

504AA Master of Commercial Law

Year and Campus:	2016 - Parkville								
CRICOS Code:	074997D								
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:	Professor Ian Ramsay								
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/1149) 								
Course Overview:	Melbourne Law School's extensive subject offerings in commercial law allows students to tailor a program to complement their professional expertise and career pathway. Lawyers and other professionals will deepen their understanding of many aspects of commercial law from both a domestic and international perspective. Subjects are available in areas as diverse as finance, competition law, dispute resolution, tax, intellectual property, construction and energy and resources law. The quality of the commercial law specialisation is enhanced by the suite of subjects dealing with the core questions of private law that lie at the heart of commercial law.								
Learning Outcomes:	<p>Graduates of the Master of Commercial 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 commercial law including <ul style="list-style-type: none"> # the legal and regulatory architecture of commercial law across a range of subject areas # key legal issues governing relationships between those subject to commercial law # challenges that arise in the practice and application of commercial law; and # current debates on the reform of commercial law # 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 commercial 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 # Apply their knowledge and skills to demonstrate autonomy, expert judgment, adaptability and responsibility as a practitioner and learner in the field of commercial law. 								
Course Structure & Available Subjects:	<p>Students must complete eight subjects in total.</p> <p>Students who do not have 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 list.</p> <p>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 <i>Fundamentals of the Common Law</i>).</p>								
Subject Options:	<p>Asian Law</p> <table border="1"> <thead> <tr> <th>Subject</th> <th>Study Period Commencement:</th> <th>Credit Points:</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table>			Subject	Study Period Commencement:	Credit Points:			
Subject	Study Period Commencement:	Credit Points:							

LAWS70056 Banking and Finance in Asia	Not offered 2016	12.5
LAWS70408 Chinese Corporate Law and Securities	Not offered 2016	12.5
LAWS90009 Chinese Law and Commerce	July	12.5
LAWS70230 Commercial Law in Asia	Semester 2	12.5
LAWS70351 Contemporary Chinese Law and Practice	Not offered 2016	12.5
LAWS70414 Deals with China	Not offered 2016	12.5
LAWS70415 Drugs and the Death Penalty in Asia	March	12.5
LAWS70457 Investment and Risk in Southeast Asia	May	12.5
LAWS70105 Islamic Law and Politics in Asia	Not offered 2016	12.5
LAWS70434 Rule of Law in Asia	Not offered 2016	12.5
LAWS90052 Trade and Investment Law in China	November	12.5

Banking and Finance Law

Subject	Study Period Commencement:	Credit Points:
LAWS70206 Banking and Secured Finance	June	12.5
LAWS70111 Debt Capital Markets	March	12.5
LAWS70106 Financial Services Law	September	12.5
LAWS70420 Hedge Funds and Private Equity Funds	August	12.5
LAWS70110 International Financial System	May	12.5
LAWS70125 International Financial Transactions	November	12.5
LAWS90025 Liability Insurance Law	April	12.5
LAWS70238 Managed Investments Law	November	12.5
LAWS70023 Derivatives Law and Practice	Not offered 2016	12.5
LAWS70036 Superannuation Law	February	12.5

Communications Law

Subject	Study Period Commencement:	Credit Points:
LAWS70181 Defamation Law	November	12.5
LAWS70273 Entertainment Law	Not offered 2016	12.5
LAWS70080 Film and Television Law	February	12.5
LAWS70184 Free Speech, Contempt and the Media	Not offered 2016	12.5
LAWS70390 Freedom of Speech	July	12.5
LAWS70362 Information Technology Contracting Law	October	12.5
LAWS70396 Internet Law	August	12.5
LAWS70428 Newsgathering	Not offered 2016	12.5
LAWS90028 Privacy and Regulation of Surveillance	Not offered 2016	12.5

LAWS70082 Privacy Law	April	12.5
LAWS70182 Regulation of Communications	Not offered 2016	12.5

