

# LAWS 7047 CONTRACTS

**Credit Points** 10

**Legacy Code** 201048

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

**Description** This subject deals with legal principles related to the development and application of contract law with an awareness of broader political, social, economic, cultural and ethical considerations. Contracts covers the formation of contracts, the requirement of writing, privity of contract, contractual terms and their interpretation, breach of contract, discharge of contractual obligations and elements vitiating its formation such as misrepresentation, misleading and deceptive conduct, mistake, undue influence, unconscionability, duress and discharge. Statutory developments are also considered such as the Contracts Review Act 1980 (NSW) and the Australian Consumer Law, as are the historic and theoretical aspects of the development of the law of contract. Students will collaborate in problem/case-based learning, engage with online learning materials, and participate in a Moot and viva voce to develop knowledge and skills in authentic ways.

**School** Law

**Discipline** Law, Not Elsewhere Classified.

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

**Level** Postgraduate Coursework Level 7 subject

**Co-requisite(s)** LAWS 7056 Fundamentals of Australian Law

**Incompatible Subjects** LAWS 2003 Contracts

**Restrictions**

Students must be enrolled in a postgraduate program.

## Learning Outcomes

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

1. Critically apply legal principles to solve complex contract law problems with reference to relevant legal authorities.
2. Examine legal principles relevant to the development and application of contract law within a broad political, social, economic, cultural and ethical perspective.
3. Critically analyse the main theoretical perspectives and assumptions underpinning contract law.
4. Present persuasive arguments in written and oral formats including, through communication and collaboration strategies.

## Subject Content

1. Theories of Contract.
2. Formation of Contracts.
3. Formalities.
4. Capacity.
5. Privity of Contract.
6. Contractual Terms.
7. Breach of Contract.
8. Vitiating Elements.
9. Statutory developments.

10. Discharge of contract.

11. Exploring contractual issues in Indigenous contexts

## 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
Participation		10	N	Individual
Professional Task	2,500 words	45	N	Individual
Essay	2,500 words	45	N	Individual

Prescribed Texts

- Andrew Robertson and Jeannie Paterson, Contract: Cases and Materials (Thomson Reuters, 2020, 14th edn)
- Andrew Robertson and Jeannie Paterson, Principles of Contract Law (Thomson Reuters, 2020, 6th edn)

Teaching Periods

## Autumn (2022)

**Parramatta - Victoria Rd**

**Day**

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

View timetable ([https://classregistration.westernsydney.edu.au/even/timetable/?subject\\_code=LAWS7047\\_22-AUT\\_PS\\_D#subjects](https://classregistration.westernsydney.edu.au/even/timetable/?subject_code=LAWS7047_22-AUT_PS_D#subjects))

## Autumn (2023)

**Online**

**Online**

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

View timetable ([https://classregistration.westernsydney.edu.au/odd/timetable/?subject\\_code=LAWS7047\\_23-AUT\\_ON\\_2#subjects](https://classregistration.westernsydney.edu.au/odd/timetable/?subject_code=LAWS7047_23-AUT_ON_2#subjects))

**Parramatta - Victoria Rd**

**On-site**

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

View timetable ([https://classregistration.westernsydney.edu.au/odd/timetable/?subject\\_code=LAWS7047\\_23-AUT\\_PS\\_1#subjects](https://classregistration.westernsydney.edu.au/odd/timetable/?subject_code=LAWS7047_23-AUT_PS_1#subjects))