



COURSE OUTLINE

LAW418 Health Law

Course Coordinator: Dominique Moritz (dmoritz@usc.edu.au) **School:** School of Law and Society

2021 | Semester 1

USC Sunshine Coast

ON CAMPUS

Most of your course is on campus but you may be able to do some components of this course online.

Please go to the USC website for up to date information on the teaching sessions and campuses where this course is usually offered.

1. What is this course about?

1.1. Description

This course examines contemporary issues that arise in the modern health care context and builds on core courses such as torts, criminal law and contract law to explore legal aspects related to health and wellbeing. Topics covered include the interface between the criminal and health law; medical negligence; issues at the beginning and end of life; consent, confidentiality and privacy; and other contemporary issues such as public health, medical research and genetic technologies. The course will also consider a human rights perspective and the intersection of law with ethics and morality.

1.2. How will this course be delivered?

ACTIVITY	HOURS	BEGINNING WEEK	FREQUENCY
ON CAMPUS			
Lecture – On campus lecture - 1 hour in weeks 1-6 and 8-13.	1hr	Week 1	12 times
Tutorial/Workshop – On campus tutorial - 2 hours in weeks 2-6 and 8-13.	2hrs	Week 2	11 times

1.3. Course Topics

Ethics and autonomy
Legal and regulatory frameworks
Consent and capacity
Impaired capacity
Children and consent
Beginning of life
End of life
Select Issues in Health Law

2. What level is this course?

400 Level (Graduate)

Demonstrating coherence and breadth or depth of knowledge and skills. Independent application of knowledge and skills in unfamiliar contexts. Meeting professional requirements and AQF descriptors for the degree. May require pre-requisites where discipline specific introductory or developing knowledge or skills is necessary. Normally undertaken in the third or fourth full-time study year of an undergraduate program.

3. What is the unit value of this course?

12 units

4. How does this course contribute to my learning?

COURSE LEARNING OUTCOMES		GRADUATE QUALITIES
On successful completion of this course, you should be able to...		Completing these tasks successfully will contribute to you becoming...
1	The ability to explain, describe and apply key concepts and rules relevant to health and law.	Knowledgeable Empowered
2	Enhanced capacity to locate primary and secondary legal sources, cite them correctly and to use those sources to engage in persuasive writing.	Knowledgeable Creative and critical thinker
3	Communication skills that are appropriate for an intended audience and demonstrate fluency with language.	Knowledgeable Empowered
4	The ability to analyse and critique an issue in health law that raises ethical, legal and public policy issues.	Creative and critical thinker Ethical

5. Am I eligible to enrol in this course?

Refer to the [USC Glossary of terms](#) for definitions of “pre-requisites, co-requisites and anti-requisites”.

5.1. Pre-requisites

LAW103, LAW202 and LAW204 and enrolled in any Law Program

5.2. Co-requisites

Not applicable

5.3. Anti-requisites

LAW309

5.4. Specific assumed prior knowledge and skills (where applicable)

Not applicable

6. How am I going to be assessed?

6.1. Grading Scale

Standard Grading (GRD)

High Distinction (HD), Distinction (DN), Credit (CR), Pass (PS), Fail (FL).

6.2. Details of early feedback on progress

Students will be given an opportunity to receive feedback on a draft project plan for Assessment Task 1 in week 3.

6.3. Assessment tasks

DELIVERY MODE	TASK NO.	ASSESSMENT PRODUCT	INDIVIDUAL OR GROUP	WEIGHTING %	WHAT IS THE DURATION / LENGTH?	WHEN SHOULD I SUBMIT?	WHERE SHOULD I SUBMIT IT?
All	1	Oral	Individual or Group	20%	5 minutes	Week 5	Online Assignment Submission
All	2	Essay	Individual	40%	2000 words	Week 10	Online Assignment Submission with plagiarism check
All	3	Examination - Centrally Scheduled	Individual	40%	2 hours plus 30-minute perusal	Exam Period	Exam Venue

All - Assessment Task 1: Multimedia Presentation

GOAL:	To communicate your understanding of a health law topic in a creative format.	
PRODUCT:	Oral	
FORMAT:	Oral presentation using multimedia.	
CRITERIA:	No.	Learning Outcome assessed
	1	Application of knowledge ①
	2	Critical thinking, analysis and reasoning ④
	3	Use of Technology to convey meaning to intended audience ③

All - Assessment Task 2: Essay

GOAL:	To apply your research and writing skills to communicate your understanding of a topic in health law, and your ability to analyse and critique the topic utilising a range of primary and secondary sources.	
PRODUCT:	Essay	
FORMAT:	Essay	
CRITERIA:	No.	Learning Outcome assessed
	1	Application of knowledge ①
	2	Critical thinking, analysis and reasoning ④
	3	Writing ③
	4	Referencing ②

All - Assessment Task 3: Final examination

GOAL:	To answer health law exam questions using knowledge and problem solving	
PRODUCT:	Examination - Centrally Scheduled	
FORMAT:	Examination answers	
CRITERIA:	No.	Learning Outcome assessed
	1	Correctly identifies health law issues ①
	2	Synthesises and applies health law principles to generate appropriate responses ④
	3	Communicates effectively ③

7. Directed study hours

A 12-unit course will have total of 150 learning hours which will include directed study hours (including online if required), self-directed learning and completion of assessable tasks. Directed study hours may vary by location. Student workload is calculated at 12.5 learning hours per one unit.