Competition and Consumer Law

Subject	Study Period Commencement:	Credit Points:
LAWS70416 Asian Competition Policy and Law	Not offered 2016	12.5
LAWS70380 Australian Consumer Law	June	12.5
LAWS90046 Competition and New Technologies	March	12.5
LAWS70208 Competition Law & Intellectual Property	Not offered 2016	12.5
LAWS90015 Consumer Redress and Product Defects	November	12.5
LAWS70445 Economic Regulators	June	12.5
LAWS70010 Economics for Competition Lawyers	Not offered 2016	12.5
LAWS70050 Global Cartel Law and Enforcement	July	12.5
LAWS70301 Internat and Comparative Competition Law	August	12.5
LAWS70029 Market Power and Competition Law	Not offered 2016	12.5
LAWS70347 Merger Regulation Under Competition Law	Not offered 2016	12.5
LAWS70104 Regulating Infrastructure & Utilities	October	12.5
LAWS70320 US Competition Law and Policy	Not offered 2016	12.5

Construction Law

Subject	Study Period Commencement:	Credit Points:
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

Corporations and Securities Law

Subject	Study Period Commencement:	Credit Points:
LAWS70140 Accounting for Commercial Lawyers	Semester 1	12.5
LAWS70191 Charity and Not-for-Profit Law	Not offered 2016	12.5
LAWS70042 Company Takeovers	October	12.5
LAWS70134 Comparative Corporate Governance	Not offered 2016	12.5
LAWS70190 Corporate Governance & Directors' Duties	February	12.5
LAWS70240 Corporate Insolvency and Reconstruction	Semester 2	12.5
LAWS70385 Criminal Law: Business and Organisations	Not offered 2016	12.5
LAWS70343 International Corporate Insolvency	Not offered 2016	12.5
LAWS70027 International Securities Regulation	Not offered 2016	12.5
LAWS70107 Principles of Corporate Law	Not offered 2016	12.5
LAWS70328 Regulation of Securities Markets	Not offered 2016	12.5
LAWS70194 Regulation of Securities Offerings	Not offered 2016	12.5
LAWS70316 Schemes of Arrangement	Not offered 2016	12.5
LAWS70193 Shareholders' Rights and Remedies	Not offered 2016	12.5

Dispute Resolution

Subject	Study Period Commencement:	Credit Points:
LAWS70202 Advanced Civil Litigation	September	12.5
LAWS70071 Advanced Evidence	September	12.5
LAWS70467 Advanced Mediation	Not offered 2016	12.5
LAWS70018 Alternative Dispute Resolution	November	12.5
LAWS90062 Business Negotiations and Deal-Making	August	12.5
LAWS70019 Class Actions	Not offered 2016	12.5
LAWS70337 Criminal Procedure and Human Rights	Not offered 2016	12.5
LAWS70073 Expert Evidence	July	12.5
LAWS70186 Human Rights Litigation and Advocacy	Not offered 2016	12.5
LAWS90021 Intercultural Dispute Resolution	Not offered 2016	12.5
LAWS90022 International Dispute Resolution	Not offered 2016	12.5
LAWS90048 Mediation in Commerce	April	12.5

LAWS70225 Medical Litigation	May	12.5
LAWS70468 Negotiation Skills	May	12.5
LAWS70178 Proof in Litigation	Not offered 2016	12.5
LAWS90051 The Practice of Commercial Arbitration	November	12.5
LAWS70052 Written Advocacy	Not offered 2016	12.5

Employment and Labour Relations Law

Subject	Study Period Commencement:	Credit Points:
LAWS70135 Bargaining at Work	April	12.5
LAWS90012 Comparative Superannuation Law	Not offered 2016	12.5
LAWS70200 Employment Contract Law	May	12.5
LAWS70025 Equality and Discrimination at Work	Not offered 2016	12.5
LAWS70446 Equality Law Internationally	July	12.5
LAWS70391 Human Rights at Work	November	12.5
LAWS70218 International Employment Law	April	12.5
LAWS70197 Labour Standards under the Fair Work Act	June	12.5
LAWS70371 Principles of Employment Law	March, August	12.5
LAWS70122 Trade, Human Rights and Development	April	12.5
LAWS70053 Workplace Health and Safety	August	12.5

Energy and Resources Law

Subject	Study Period Commencement:	Credit Points:
LAWS70141 Energy Regulation and the Law	March	12.5
LAWS90020 Energy Resources in Emerging Markets	Not offered 2016	12.5
LAWS70423 International Mineral Law	August	12.5
LAWS70161 International Petroleum Transactions	May	12.5
LAWS70399 Mineral and Petroleum Tax	Not offered 2016	12.5
LAWS70041 Petroleum Law	Not offered 2016	12.5
LAWS90043 Principles of Natural Resources Law	April	12.5
LAWS70205 Project Finance	October	12.5
LAWS70210 Resources Joint Ventures	September	12.5

