherent presentation of arguments/analysis with appropriate structure

Effective use of cases and/or hypothetical fact scenarios to illustrate legal reasoning

Attention to the requirements of the question, including addressing the questions as specified and avoiding irrelevant diversions or regurgitation of law without any connection with the question or the analysis.

### **Referencing Style**

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

### **Submission**

Online

### **Submission Instructions**

Complete and submit via link on Moodle.

### **Learning Outcomes Assessed**

- Identify and discuss prerequisites and formal requirements for contracting, interpretation, performance and discharge of contracts, remedies for breach, and differentiate the various basic contract law theories.
- Interpret contract law questions and dispute scenarios, implementing statute and case law to explain advice.
- Interpret legal texts, databases, develop research strategies, locate appropriate legal authorities to discuss contract questions and problems.
- Develop structured arguments to discuss and explain responses to contract problems, communicate effectively in writing.

## 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