



LAWS13018 Australian Consumer Law

Term 1 - 2020

Profile information current as at 02/05/2024 02:36 am

All details in this unit profile for LAWS13018 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

Australian Consumer Law examines the key concepts and principles of Australian Consumer Law. You will examine the Competition and Consumer Act 2010 (Cth) and analyse case law interpreting and applying the legislation. You will also examine the role of the Australian Competition and Consumer Commission in regulating the conduct of consumer law ensuring the rights and responsibilities of business and individuals. Current issues and recent case law regarding consumer law will provide you with an understanding of how the legislation is applied.

Details

Career Level: *Undergraduate*

Unit Level: *Level 3*

Credit Points: 6

Student Contribution Band: 10

Fraction of Full-Time Student Load: 0.125

Pre-requisites or Co-requisites

Pre- Requisites: Minimum completion of 48 credit points

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 - 2020

- 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. **Written Assessment**

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 in class, emails and via the 'have your say' survey.

Feedback

Students have suggested this unit should be split into two separate electives. One elective on Competition Law and a second elective on Consumer Law. Students have suggested two separate electives would enable them to decide if they want to study Competition Law or Consumer Law instead of both.

Recommendation

It is strongly recommended this unit is split into two electives, an elective in Competition Law and a separate elective in Consumer Law. Splitting the unit will enable students to select and spend a full term of study in either area of the law.

Unit Learning Outcomes

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

1. Explain the rationale for, and implementation of, consumer law policy in the Australian economy and society
2. Demonstrate proficient legal research skills to locate legislation and case law relevant to consumer law
3. Identify, apply and critically evaluate legislation and case law to a practical consumer law problem.

Alignment of Learning Outcomes, Assessment and Graduate Attributes



Alignment of Assessment Tasks to Learning Outcomes

Assessment Tasks	Learning Outcomes		
	1	2	3
1 - Written Assessment - 40%	•	•	•
2 - Written Assessment - 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	•	•	•

Graduate Attributes	Learning Outcomes		
	1	2	3
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 - Written Assessment - 60%	•	•	•	•		•		•		

Textbooks and Resources

Textbooks

LAWS13018

Prescribed

Corones' Australian Consumer Law

Edition: 4th (2019)

Authors: Jeannie Paterson

Thomson Reuters

Pymont , NSW , Australia

ISBN: 9780455242200

Binding: Paperback

Additional Textbook Information

Copies are available for purchase at the CQUni Bookshop here: <http://bookshop.cqu.edu.au> (search on the Unit code)

[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: [Australian Guide to Legal Citation, 4th ed](#)
For further information, see the Assessment Tasks.

Teaching Contacts

Lance Rundle Unit Coordinator
l.rundle@cqu.edu.au

Schedule

Week 1 - 09 Mar 2020

Module/Topic	Chapter	Events and Submissions/Topic
Introduction to Consumer Law	Chapter 1 and 2	Workshop One

Week 2 - 16 Mar 2020

Module/Topic	Chapter	Events and Submissions/Topic
General Consumer Protections - Misleading or deceptive conduct - Unconscionable conduct - Unfair Contract Terms	Chapter 3, 4 & 5	Workshop Two

Week 3 - 23 Mar 2020

Module/Topic	Chapter	Events and Submissions/Topic
Specific Consumer Protections - Specific False or Misleading Representations - Consumer Guarantees	Chapter 6 & 8	Workshop Three

Week 4 - 30 Mar 2020

Module/Topic	Chapter	Events and Submissions/Topic
Self guided learning		Problem Scenario Due: Week 4 Friday (3 Apr 2020) 11:59 pm AEST

Week 5 - 06 Apr 2020

Module/Topic	Chapter	Events and Submissions/Topic
Enforcement and Remedies	Chapter 13, 14 & 15	Workshop Four

Vacation Week - 13 Apr 2020

Module/Topic	Chapter	Events and Submissions/Topic
Self guided learning		

Week 6 - 20 Apr 2020

Module/Topic	Chapter	Events and Submissions/Topic
Self guided learning		

Week 7 - 27 Apr 2020

Module/Topic	Chapter	Events and Submissions/Topic
Self guided learning		

Week 8 - 04 May 2020

Module/Topic	Chapter	Events and Submissions/Topic
Final Take Home Paper Due		Final Take Home Paper Due: Week 8 Tuesday (5 May 2020) 8:00 am AEST

Assessment Tasks

1 Problem Scenario

Assessment Type

Written Assessment

Task Description

You will be presented with a legal problem and required to answer an assessment question that will be released on Moodle. You will be required to undertake research of legislation and case law and apply this research to support your legal argument and conclusion.

Assessment Due Date

Week 4 Friday (3 Apr 2020) 11:59 pm AEST

To be uploaded as a word document via the assessment 1 upload link on Moodle

Return Date to Students

Week 6 Monday (20 Apr 2020)

Grade and feedback will be returned on Moodle when all students in this unit have completed the assessment task.

Weighting

40%

Assessment Criteria

You will be assessed on your legal research and referencing skills, and ability to make your legal argument that links the law to the problem scenario using concise, clear and grammatically correct language.

Referencing Style

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

Submission

Online

Learning Outcomes Assessed

- Explain the rationale for, and implementation of, consumer law policy in the Australian economy and society
- Demonstrate proficient legal research skills to locate legislation and case law relevant to consumer law
- Identify, apply and critically evaluate legislation and case law to a practical consumer law problem.

Graduate Attributes

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

2 Final Take Home Paper

Assessment Type

Written Assessment

Task Description

The Final Take Home Paper will be released on Moodle in week 7 on Friday at 4pm.

The assessment will comprise problem scenarios requiring legal argument based on legislation and case law.

You must upload your answer on Moodle in a word document.

This assessment task must be completed by 8am Tuesday of week 8. In the absence of an approved extension, there will be no opportunity to complete the task after this date and there will be no opportunity to apply a late penalty of five per cent per day and you will receive a mark of zero for this assessment task.

Assessment Due Date

Week 8 Tuesday (5 May 2020) 8:00 am AEST

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

Return Date to Students

The final take home paper is considered an examination and will not be returned to students.

Weighting

60%

Assessment Criteria

You will be assessed on your research skills, your ability to reference case law, reference legislation and outline your legal argument linking the law to the problem scenario using concise, clear and grammatically correct language.

Referencing Style

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

Submission

Online

Learning Outcomes Assessed

- Explain the rationale for, and implementation of, consumer law policy in the Australian economy and society
- Demonstrate proficient legal research skills to locate legislation and case law relevant to consumer law
- Identify, apply and critically evaluate legislation and case law to a practical consumer law problem.

Graduate Attributes

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

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