



LAWS20061 *Management Law*

Term 2 - 2017

Profile information current as at 02/05/2024 07:36 am

All details in this unit profile for LAWS20061 have been officially approved by CQU University 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 introduces students to the key topics and concepts of law relevant to management decision making in an engineering context. While the topics present as typical for business and management students, the materials are contextualised and integrated with management-decision making, challenges and dilemmas. This unit traverses the following themes: The nature of law and legal institutions in the Australian context; ethical challenges and dilemmas for engineering managers within a regulated environment; law of professional negligence; general law of contract, contract processes and e-contracting; consumer protection and competition law under the Competition and Consumer Act 2010 (Cth); and the law and regulatory framework on employment in Australia. If you have successfully completed the unit LAWS20037 you should not enrol in this unit.

Details

Career Level: *Postgraduate*

Unit Level: *Level 9*

Credit Points: 6

Student Contribution Band: 10

Fraction of Full-Time Student Load: 0.125

Pre-requisites or Co-requisites

There are no requisites for this unit.

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 - 2017

- Brisbane
- Distance
- Melbourne
- Sydney

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 Postgraduate 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: 30%

2. **Presentation**

Weighting: 10%

3. **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 Internal review

Feedback

Few high grades

Recommendation

Further clarification on assessment tasks and expectations - More information on assessment tasks and expectations will need to be delivered during class and online.

Feedback from Internal review

Feedback

Student evaluation response rate needs to be improved

Recommendation

Teaching staff will need to encourage students to increase the response rate for teaching evaluations. Students need to be reminded more of the importance of their participation in this exercise.

Feedback from High Academic Misconduct cases, Review of Grades and complaints from Melbourne campus.

Feedback

Issues concerning teaching and assessment at Melbourne campus were not satisfactory and these relate to (1) teaching quality, (2) feedback on draft assessments that contributed to failures (3) clarity on assessment tasks and expectations and (4) High incidences of copying.

Recommendation

(1) Teaching quality - Appointment of sessional teaching staff will need to be revisited. (2) Feedback on assessment - Teaching staff must not provide direct feedback on the draft assessments. However, they can and should provide guidance to students by way of similar case studies discussed in class. (3) Clarity on assessment tasks and expectations - More information on assessment tasks and expectations will need to be delivered during class and online. (4) High incidences of copying resulting in large number of Academic Misconduct cases - Teaching staff need to remind students more about the severe consequences.

Feedback from In-class feedback

Feedback

Course material can be delivered with basic concepts in a more easier to understand manner.

Recommendation

Course material will be delivered with more emphasis on helping students understand better basic concepts.

Unit Learning Outcomes

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

1. evaluate and discuss the nature and framework of the Australian legal environment;
2. evaluate and discuss the ethical perspectives and values as part of the context of management law and engineering practice;
3. critically analyse the framework of the law of professional negligence and contract (including e-contracting) as integrated into management decisions;
4. critically analyse and evaluate the application of consumer and competition law to management decisions and conduct; and
5. critically appraise the evolving legal framework in relation to workplace relations.

Textbooks and Resources

Textbooks

LAWS20061

Prescribed

Law and Business

Edition: 4th (2014)

Authors: Tony Ciro Vivien Goldwasser Reeta Verma

Oxford University Press Australia & New Zealand

South Melbourne , VIC , Australia

ISBN: 9780195524048

Binding: Paperback

Additional Textbook Information

Students will receive access to the accompanying O-Book and online learning materials with the purchase of the textbook .

[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, 3rd ed](#)
For further information, see the Assessment Tasks.

Teaching Contacts

Johnny Huang Unit Coordinator
j.huang@cqu.edu.au

Schedule

Week 1 - 10 Jul 2017

Module/Topic	Chapter	Events and Submissions/Topic
Week 1 - Introduction to Australian Legal System	Tony Ciro, Vivien Goldwasser and Reeta Verma, <i>Law and Business</i> , (Oxford University Press Australia, South Melbourne, 4th ed, 2014), Ch 1-2.	

Week 2 - 17 Jul 2017

Module/Topic	Chapter	Events and Submissions/Topic
Week 2 - Business Ethics for Managers		Materials uploaded to Moodle website for Topic 2

Week 3 - 24 Jul 2017

Module/Topic	Chapter	Events and Submissions/Topic
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Week 3 - Contract (Formation Part I)
 Tony Ciro, Vivien Goldwasser and Reet Verma, *Law and Business*, (Oxford University Press Australia, South Melbourne, 4th ed, 2014), Ch 4-5.