Environmental Law

Subject	Study Period Commencement:	Credit Points:
LAWS70293 Climate Change Law	May	12.5
LAWS70100 Environmental Law	August	12.5
LAWS70386 Environmental Rights	Not offered 2016	12.5

LAWS90010 Green Technology Law and Policy	June	12.5
LAWS70219 International Environmental Law	Not offered 2016	12.5
LAWS70395 International Resources Law	Not offered 2016	12.5
LAWS90026 Managing Public and Native Title Lands	Not offered 2016	12.5
LAWS70349 Planning and Development Law	November	12.5
LAWS70464 Toxics, Waste and Contamination Law	Not offered 2016	12.5
LAWS90053 Transnational Corporations: Rights and Duties	April	12.5
LAWS70185 Water Law & Natural Resources Management	October	12.5

Intellectual Property Law

Subject	Study Period Commencement:	Credit Points:
LAWS70207 Copyright Law	April	12.5
LAWS70261 Designs Law and Practice	November	12.5
LAWS70418 European Intellectual Property Law	Not offered 2016	12.5
LAWS70387 Fundamentals of Patent Drafting	February	12.5
LAWS70242 Internat.Issues in Intellectual Property	December	12.5
LAWS70061 Interpretation and Validity of Patents	August	12.5
LAWS70209 Licensing Law and Technology Transfer	August	12.5
LAWS70021 Patent Law	July	12.5
LAWS70060 Patent Practice	July	12.5
LAWS90035 Trade Mark Practice	June	12.5
LAWS70046 Trade Marks and Unfair Competition	April, August	12.5
LAWS70406 US Intellectual Property Law	Not offered 2016	12.5

International Economic Law

Subject	Study Period Commencement:	Credit Points:
LAWS70169 Developing Countries and the WTO	Not offered 2016	12.5
LAWS70013 Global Financial Order	October	12.5
LAWS70392 International Business Transactions	May	12.5
LAWS70121 International Commercial Arbitration	December, Semester 1	12.5
LAWS70308 International Economic Law	November	12.5
LAWS70304 Internat Investment Law and Arbitration	September	12.5
LAWS70069 International Sale of Goods	Not offered 2016	12.5
LAWS70028 International Trade Law	June	12.5
LAWS70377 Trade, Intellectual Property and Health	Not offered 2016	12.5
LAWS70322 WTO Law and Dispute Settlement	April	12.5

Private Law

Subject	Study Period Commencement:	Credit Points:
LAWS70011 Commercial Applications of Equity	August	12.5
LAWS70336 Commercial Law: Issues and Policies	September	12.5
LAWS70383 Commercial Unconscionability	Not offered 2016	12.5
LAWS70335 Contract Interpretation	October	12.5
LAWS70444 Contract Termination	August	12.5
LAWS70229 Current Issues in Negligence	September	12.5
LAWS70389 Global Commercial Contract Law	March	12.5
LAWS90027 Precontractual Liability	July	12.5
LAWS70402 Remedies in Commercial Law	June	12.5
LAWS70148 Restitution	Not offered 2016	12.5
LAWS70438 Standards in Commercial Dealings	Not offered 2016	12.5
LAWS90032 US Contract Law	Not offered 2016	12.5

Sports Law

Subject	Study Period Commencement:	Credit Points:
LAWS90041 Corruption in International Sport	July	12.5
LAWS70065 Event Management Law	Not offered 2016	12.5
LAWS70388 Gambling Law	Not offered 2016	12.5
LAWS70117 International Sports Employment Law	February	12.5
LAWS70164 Racing Industry Law and Regulation	June	12.5
LAWS70332 Sport and Taxation	Not offered 2016	12.5
LAWS70059 Sport, Commerce and the Law	Not offered 2016	12.5
LAWS70437 Sports and Competition Law	Not offered 2016	12.5
LAWS70376 Sports Dispute Resolution	April	12.5
LAWS70462 Sports Integrity and Investigations	Not offered 2016	12.5
LAWS70166 Sports Law: Entities and Governance	Not offered 2016	12.5
LAWS70275 Sports Marketing and Media Law	September	12.5
LAWS70163 Sports Medical and Anti-Doping Law	Not offered 2016	12.5
LAWS70165 United States Sports Law	Not offered 2016	12.5

