

# LAWS 3002 ADVANCED TORTS AND CIVIL WRONGS

**Credit Points** 10

**Legacy Code** 200650

**Coordinator** Tim Paine ([https://directory.westernsydney.edu.au/search/name/Tim Paine/](https://directory.westernsydney.edu.au/search/name/Tim%20Paine/))

**Description** Advanced Torts and Civil Wrongs examines in detail the basic principles and current issues in selected areas of torts law and civil liability.

**School** Law

**Discipline** Law, Not Elsewhere Classified.

**Student Contribution Band** HECS Band 4 10cp

Check your HECS Band contribution amount via the Fees ([https://www.westernsydney.edu.au/currentstudents/current\\_students/fees/](https://www.westernsydney.edu.au/currentstudents/current_students/fees/)) page.

**Level** Undergraduate Level 3 subject

**Pre-requisite(s)** LAWS 2013

**Equivalent Subjects** LGYB 8513 - Advanced Torts and Civil Wrongs

## Learning Outcomes

On successful completion of this subject, students should be able to:

1. Construct and critically evaluate arguments by reference to appropriate evidence, authority and alternative perspectives.
2. Apply understanding of tortious concepts to analysing and solving practical problems, theoretical legal issues and contemporary debates.
3. Construct and present a critical and persuasive oral argument for law reform based upon a contemporary tortious issue.
4. Write effectively and appropriately, displaying clear and logical structure and using accurate grammar and punctuation.
5. Use quality, current and relevant information from primary and secondary sources.
6. Ethically and accurately reference (using the Australian Guide to Legal Citation) legal information from a range of primary and secondary sources.

## Subject Content

1. Strict liability and the tort of breach of statutory duty.
2. Intentional economic torts including deceit, intimidation and civil conspiracy.
3. Abuse of process torts including malicious prosecution and misfeasance in a public office.
4. Policy consideration and critiques underpinning the duty of care in negligence with specific focus on government agencies, police, parents and children and schools.
5. Actions for stress-related mental harm outside the Civil Liability Act.
6. Section 3B(1)(a) of the Civil Liability Act and the meaning of "an intentional act that is done ... with intent to cause injury or death or that is sexual assault or other sexual misconduct"

## Assessment

The following table summarises the standard assessment tasks for this subject. Please note this is a guide only. Assessment tasks are regularly updated, where there is a difference your Learning Guide takes precedence.

Item	Length	Percent	Threshold	Individual/Group Task
Participation	Every class	20	N	Individual
Essay	2,000 words	35	N	Individual
Final Exam	72 hours	45	N	Individual

Prescribed Texts

- David Rolph, Jason NE Varuhas, Penelope Crossley and Michael Douglas, *Balkin & Davis Law of Torts* (LexisNexis, 6th edition 2021)

Teaching Periods

## Summer A

**Parramatta - Victoria Rd**

**Day**

**Subject Contact** Tim Paine ([https://directory.westernsydney.edu.au/search/name/Tim Paine/](https://directory.westernsydney.edu.au/search/name/Tim%20Paine/))

View timetable ([https://classregistration.westernsydney.edu.au/even/timetable/?subject\\_code=LAWS3002\\_22-SUA\\_PS\\_D#subjects](https://classregistration.westernsydney.edu.au/even/timetable/?subject_code=LAWS3002_22-SUA_PS_D#subjects))