

LAWS 3016 ELDER LAW

Credit Points 10

Legacy Code 200632

Coordinator Richard Mccullagh (<https://directory.westernsydney.edu.au/search/name/Richard Mccullagh/>)

Description This subject examines law relevant to an aging community. The legal issues are examined in a broad social, cultural and ethical context. Issues of legal capacity relevant not only to the law of contracts but also to medical treatment and end of life decisions are considered. Similarly the law relating to areas of special importance to the elder community such as age discrimination, pensions, retirement villages, wills and estate planning are also discussed.

School Law

Discipline Business and Commercial Law

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/) page.

Level Undergraduate Level 3 subject

Pre-requisite(s) LAWS 2013 AND LAWS 2003

Equivalent Subjects LGYB 0409 - Elder Law

Learning Outcomes

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

1. Critically evaluate the legal, policy, moral and practical issues concerning Substitute Decision Making for older people.
2. Identify and analyse the legal, policy, moral and practical issues that may concern older people in relation to discrimination, abuse, accommodation and retirement finances and estate planning.
3. Communicate clearly, accurately, logically and persuasively.

Subject Content

1. Introduction to Elder Law
2. Policymaking and the older person
3. Legislation affecting older persons
4. Role of the Guardianship Division of NCAT
5. Role of the NSW Trustee and Guardian
6. Role of the Public Guardian
7. Substitute Decision Making
8. Elder Abuse
9. Discrimination
10. Accommodation issues
11. Medico-legal issues associated with aging
12. Privacy and Confidentiality
13. Grandparenting'
14. Financial issues
15. Multicultural issues associated with ageing, including issues experienced by First Nations people
16. Making or not making a will

17. Family Provision
18. Where to from here?

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	20 minutes	20	N	Individual
Essay	1800 words	40	N	Individual
Final Exam	24 hours	40	N	Individual

Prescribed Texts

- McCullagh, R, Australian Elder Law (Thomson Reuters, 2018)

Teaching Periods

Spring (2022)

Parramatta - Victoria Rd

Day

Subject Contact Richard Mccullagh (<https://directory.westernsydney.edu.au/search/name/Richard Mccullagh/>)

View timetable (https://clasregistration.westernsydney.edu.au/even/timetable/?subject_code=LAWS3016_22-SPR_PS_D#subjects)