Week 4 - 31 Jul 2017

Module/Topic	Chapter	Events and Submissions/Topic
Week 4 - Contract (Formation Part II)	Tony Ciro, Vivien Goldwasser and Reet Verma, <i>Law and Business</i> , (Oxford University Press Australia, South Melbourne, 4th ed, 2014), Ch 5.	

Week 5 - 07 Aug 2017

Module/Topic	Chapter	Events and Submissions/Topic
Week 5 - Contract (Contents & Consent)	Tony Ciro, Vivien Goldwasser and Reet Verma, <i>Law and Business</i> , (Oxford University Press Australia, South Melbourne, 4th ed, 2014), Ch 6, 7 and 9.	

Vacation Week - 14 Aug 2017

Module/Topic	Chapter	Events and Submissions/Topic

Week 6 - 21 Aug 2017

Module/Topic	Chapter	Events and Submissions/Topic
Week 6 - Contract (Discharge & Remedies for Breach of Contract)	Tony Ciro, Vivien Goldwasser and Reet Verma, <i>Law and Business</i> , (Oxford University Press Australia, South Melbourne, 4th ed, 2014), Ch 8 and 12.	

Week 7 - 28 Aug 2017

Module/Topic	Chapter	Events and Submissions/Topic
Week 7 - Australian Consumer Law	Tony Ciro, Vivien Goldwasser and Reet Verma, <i>Law and Business</i> , (Oxford University Press Australia, South Melbourne, 4th ed, 2014), Ch 10-11.	Online Quiz(zes) Due: Week 7 Thursday (31 Aug 2017) 9:00 pm AEST

Week 8 - 04 Sep 2017

Module/Topic	Chapter	Events and Submissions/Topic
Week 8 - Tort Law and Business	Tony Ciro, Vivien Goldwasser and Reet Verma, <i>Law and Business</i> , (Oxford University Press Australia, South Melbourne, 4th ed, 2014), Ch 3.	

Week 9 - 11 Sep 2017

Module/Topic	Chapter	Events and Submissions/Topic
Week 9 - Choice of Business Structure	Tony Ciro, Vivien Goldwasser and Reet Verma, <i>Law and Business</i> , (Oxford University Press Australia, South Melbourne, 4th ed, 2014), Ch 14-15.	Group Presentation Due: Week 9 Friday (15 Sept 2017) 9:00 pm AEST

Week 10 - 18 Sep 2017

Module/Topic	Chapter	Events and Submissions/Topic
Week 10 - Agency	Tony Ciro, Vivien Goldwasser and Reet Verma, <i>Law and Business</i> , (Oxford University Press Australia, South Melbourne, 4th ed, 2014), Ch 13.	

Week 11 - 25 Sep 2017

Module/Topic	Chapter	Events and Submissions/Topic

Week 11 - Employment and Industrial Relations Law

Tony Ciro, Vivien Goldwasser and Reet Verma, *Law and Business*, (Oxford University Press Australia, South Melbourne, 4th ed, 2014), Ch 18.

Week 12 - 02 Oct 2017

Module/Topic	Chapter	Events and Submissions/Topic
Week 12 - Unit Review		Case study Due: Week 12 Friday (6 Oct 2017) 9:00 pm AEST

Review/Exam Week - 09 Oct 2017

Module/Topic	Chapter	Events and Submissions/Topic
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Exam Week - 16 Oct 2017

Module/Topic	Chapter	Events and Submissions/Topic
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Term Specific Information

Unit Coordination: Johnny Huang (j.huang@cqu.edu.au)

Assessment Tasks

1 Online Quiz(zes)

Assessment Type

Online Quiz(zes)

Task Description

The assessment is an online quiz comprising of 30 randomly selected multiple choice questions, covering topics 1 to 6, each worth 1 mark and students have 60 minutes to complete the task individually. The questions may be theoretical and/or problem-based, and students are encouraged to revise contents in the textbook and materials provided in Moodle.

Number of Quizzes

1

Frequency of Quizzes

Assessment Due Date

Week 7 Thursday (31 Aug 2017) 9:00 pm AEST

Return Date to Students

Week 10 Friday (22 Sept 2017)

Weighting

30%

Assessment Criteria

This assessment is designed to test students' understanding and application of:

1. basic framework of Australian Legal System;
2. various ethical theories; and
3. principles of Australian Contract Law.

