

## 526AA Master of Banking and Finance Law

|   |  |
|---|--|
| <b>Year and Campus:</b>                           | 2013 - Parkville   |
| <b>CRICOS Code:</b>                               | 075003K  |
| <b>Fees Information:</b>                          | Subject EFTSL, Level, Discipline & Census Date, <a href="http://enrolment.unimelb.edu.au/fees">http://enrolment.unimelb.edu.au/fees</a>  |
| <b>Level:</b>                                     | Graduate/Postgraduate  |
| <b>Duration &amp; Credit Points:</b>              | 100 credit points taken over 12 months full time. This course is available as full or part time.   |
| <b>Coordinator:</b>                               | Mr Andrew Godwin   |
| <b>Contact:</b>                                   | For more information, contact the Melbourne Law Masters office.<br>Email: <a href="mailto:law-masters@unimelb.edu.au">law-masters@unimelb.edu.au</a> ( <a href="mailto:law-masters@unimelb.edu.au">mailto:law-masters@unimelb.edu.au</a> )<br>Phone: +61 3 8344 6190<br>Website: <a href="http://www.law.unimelb.edu.au/masters">www.law.unimelb.edu.au/masters</a> ( <a href="http://www.law.unimelb.edu.au/masters">http://www.law.unimelb.edu.au/masters</a> )  |
| <b>Course Overview:</b>                           | The specialisation in banking and finance law is designed to provide legal and financial practitioners with a sophisticated understanding of the legal and regulatory framework for the Australian and international financial sector. Most subjects have a practical focus. Subject choice ranges over the entire field, including banking (e.g. lending, deposit taking and banking products), funds management, finance transactions, superannuation, financial services and capital markets. A new subject on Hedge Funds and Private Equity Funds is an addition to the list in 2013.   |
| <b>Objectives:</b>                                | The Master of Banking and Finance Law focuses on: <ul style="list-style-type: none"> <li># The legal and regulatory architecture of the Australian financial sector across a range of subject areas</li> <li># Key legal issues governing relationships between financial services providers and their customers, and the theory and practice of prudential and market integrity/consumer protection regulation of financial services</li> <li># The impact of globalisation, e-commerce and regulatory reform on the provision of financial services in Australia and internationally</li> <li># Research skills and the legal and related literature in banking and finance law.</li> </ul>  |
| <b>Course Structure &amp; Available Subjects:</b> | Students must complete eight subjects in total.<br>Students who do not have a law degree from a common law jurisdiction must complete Fundamentals of the Common Law, as well as seven subjects from the prescribed list.<br>Students with a law degree from a common law jurisdiction must complete at least seven subjects from the prescribed list and may choose an eighth subject from those available in the Melbourne Law Masters (excluding Fundamentals of the Common Law).   |
| <b>Majors/Minors/Specialisations</b>              | None   |
| <b>Subject Options:</b>                           | # Offered in 2013 <ul style="list-style-type: none"> <li># <b><u>Banking and Finance in Asia (Formerly Banking and Debt Recovery in Asia)</u></b> (<a href="http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5131">http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5131</a>)</li> <li># <b><u>Banking and Finance Law: Principles and Transactions (Formerly Law of Secured Finance)</u></b> (<a href="http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5132">http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5132</a>)</li> <li># <b><u>Corporate Law in a Global Financial Centre</u></b> (<a href="http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5546">http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5546</a>) #</li> <li># <b><u>Debt Capital Markets (Formerly Securitisation)</u></b> (<a href="http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5169">http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5169</a>)</li> <li># <b><u>Derivatives Law and Practice</u></b> (<a href="http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5555">http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5555</a>) #</li> </ul> |

