

195AA Master of Construction Law

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| Year and Campus: | 2016 - Parkville |
| CRICOS Code: | 074998C |
| Fees Information: | Subject EFTSL, Level, Discipline & Census Date, http://enrolment.unimelb.edu.au/fees |
| Level: | Graduate/Postgraduate |
| Duration & Credit Points: | 100 credit points taken over 12 months full time. This course is available as full or part time. |
| Coordinator: | Mr Matthew Bell and Mr Wayne Jovic |
| Contact: | <p>Melbourne Law School</p> <p>Currently enrolled students:</p> <ul style="list-style-type: none"> # General information (http://www.law.unimelb.edu.au/masters/current-students) # law-masters@unimelb.edu.au (mailto:law-masters@unimelb.edu.au) <p>Future students:</p> <ul style="list-style-type: none"> # Melbourne Law School (http://www.law.unimelb.edu.au/) # Course enquiry (http://www.law.unimelb.edu.au/masters/courses-and-subjects/course-details/cid/1152) |
| Course Overview: | The specialisation in construction law has been tailored to give construction lawyers and professionals in building, construction, engineering and associated industries the specialised legal knowledge to take the next step in their careers. Working with lecturers who are leaders in their fields, and fellow students from Australia and around the world, students have a unique opportunity to gain a thorough understanding of this specialised area of law and its interaction with the commerce and practice of the industry. |
| Learning Outcomes: | <p>Graduates of the Master of Construction Law will:</p> <ul style="list-style-type: none"> # Have an advanced and integrated understanding of the complex body of knowledge in the field of construction law, including: <ul style="list-style-type: none"> # common law principles and statutory regimes that impact upon construction and related projects in Australia and the relationship of such laws with the technical and commercial underpinnings of the industry # the international aspects of construction law and practice, including comparisons with that applicable in Australia # the principles underpinning the drafting of construction contracts and amendment of standard-form construction contracts # the avoidance, management and resolution of construction claims and disputes; and # key ongoing debates relating to construction law and practice # Have expert, specialised cognitive and technical skills that equip them to independently: <ul style="list-style-type: none"> # analyse, critically reflect on and synthesise complex information, concepts and theories in the field of construction law # research and apply such information, concepts and theories to the relevant body of knowledge and practice; and # interpret and transmit their knowledge, skills and ideas to specialist and non-specialist audiences # Be able to apply their knowledge and skills to demonstrate autonomy, expert judgment, adaptability and responsibility as a practitioner and learner in the field of construction law. |
| Course Structure & Available Subjects: | <p>Students must complete eight subjects in total.</p> <p>Students without a law degree from a common law jurisdiction must complete <i>Fundamentals of the Common Law</i> as well as seven subjects from the prescribed lists set out below. Of those seven subjects, at least five must be from the Core Construction Law list.</p> <p>Students with a law degree from a common law jurisdiction must complete at least seven subjects from the prescribed list. Of those seven subjects, at least five must be from the Core</p> |

Construction Law list. These students may choose an eighth subject from those available in the Melbourne Law Masters (excluding *Fundamentals of the Common Law*).

Students may not study both *Principles of Construction Law* and *Construction Law*.

Subject Options:

Construction Law subjects

| Subject | Study Period Commencement: | Credit Points: |
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| LAWS70128 Advanced Construction Law | June | 12.5 |
| LAWS70245 Avoid and Manage Construction Disputes | October | 12.5 |
| LAWS70270 Construction Contract Analysis, Drafting | March, November | 12.5 |
| LAWS90034 Construction Contracting: New Frontiers | November | 12.5 |
| LAWS70133 Construction Dispute Resolution | August | 12.5 |
| LAWS70176 Construction Law | February | 12.5 |
| LAWS90014 Construction Law and Projects in Asia | Not offered 2016 | 12.5 |
| LAWS70149 Construction Risk | September | 12.5 |
| LAWS90040 Construction, the Community & Neighbours | March | 12.5 |
| LAWS70450 Global Perspectives on Construction Law | August | 12.5 |
| LAWS70139 International Construction Law | July | 12.5 |
| LAWS70441 Managing Legal Risk in Construction | May | 12.5 |
| LAWS70239 Payment Matters in Construction Projects | July | 12.5 |
| LAWS70314 Principles of Construction Law | February, August | 12.5 |
| LAWS70113 Public Private Partnerships Law | June | 12.5 |
| LAWS70112 Remedies in the Construction Context | April | 12.5 |
| LAWS70329 Residential Construction Law | Not offered 2016 | 12.5 |
| LAWS70436 Specialised Construction Procurement Law | Not offered 2016 | 12.5 |
| LAWS90029 Sustainable Urban Construction Law | Not offered 2016 | 12.5 |

