



Course Outline

Code: LAW418

Title: Health Law

Faculty:	Arts, Business and Law
School:	USC Law School
Teaching Session:	Semester 2
Year:	2018
Course Coordinator:	Associate Professor Jay Sanderson
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Course Moderator:	Dr Dominique Moritz
Email:	dmoritz@usc.edu.au

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 Course 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 Course content

- Health law; ethics and law;
- Regulation and health law frameworks;
- Global health and human rights;
- Issues around life and death including conception, abortion, euthanasia;
- Psychology and the law including mental illness in criminal proceedings and the role of the Mental Health Tribunal;
- Public health issues such as smoking, alcohol, obesity, food safety, food labelling;
- Science, technology and health;
- Regulation of health professionals.

2. Unit value

12 units

3. How does this course contribute to my learning?

Specific Learning Outcomes On successful completion of this course you should be able to:	Assessment Tasks You will be assessed on the learning outcome in task/s:	Graduate Qualities Completing these tasks successfully will contribute to you becoming:
The ability to explain, describe, analyse and apply key concepts and rules relevant to health and law.	2a and 2b	Empowered. Knowledgeable.
Enhanced capacity to locate primary and secondary legal sources and to use those sources to engage in persuasive writing.	1	Knowledgeable. Creative and critical thinkers.
Communication skills that demonstrate fluency with language and the ability to provide legal advice in plain English.	1, 2a, and 2b	Knowledgeable. Empowered.
The ability to analyse and critique an issue in health law that raises ethical, legal and public policy issues.	1	Creative and critical thinkers. Ethical.

4. Am I eligible to enrol in this course?

Refer to the **Coursework Programs and Awards - Academic Policy** for definitions of “pre-requisites, co-requisites and anti-requisites”

4.1 Enrolment restrictions

Enrolled in any Law Program

4.2 Pre-requisites

LAW103, LAW202 and LAW204

4.3 Co-requisites

Nil

4.4 Anti-requisites

LAW309

4.5 Specific assumed prior knowledge and skills

Not applicable

5. How am I going to be assessed?

5.1 Grading scale

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

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5.2 Assessment tasks

Task No.	Assessment Tasks	Individual or Group	Weighting %	What is the duration / length?	When should I submit?	Where should I submit it?
1	Health law quiz	Individual	0%	10 questions	Friday, Week 4 (Midday)	Blackboard
2a	Written submission	Individual	40%	1500 words	Monday, Week 7	Blackboard (SafeAssign)
2b	Oral Presentation	Pairs	10%	15 minute in-class oral presentation	Weeks 8-10	In class
3	Final exam	Individual	50%	2 hours plus 30-minute perusal	Central examination period	In exam venue
			100%			

Assessment Task 1: Health law quiz (formative assessment)

Goal:	The goal of this assessment is to help your learning and understanding of health law concepts and principles, as well as health regulatory and legal frameworks.
Product:	10 online multiple choice questions, based on the content from week 1 and 2.
Format:	This is an individual assessment. You will only get one attempt at the quiz. The quiz is formative, and will be available in week 3 and 4.
Criteria	<ul style="list-style-type: none"> • Accuracy of responses • Knowledge and comprehension of related course content
Generic skill assessed	Skill assessment level
Problem solving	Developing

Assessment Task 2a: Written submission

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:	A written submission (1500 words) to a hypothetical body in charge of a public health issue.
Format:	This is an individual assignment of 1500 words that addresses a current public health issue. You will be provided with a topic in week 2. Further information will be provided in class and on Blackboard at the time.
Criteria	You will be assessed on: <ul style="list-style-type: none"> • Application of knowledge • Critical thinking, analysis and reasoning • Structure and writing • Presentation and referencing
Generic skill assessed	Skill assessment level
Communication	Developing
Information literacy	Developing

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Assessment Task 2b: Oral Presentation

Goal:	To communicate your understanding of a public health topic in a 15-minute presentation.
Product:	A 15 minute in-class oral presentation.
Format:	This is an oral presentation which will be done in pairs and conducted in one of the week 8-10 workshops. More specifically, you will work in pairs to communicate your understanding of a current public health topic. You will be permitted, but not required, to use technology or power points to assist in the presentation. You will be provided with a topic in week 2. Further information will be provided in class and on Blackboard at the time.
Criteria	You will be assessed on: <ul style="list-style-type: none"> • Application of your knowledge • Critical thinking, analysis and reasoning • Structure of the presentation • Presentation and referencing of any material
Generic skill assessed	
Communication	Developing
Information literacy	Developing

Assessment Task 3: Final examination

Goal:	To assess your knowledge and understanding of the materials considered in the entire course, your capacity for legal and policy analysis as well as the capacity to present legal information clearly and appropriately, within a short time frame.
Product:	Examination answers
Format:	Open Book Exam. Further details will be provided in class and on Blackboard. This is an individual assessment. Students will have two hours plus 30-minutes preparation time to complete the assessment.
Criteria	Further details will be provided in class and on Blackboard.
Generic skill assessed	
Problem solving	Developing
Organisation	Developing

5.3 Additional assessment requirements**Plagiarism**

In order to minimise incidents of plagiarism and collusion, 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.

Eligibility for Supplementary Assessment

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

5.4 Submission penalties

Late submission of assessment tasks will 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.

6. How is the course offered?

6.1 Directed study hours

On campus workshop: 3 hours per week (Week 1-13)

6.2 Teaching semester/session(s) offered

Semester 2

6.3 Course activities

The Course activities for this course will be provided on Blackboard no later than one week before the first class.

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

7.1 Prescribed text(s)

Please note that you need to have regular access to the resource(s) listed below:

Author	Year	Title	Publisher
Ben White, Fiona McDonald and Lindy Willmott	2014	<i>Health Law in Australia</i>	Thomson Reuters

7.2 Required and recommended readings

Recommended: Nikki Gemmell, *After* (2017, 4th Estate).

7.3 Specific requirements

Nil

7.4 Risk management

Health and safety risks have been assessed as low. It is your responsibility to research and understand risks of specific courses and to review the USC's health and safety principles by viewing the online induction training for students.

8. How can I obtain help with my studies?

In the first instance, you should contact your tutor, then the Course Coordinator. Additional assistance is provided to all students through Academic Skills Advisers. To book an appointment or find a drop-in session go to Student Hub. Contact Student Central for further assistance: +61 7 5430 2890 or studentcentral@usc.edu.au

9. Links to relevant University policies 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

<http://www.usc.edu.au/university/governance-and-executive/policies-and-procedures#academic-learning-and-teaching>

10. General enquiries

In person:

- **Sippy Downs** - Student Central, Ground Floor, Building C
- **USC SouthBank** - Student Central, Building B, Ground floor (level 1)
- **USC Gympie** - Student Central, 71 Cartwright Road, Gympie
- **USC Fraser Coast** - Student Central, Building A
- **USC Caboolture** - Student Central, Level 1 Building J, Cnr Manley and Tallon Street, Caboolture

Tel: +61 7 5430 2890

Email: studentcentral@usc.edu.au