In order to achieve a high score in this assessment, students need to have an understanding of the various components of the Australian Legal System and their functionality; the various ethical theories; and be able to identify correct legal issues and apply Australian Contract Law principles to problem-based scenarios.

Referencing Style

- [Australian Guide to Legal Citation, 3rd ed](#)

Submission

Online

Learning Outcomes Assessed

- evaluate and discuss the nature and framework of the Australian legal environment;
- evaluate and discuss the ethical perspectives and values as part of the context of management law and engineering practice;
- critically analyse the framework of the law of professional negligence and contract (including e-contracting) as integrated into management decisions;
- critically analyse and evaluate the application of consumer and competition law to management decisions and conduct; and

Graduate Attributes

- Knowledge
- Communication
- Cognitive, technical and creative skills
- Research

2 Group Presentation

Assessment Type

Presentation

Task Description

Students will be assigned to groups of 3 by their campus based teacher to complete this assessment in a simulated management decision-making context.

The exercise will assess students' understanding and application of concepts covered in this unit on a topic chosen by the students in consultation with either their campus based teacher or for distance learning students the unit co-ordinator.

The presentation assessment will be completed by the groups between Week 3 and Week 9 and will be graded in class for campus based students and by the unit co-ordinator for distance learning students.

Assessment Due Date

Week 9 Friday (15 Sept 2017) 9:00 pm AEST

To be completed variously over the period Week 3 to Week 9 inclusive

Return Date to Students

Week 12 Friday (6 Oct 2017)

The presentation assessment will be assessed in class or by the unit co-ordinator for distance learning students.

Weighting

10%

Assessment Criteria

Students will be assessed individually for this assessment according to the following criteria:

- o Make more than minimal eye contact throughout presentation with rest of the class
- o Express confident body language
- o Use minimal reliance on notes
- o Is well rehearsed and prepared
- o Speak with clarity, good volume and voice modulation
- o Use effective pacing and pauses
- o Demonstrate little nerves
- o Speak close to the 3 minute time limit per student
- o Facilitate audience participation
- o Provide an enthusiastic discussion of topic
- o Well synchronised with power point which follows a logical structure

Referencing Style

- [Australian Guide to Legal Citation, 3rd ed](#)

Submission

Offline Online Group

Learning Outcomes Assessed

- evaluate and discuss the nature and framework of the Australian legal environment;
- evaluate and discuss the ethical perspectives and values as part of the context of management law and engineering practice;
- critically analyse the framework of the law of professional negligence and contract (including e-contracting) as

- integrated into management decisions;
- critically analyse and evaluate the application of consumer and competition law to management decisions and conduct; and
- critically appraise the evolving legal framework in relation to workplace relations.

Graduate Attributes

- Knowledge
- Communication
- Cognitive, technical and creative skills
- Research
- Self-management
- Ethical and Professional Responsibility

3 Case study

Assessment Type

Written Assessment

Task Description

This Final Written Assessment takes place at the end of the unit and will be submitted through the Moodle unit website. This is an individual assessment.

It will be a case study requiring students to advise a fictional client of a legal problem using the materials and concepts covered in unit.

Students have 24 hours to undertake the Final Written Assessment.

There can be no extensions granted in relation to the Final Written Assessment in accordance with University policy and procedures.

Assessment Due Date

Week 12 Friday (6 Oct 2017) 9:00 pm AEST

Return Date to Students

The marks for this assessment will be released to the students following the certification of grades.

Weighting

60%

Assessment Criteria

This assessment will be assessed according to the following criteria:

1. Correct and thorough identification of the legal issues (20%);
2. Discussion of relevant legal rules and principles (20%);
3. Correct and thorough analysis of the legal issues with reference to relevant legal rules, principles and cases (40%);
4. Well thought-out conclusion (10%).

Correct language and terminology, and observance of proper structure and format will also impact on the marking of the above criteria.

Referencing Style

- [Australian Guide to Legal Citation, 3rd ed](#)

Submission

Online

Learning Outcomes Assessed

- critically analyse and evaluate the application of consumer and competition law to management decisions and conduct; and
- critically appraise the evolving legal framework in relation to workplace relations.

Graduate Attributes

- Knowledge
- Communication
- Cognitive, technical and creative skills
- Research
- Self-management
- Ethical and Professional Responsibility

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