Other Subjects

| Subject | Study Period Commencement: | Credit Points: |
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| LAWS70202 Advanced Civil Litigation | September | 12.5 |
| LAWS70018 Alternative Dispute Resolution | November | 12.5 |
| LAWS70380 Australian Consumer Law | June | 12.5 |
| LAWS70206 Banking and Secured Finance | June | 12.5 |
| LAWS70135 Bargaining at Work | April | 12.5 |
| LAWS90015 Consumer Redress and Product Defects | November | 12.5 |
| LAWS70335 Contract Interpretation | October | 12.5 |
| LAWS70444 Contract Termination | August | 12.5 |

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| | LAWS70229 Current Issues in Negligence | September | 12.5 |
| | LAWS70200 Employment Contract Law | May | 12.5 |
| | LAWS70141 Energy Regulation and the Law | March | 12.5 |
| | LAWS70100 Environmental Law | August | 12.5 |
| | LAWS70065 Event Management Law | Not offered 2016 | 12.5 |
| | LAWS70073 Expert Evidence | July | 12.5 |
| | LAWS70217 Fundamentals of the Common Law | February, July, Semester 1, Semester 2 | 12.5 |
| | LAWS70389 Global Commercial Contract Law | March | 12.5 |
| | LAWS70362 Information Technology Contracting Law | October | 12.5 |
| | LAWS70121 International Commercial Arbitration | December, Semester 1 | 12.5 |
| | LAWS70067 International Legal Internship | Summer Term, Semester 1, Semester 2, Winter Term | 12.5 |
| | LAWS70197 Labour Standards under the Fair Work Act | June | 12.5 |
| | LAWS90025 Liability Insurance Law | May | 12.5 |
| | LAWS90048 Mediation in Commerce | April | 12.5 |
| | LAWS70468 Negotiation Skills | May | 12.5 |
| | LAWS70041 Petroleum Law | Not offered 2016 | 12.5 |
| | LAWS70349 Planning and Development Law | November | 12.5 |
| | LAWS90027 Precontractual Liability | July | 12.5 |
| | LAWS90043 Principles of Natural Resources Law | April | 12.5 |
| | LAWS70205 Project Finance | October | 12.5 |
| | LAWS70104 Regulating Infrastructure & Utilities | October | 12.5 |
| | LAWS70210 Resources Joint Ventures | September | 12.5 |
| | LAWS70404 Statutes in the 21st Century | Semester 1 | 12.5 |
| | LAWS90031 Taxation of Major Projects | Not offered 2016 | 12.5 |
| | LAWS90051 The Practice of Commercial Arbitration | November | 12.5 |
| | LAWS70464 Toxics, Waste and Contamination Law | Not offered 2016 | 12.5 |
| | LAWS70053 Workplace Health and Safety | August | 12.5 |
| Entry Requirements: | <ul style="list-style-type: none"> # A degree in law (LLB, JD or equivalent) leading to admission to practice, at honours standard, or equivalent; or # A degree in law (LLB, JD or equivalent) leading to admission to practice, or equivalent and two years of documented relevant professional experience; or # An undergraduate degree in a relevant discipline and two years of documented relevant professional experience; or | | |

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| | <p># An undergraduate degree in a relevant discipline; and successful completion of four subjects in a cognate graduate diploma and one year of documented relevant professional experience</p> <p>The Selection Committee may seek further information to clarify any aspect of an application in accordance with the Academic Board rules (http://about.unimelb.edu.au/__data/assets/pdf_file/0007/1413727/Use-of-Selection-Instruments-Rules-of-the-Academic-Board-23-March-2015.pdf) on the use of selection instruments.</p> |
| Core Participation Requirements: | <p>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: www.services.unimelb.edu.au/disability/</p> |
| Further Study: | <p>A student who completes a masters degree in the Melbourne Law Masters is eligible to apply for entry to the PhD program.</p> |
| Graduate Attributes: | <p>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</p> |

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| | <p>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.</p> |
| Links to further information: | www.law.unimelb.edu.au/course/195AA/2016 |