

# CULT 3017 LEGISLATION, COURTS AND POLICING

**Credit Points** 10

**Legacy Code** 101568

**Coordinator** Tyler Cawthray ([https://directory.westernsydney.edu.au/search/name/Tyler Cawthray/](https://directory.westernsydney.edu.au/search/name/Tyler+Cawthray/))

**Description** This subject introduces students to the adversarial system, the legislative context of everyday policing, and the different forms of state and federal courts. It includes an emphasis on police powers (NSW and elsewhere), summary and indictable offences, and the role of enforcement and discretion. In particular alternative resolution and specialist courts are described and their role and function analysed. This subject is of value to students in policing, criminology, law, and community welfare.

**School** Social Sciences

**Discipline** Criminology

**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

**Incompatible Subjects** JUST 2012 - Law Evidence and Procedure

## Learning Outcomes

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

1. Critically analyse a criminal or traffic court matter.
2. Describe the general principles of criminal liability in relation to the major substantive criminal offence categories.
3. Explain the laws and acts which are most relevant to the policing role.
4. Consider alternatives available to police to prevent individuals entering the criminal justice system.

## Subject Content

The adversarial system (exception of the coroner's court).

Awareness of issues specific to Aboriginal and Torres Strait Islander peoples, other indigenous peoples, and peoples from disadvantaged backgrounds.

Court processes (observation field trip).

The court system (Actus Reus and Mens Rea; indictable and summary offences; alternative resolutions; specialist courts).

Types of law; Acts, statutes (state, inter-state; commonwealth).

Law Enforcement (Powers and Responsibilities) Act 2002 (LEPRA) (NSW) (rule of law; enforcement and discretion).

Law and its interpretation concerning social disorder; property crime; prohibited drugs; crimes of violence (homicide; family violence; armed robbery; assault); Child Protection Act; fraud and computer/electronic crime.

Topical examples such as anti-terrorism laws, bike gang laws etc.

## 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.

Type	Length	Percent	Threshold	Individual/Group Task
Quiz	5 x quizzes with 5 questions each	20	N	Individual
Critical Review	1,500 words	40	N	Individual
Case Study	1,500 words	40	N	Individual

Prescribed Texts

- Mills, B 2011, The criminal trial : courtroom practices, policies and procedures, Federation Press, Annandale, Australia.

Teaching Periods

## Autumn (2022)

### Penrith (Kingswood)

**Day**

**Subject Contact** Kate Linklater ([https://directory.westernsydney.edu.au/search/name/Kate Linklater/](https://directory.westernsydney.edu.au/search/name/Kate+Linklater/))

View timetable ([https://classregistration.westernsydney.edu.au/even/timetable/?subject\\_code=CULT3017\\_22-AUT\\_KW\\_D#subjects](https://classregistration.westernsydney.edu.au/even/timetable/?subject_code=CULT3017_22-AUT_KW_D#subjects))

### Liverpool

**Day**

**Subject Contact** Kate Linklater ([https://directory.westernsydney.edu.au/search/name/Kate Linklater/](https://directory.westernsydney.edu.au/search/name/Kate+Linklater/))

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## Autumn (2023)

### Penrith (Kingswood)

**On-site**

**Subject Contact** Tyler Cawthray ([https://directory.westernsydney.edu.au/search/name/Tyler Cawthray/](https://directory.westernsydney.edu.au/search/name/Tyler+Cawthray/))

View timetable ([https://classregistration.westernsydney.edu.au/odd/timetable/?subject\\_code=CULT3017\\_23-AUT\\_KW\\_1#subjects](https://classregistration.westernsydney.edu.au/odd/timetable/?subject_code=CULT3017_23-AUT_KW_1#subjects))

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