|   |   |
|---|---|
|   | <ul style="list-style-type: none"> <li># <a href="http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5568">Equity and Commerce</a> (<a href="http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5568">http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5568</a>) #</li> <li># <a href="http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5570">Financial Services Law</a> (<a href="http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5570">http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5570</a>) #</li> <li># <a href="http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5575">Fundamentals of the Common Law</a> (<a href="http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5575">http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5575</a>) #</li> <li># <a href="http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5191">Global Financial Order: IMF and World Bank</a> (<a href="http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5191">http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5191</a>) #</li> <li># <a href="http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5579">Hedge Funds and Private Equity Funds</a> (<a href="http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5579">http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5579</a>) #</li> <li># <a href="http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=4853">Insurance Law</a> (<a href="http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=4853">http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=4853</a>) #</li> <li># <a href="http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5595">International Financial System: Law and Practice</a> (<a href="http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5595">http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5595</a>) #</li> <li># <a href="http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5596">International Financial Transactions: Law and Practice</a> (<a href="http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5596">http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5596</a>) #</li> <li># <a href="http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5621">Managed Investments Law</a> (<a href="http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5621">http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5621</a>) #</li> <li># <a href="http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5639">Project Finance</a> (<a href="http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5639">http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5639</a>) #</li> <li># <a href="http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5232">Secured Transactions: The Personal Property Securities Act 2009 (Cth) (Formerly Secured Transactions)</a> (<a href="http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5232">http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5232</a>) #</li> <li># <a href="http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5251">Superannuation Law</a> (<a href="http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5251">http://www.law.unimelb.edu.au/index.cfm?objectid=2B184510-CD30-11E0-BF760050568D0140&amp;sid=5251</a>) #</li> </ul> |
| <b>Breadth Tracks:</b>                  | None<br>Available Breadth Tracks  |
| <b>Entry Requirements:</b>              | <ul style="list-style-type: none"> <li># A degree in a relevant discipline and the equivalent of at least two years of full-time, documented, relevant professional experience; or</li> <li># A degree in law leading to admission to legal practice (LLB, JD or equivalent), at honours standard or equivalent; or</li> <li># A degree in law leading to admission to legal practice (LLB, JD or equivalent) and the equivalent of at least two years of full-time, documented, relevant professional experience; or</li> <li># A degree in a relevant discipline, successful completion of four subjects in a cognate graduate diploma and the equivalent of at least one year of full-time, documented, relevant work experience.</li> </ul>   |
| <b>Core Participation Requirements:</b> | The Melbourne Law Masters welcomes applications from students with disabilities. The inherent academic requirements for study in the Melbourne Law Masters are: The ability to attend a minimum of 75% of classes and actively engage in the analysis and critique of complex materials and debate; The ability to read, analyse and comprehend complex written legal materials and complex interdisciplinary materials; The ability to clearly and independently communicate in writing a knowledge and application of legal principles and interdisciplinary materials and to critically evaluate these; The ability to clearly and independently communicate orally a knowledge and application of legal principles and interdisciplinary materials and critically evaluate these; The ability to work independently and as a part of a group; The ability to present orally and in writing legal analysis to a professional standard. Students who feel their disability will inhibit them from meeting these inherent academic requirements are encouraged to contact the Disability Liaison Unit: <a href="http://www.services.unimelb.edu.au/disability/">www.services.unimelb.edu.au/disability/</a>  |
| <b>Graduate Attributes:</b>             | Advanced understanding of the changing knowledge base in the relevant area(s) of law The specialist focus of the Melbourne Law Masters, the constant review and renewal of subjects and courses to ensure coverage of recent developments, the range and expertise of instructors from Australia and around the world, and regular advice from MLM advisory boards combine to ensure that courses and subjects reflect emerging knowledge and ideas. Ability to investigate, evaluate, synthesise and apply existing knowledge in the relevant area(s) with creativity and initiative Small classes, a discussion-based environment and the emphasis on quality teaching and learning create an environment in which knowledge is exchanged, critically examined and adapted to current circumstances. Well-developed problem solving abilities, characterised by flexibility of approach Most subjects approach knowledge by reference to various issues or problems. Students are required to critically analyse problems and identify and develop a range of appropriate solutions through class discussion, individual study and assessment tasks.  |

Advanced competencies in legal research and analysis Class preparation and class discussions are designed to enhance these skills, which are tested in all forms of assessment. All graduates of an LLM will have demonstrated, through subject assessment, the ability to use their research skills to plan, develop and execute substantial research-based project(s) and/or piece(s) of scholarship. Capacity to effectively communicate complex legal ideas and theories, orally and in writing, to a variety of audiences Classroom discussion and formal presentations provide an opportunity to hone oral communication skills, and written assessment tasks are graded in part on written communication skills. Appreciation of the design, conduct and reporting of original research Research papers and other research tasks are expected to attain a degree of creativity, originality and discovery that befits a postgraduate program of the highest quality, and students are encouraged and assisted to publish original work of a high standard in refereed journals. Capacity to manage competing demands on time and ability to work with a high level of autonomy and accountability The demanding nature of graduate study requires effective time-management skills from all students and an ability to work independently and be accountable for commitment to study and output, as demonstrated through class attendance, engagement and assessment. The rigour of our programs, whether undertaken part-time or full-time, ensures that all successful graduates have enhanced time-management skills and the ability to work with relative autonomy. Profound respect for truth and intellectual integrity, including the ethics of scholarship Some subjects have a substantive ethical component. All instructors have a respect for intellectual integrity and are skilled scholars or practitioners in their own right. Appreciation of the way in which knowledge provides a foundation for leadership Instructors in the Melbourne Law Masters are leaders in their fields, and many subjects involve visiting academics, exposing students to a wider array of leaders in a range of legal fields. The Law School is committed to the significance of knowledge, which informs all regular programs and a wide range of additional activities. Capacity to value and participate in teamwork Small class sizes and an intensive teaching format are valuable in encouraging group dynamics and teamwork. Understanding of the significance and value of knowledge to the wider community Law and legal knowledge are a community resource. In some subjects, this perspective is covered explicitly by the syllabus and the manner in which issues are treated in class. In addition, our diverse student body ensures that a range of perspectives on the way law impacts on the community are identified and analysed. Capacity to engage with issues in contemporary society Our programs focus on the most up-to-date legal knowledge, analysing current issues and problems through the curriculum design, classroom discussion and assessment tasks. International students are also invited to participate in extracurricular activities to aid understanding of Australian law and legal institutions. Advanced working skills in the use of new technology The most advanced IT infrastructure is available to Melbourne Law Masters students in the Law Library, the Moot Court Room, classroom settings and for private study.

**Links to further information:**

<http://www.law.unimelb.edu.au/course/526/2013>