

School / Faculty: Federation Business School

Course Title: TORT LAW

Course ID: BULAW1504

Credit Points: 15.00

Prerequisite(s): (BULAW1502)

Co-requisite(s): Nil

Exclusion(s): Nil

ASCED Code: 090901

Grading Scheme: Graded (HD, D, C, etc.)

Program Level:

AQF Level of Program						
	5	6	7	8	9	10
Level						
Introductory	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Intermediate	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Advanced	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Learning Outcomes:

Knowledge:

- K1.** Explain the emergence and development of the common law of torts in response to social and economic change.
- K2.** Distinguish between trespass and actions on the case and the various contexts within which they arise.
- K3.** Describe and evaluate the elements of different classes of tort.
- K4.** Describe and evaluate the statutory modifications to the law of torts in Australian jurisdictions.
- K5.** Describe the reasons for, and the impact of, emergent tortious causes of action and their significance for the future of tort law.

Skills:

- S1.** Identify, analyse and address the legal problems emerging from a specific case scenario.
- S2.** Present and defend arguments in support of opposing positions on a given scenario.
- S3.** Research relevant legal questions independently and communicate findings in a written document directed at those seeking legal advice.
- S4.** Reflect on the ethical and legal consequences of assuming particular positions on questions of tort liability.

Course Outline (Higher Education)

BULAW1504 TORT LAW

Application of knowledge and skills:

- A1.** Apply relevant legal theory and tort principles to a range of case scenarios.
- A2.** Integrate moral, ethical and social considerations through the critical appraisal of the role and effectiveness of the law of torts in providing redress for civil wrongs.
- A3.** Use initiative and judgment to research and analyse relevant legal issues.

Course Content:

Topics may include:

- Historical development and evolution of tort law.
- Role of tort law in addressing social and economic challenges.
- Trespass to the person and land.
- Nuisance.
- Defamation.
- Breach of statutory duty.
- Actions arising out of the death of another person.
- Negligence, including statutory modification.
- Vicarious liability.
- Tort remedies.

Values and Graduate Attributes:

Values:

- V1.** To appreciate that the law of torts has, and continues to be, shaped and influenced by social, economic, political and/or international concerns.
- V2.** To appreciate that the law of torts affects personal and business decisions and practice.
- V3.** To develop and appreciate awareness and understanding of the context, purpose and outcomes of tort law and responsibility.

Graduate Attributes:

FedUni graduate attributes statement. To have graduates with knowledge, skills and competence that enable them to stand out as critical, creative and enquiring learners who are capable, flexible and work ready, and responsible, ethical and engaged citizens.

Course Outline (Higher Education)

BULAW1504 TORT LAW

Attribute	Brief Description	Focus
Knowledge, skills and competence	On-going assessment and application	Medium
Critical, creative and enquiring learners	Student-centred learning approach through independent research and writing	High
Capable, flexible and work ready	Students will be attuned to contemporary social and cultural issues	Medium
Responsible, ethical and engaged citizens	Students will learn ethical business practices	Medium

Learning Task and Assessment:

Learning Outcomes Assessed	Assessment Task	Assessment Type	Weighting
K1, K2 S1, S2 A1	Individual supervised assessment	Test	10-20%
K3 S1, S2, S3, S4 A2, A3	Written Assignment	Individual Essay or Report	30-40%
K1, K2, K3, K4, K5 S1, S2 A1, A2	Supervised examination	Examination	40-60%

Adopted Reference Style:

APA