Tax

Subject	Study Period Commencement:	Credit Points:
LAWS70048 Advanced International Tax	Not offered 2016	12.5
LAWS70081 Capital Gains Tax: Problems in Practice	February	12.5

LAWS90055 Charity Law for the 21st Century	November	12.5
LAWS70352 Chinese Tax and Investment Law	Not offered 2016	12.5
LAWS70009 Comparative Corporate Tax	March	12.5
LAWS70353 Comparative International Tax	April	12.5
LAWS70410 Comparative Tax Avoidance	Not offered 2016	12.5
LAWS70024 Corporate Tax A	October, Semester 1	12.5
LAWS70008 Corporate Tax B	Not offered 2016	12.5
LAWS70162 Fiscal Reform and Development	Not offered 2016	12.5
LAWS70323 Foundations of Tax Law	February	12.5
LAWS70031 Goods and Services Tax Principles	May	12.5
LAWS90017 International Tax: Anti-avoidance	August	12.5
LAWS70006 International Tax: Principles, Structure	Semester 2	12.5
LAWS90050 Special Issues in Tax Treaties	July	12.5
LAWS70130 State Taxes and Duties	Not offered 2016	12.5
LAWS90030 Tax and Crime	Not offered 2016	12.5
LAWS70005 Tax Avoidance and Planning	Semester 1	12.5
LAWS70266 Tax Litigation	Semester 2	12.5
LAWS70319 Tax Policy	Not offered 2016	12.5
LAWS70318 Tax Practice: Writing Effectively	Not offered 2016	12.5
LAWS70146 Tax Treaties	October	12.5
LAWS70002 Tax of Business and Investment Income	April, Semester 1	12.5
LAWS70212 Taxation of Financial Investments	Not offered 2016	12.5
LAWS90031 Taxation of Major Projects	Not offered 2016	12.5
LAWS70331 Taxation of Mergers and Acquisitions	Semester 2	12.5
LAWS70049 Taxation of Small and Medium Enterprises	Not offered 2016	12.5
LAWS70267 Taxation of Superannuation	Not offered 2016	12.5
LAWS70333 Taxation of Trusts	Semester 1	12.5
LAWS70439 The Tax Commissioner as Administrator	Not offered 2016	12.5
LAWS70465 Trade and Tax Policy	Not offered 2016	12.5
LAWS70203 Transfer Pricing: Practice and Problems	September	12.5
LAWS90054 UK International Tax	August	12.5
LAWS70124 US Corporate and International Tax	Not offered 2016	12.5

Other subjects

Subject	Study Period Commencement:	Credit Points:
---------	----------------------------	----------------

	LAWS70409 Commercial Conflict of Laws	Not offered 2016	12.5
	LAWS70222 Constitutional Law in Practice	Not offered 2016	12.5
	LAWS90018 Development, Labour and Human Rights	Not offered 2016	12.5
	LAWS70372 Freedom of Information	Not offered 2016	12.5
	LAWS70217 Fundamentals of the Common Law	February, July, Semester 1, Semester 2	12.5
	LAWS70452 Human Rights and Climate Change	Not offered 2016	12.5
	LAWS70236 Indigenous Peoples, Land & Resource Law	Not offered 2016	12.5
	LAWS70393 International Dispute Settlement	Not offered 2016	12.5
	LAWS70093 International Law and Development	April	12.5
	LAWS70067 International Legal Internship	Summer Term, Semester 1, Semester 2, Winter Term	12.5
	LAWS70379 Judicial Reasoning	November	12.5
	LAWS70398 Law of the Sea	Not offered 2016	12.5
	LAWS70350 Management for Professionals	October	12.5
	LAWS70173 Principles of International Law	April	12.5
	LAWS70433 Regional Integration: The Case of the EU	Not offered 2016	12.5
	LAWS70460 Regulatory Policy and Practice	March	12.5
	LAWS70404 Statutes in the 21st Century	Semester 1	12.5
Entry Requirements:	<p># 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 # 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</p>		

	will inhibit them from meeting these inherent academic requirements are encouraged to contact the Disability Liaison Unit: www.services.unimelb.edu.au/disability/
Further Study:	A student who completes a masters degree in the Melbourne Law Masters is eligible to apply for entry to the PhD program.
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 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/504AA/2016