8. What resources do I need to undertake this course?

Please note: Course information, including specific information of recommended readings, learning activities, resources, weekly readings, etc. are available on the course Blackboard site– Please log in as soon as possible.

8.1. Prescribed text(s) or course reader

Please note that you need to have regular access to the resource(s) listed below. Resources may be required or recommended.

REQUIRED?	AUTHOR	YEAR	TITLE	PUBLISHER
Required	Ben White, Fiona McDonald and Lindy Willmott	2018	Health Law in Australia	Thomson Reuters

8.2. Specific requirements

Not applicable

9. How are risks managed in this course?

Health and safety risks for this course have been assessed as low. It is your responsibility to review course material, search online, discuss with lecturers and peers and understand the health and safety risks associated with your specific course of study and to familiarise yourself with the University's general health and safety principles by reviewing the [online induction training for students](#), and following the instructions of the University staff.

10. What administrative information is relevant to this course?

10.1. Assessment: Academic Integrity

Academic integrity is the ethical standard of university participation. It ensures that students graduate as a result of proving they are competent in their discipline. This is integral in maintaining the value of academic qualifications. Each industry has expectations and standards of the skills and knowledge within that discipline and these are reflected in assessment.

Academic integrity means that you do not engage in any activity that is considered to be academic fraud; including plagiarism, collusion or outsourcing any part of any assessment item to any other person. You are expected to be honest and ethical by completing all work yourself and indicating in your work which ideas and information were developed by you and which were taken from others. You cannot provide your assessment work to others. You are also expected to provide evidence of wide and critical reading, usually by using appropriate academic references.

In order to minimise incidents of academic fraud, this course may require that some of its assessment tasks, when submitted to Blackboard, are electronically checked through SafeAssign. This software allows for text comparisons to be made between your submitted assessment item and all other work that SafeAssign has access to.

10.2. Assessment: Additional Requirements

Your eligibility for supplementary assessment in a course is dependent of the following conditions applying:

The final mark is in the percentage range 47% to 49.4%

The course is graded using the Standard Grading scale

You have not failed an assessment task in the course due to academic misconduct.

10.3. Assessment: Submission penalties

Late submission of assessment tasks may be penalised at the following maximum rate:

- 5% (of the assessment task's identified value) per day for the first two days from the date identified as the due date for the assessment task.

- 10% (of the assessment task's identified value) for the third day - 20% (of the assessment task's identified value) for the fourth day and subsequent days up to and including seven days from the date identified as the due date for the assessment task.

- A result of zero is awarded for an assessment task submitted after seven days from the date identified as the due date for the assessment task. Weekdays and weekends are included in the calculation of days late. To request an extension you must contact your course coordinator to negotiate an outcome.

10.4. Study help

For help with course-specific advice, for example what information to include in your assessment, you should first contact your tutor, then your course coordinator, if needed.

If you require additional assistance, the Learning Advisers are trained professionals who are ready to help you develop a wide range of academic skills. Visit the [Learning Advisers](#) web page for more information, or contact Student Central for further assistance: +61 7 5430 2890 or studentcentral@usc.edu.au.

10.5. Wellbeing Services

Student Wellbeing provide free and confidential counselling on a wide range of personal, academic, social and psychological matters, to foster positive mental health and wellbeing for your academic success.

To book a confidential appointment go to [Student Hub](#), email studentwellbeing@usc.edu.au or call 07 5430 1226.

10.6. AccessAbility Services

Ability Advisers ensure equal access to all aspects of university life. If your studies are affected by a disability, learning disorder mental health issue, , injury or illness, or you are a primary carer for someone with a disability or who is considered frail and aged, [AccessAbility Services](#) can provide access to appropriate reasonable adjustments and practical advice about the support and facilities available to you throughout the University.

To book a confidential appointment go to [Student Hub](#), email AccessAbility@usc.edu.au or call 07 5430 2890.

10.7. Links to relevant University policy and procedures

For more information on Academic Learning & Teaching categories including:

- Assessment: Courses and Coursework Programs
- Review of Assessment and Final Grades
- Supplementary Assessment
- Administration of Central Examinations
- Deferred Examinations
- Student Academic Misconduct
- Students with a Disability

Visit the USC website: <http://www.usc.edu.au/explore/policies-and-procedures#academic-learning-and-teaching>

10.8. General Enquiries

In person:

- **USC Sunshine Coast** - Student Central, Ground Floor, Building C, 90 Sippy Downs Drive, Sippy Downs
- **USC Moreton Bay** - Service Centre, Ground Floor, Foundation Building, Gympie Road, Petrie
- **USC SouthBank** - Student Central, Building A4 (SW1), 52 Merivale Street, South Brisbane
- **USC Gympie** - Student Central, 71 Cartwright Road, Gympie
- **USC Fraser Coast** - Student Central, Student Central, Building A, 161 Old Maryborough Rd, Hervey Bay
- **USC Caboolture** - Student Central, Level 1 Building J, Cnr Manley and Tallon Street, Caboolture

Tel: +61 7 5430 2890

Email: studentcentral@usc.edu.au