LAWS1200

Contracts

Session 1, Intensive attendance, North Ryde 2020

Macquarie Law School

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General Information

Unit convenor and teaching staff
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Tutor
Frank Carrigan
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Credit points
10

Prerequisites
LAWS1000 or LAW115

Corequisites

Co-badged status

Unit description
The law of contracts is a fundamental area of study for an undergraduate degree in law and serves as the basis for a variety of later core and elective units. This unit equips students with a knowledge of essential doctrinal principles of contract law and the capacity to apply legal problem solving skills to the resolution of contractual disputes. It covers the formation of contracts, the contents and interpretation of contractual terms, the vitiating factors affecting contract formation, the discharge of contractual liabilities and other related issues such as formal requirements, illegality and privity of contract. In addition, the unit conveys an understanding of the main competing philosophies of contract and the practical role of contracts in a broader social and historical context.

Important Academic Dates

Information about important academic dates including deadlines for withdrawing from units are available at https://www.mq.edu.au/study/calendar-of-dates

Learning Outcomes

On successful completion of this unit, you will be able to:

ULO1: Describe the legal principles relating to contract law.

ULO2: Explain the main competing philosophies underpinning contract law and describe the role of contracts in a historical and social context.

ULO3: Formulate, present and evaluate oral and written arguments about contract law, drawing upon relevant precedent and policy considerations.

ULO4: Analyse hypothetical fact situations, identify legal and factual issues involving the law relating to contract law, and apply relevant principles to solve legal problems.

ULO5: Demonstrate research, writing and referencing skills appropriate to students undertaking a 100 level unit.

Assessment Tasks

Coronavirus (COVID-19) Update

Assessment details are no longer provided here as a result of changes due to the Coronavirus (COVID-19) pandemic.

Students should consult iLearn for revised unit information.

Find out more about the Coronavirus (COVID-19) and potential impacts on staff and students

Delivery and Resources

Coronavirus (COVID-19) Update

Any references to on-campus delivery below may no longer be relevant due to COVID-19.

Please check here for updated delivery information: https://ask.mq.edu.au/account/pub/display/unit_status

Prescribed Texts

- P Radan, J Gooley & I Vickovich, *Principles of Australian Contract Law*, 4th ed, LexisNexis, Sydney, 2018
- P Radan, J Gooley & I Vickovich, *Principles of Australian Contract Law: Cases & Materials*, 4th ed, LexisNexis, Sydney, 2018
- Notes and other additional materials available on iLearn and Leganto.

Recommended Texts

- J W Carter, *Contract Law in Australia*, 7th ed, LexisNexis, 2018
- N Seddon & R Bigwood, *Cheshire & Fifoot Law of Contract,* 11th ed, LexisNexis, 2017
- J D Heydon, *Heydon on Contract*, Thompson Reuters, 2019
- J Robertson & A Paterson, *Principles of Contract Law*, 6th ed, Thompson Reuters, 2020.

Unit Schedule

Coronavirus (COVID-19) Update

The unit schedule/topics and any references to on-campus delivery below may no longer be relevant due to COVID-19. Please consult iLearn for latest details, and check here for updated delivery information: https://ask.mq.edu.au/account/pub/display/unit_status

LECTURE SCHEDULE

Session 1, 2020

Week	Week Commencing	Lecture Topic	Tutorial Topic
1	24 Feb	Introduction to Contracts; Overview of Contract Remedies	Legal Problem Solving Model
2	2 Mar	Agreement – Offer and Acceptance	Introduction to Contracts; Overview of Contract Remedies
3	9 Mar	Consideration; Equitable Estoppel; Intention	Agreement – Offer and Acceptance
4	16 Mar	Certainty and Completeness; Capacity; Requirement of Writing	Consideration; Equitable Estoppel; Intention
5	23 Mar	Express Terms	Certainty and Completeness; Capacity; Requirement of Writing
6	30 Mar	Implied Terms; Construction of Terms; Exclusion Clauses	Express Terms
7	6 Apr	Misrepresentation; Misleading or Deceptive Conduct; Mistake	Implied Terms; Construction of Terms; Exclusion Clauses

		Mid-Semester Break **[On Campus Session 14-15 Apr]**	
8	27 Apr	Duress; Undue Influence; Unconscionability	Misrepresentation; Misleading or Deceptive Conduct; Mistake
9	4 May	Discharge by Agreement; Discharge by Performance	Duress; Undue Influence; Unconscionability
10	11 May	Discharge by Breach; Discharge by Frustration	Discharge by Agreement; Discharge by Performance
11	18 May	Illegality	Discharge by Breach; Discharge by Frustration
12	25 May	Privity of Contract; Contract Theory	Illegality
13	1 Jun	Contracts in Context; Exam Preparation	Privity of Contract

Policies and Procedures

Macquarie University policies and procedures are accessible from Policy Central (https://staff.mq.edu.au/work/strategy-planning-and-governance/university-policies-and-procedures/policy-central). Students should be aware of the following policies in particular with regard to Learning and Teaching:

- Academic Appeals Policy
- Academic Integrity Policy
- Academic Progression Policy
- Assessment Policy
- Fitness to Practice Procedure
- Grade Appeal Policy
- Complaint Management Procedure for Students and Members of the Public
- Special Consideration Policy *(**Note:** The Special Consideration Policy is effective from 4*

December 2017 and replaces the Disruption to Studies Policy.)

Students seeking more policy resources can visit the Student Policy Gateway (https://students.mq.edu.au/support/study/student-policy-gateway). It is your one-stop-shop for the key policies you need to know about throughout your undergraduate student journey.

If you would like to see all the policies relevant to Learning and Teaching visit Policy Central (https://staff.mq.edu.au/work/strategy-planning-and-governance/university-policies-and-procedures/policy-central).

Student Code of Conduct

Macquarie University students have a responsibility to be familiar with the Student Code of Conduct: https://students.mq.edu.au/study/getting-started/student-conduct

Results

Results published on platform other than eStudent, (eg. iLearn, Coursera etc.) or released directly by your Unit Convenor, are not confirmed as they are subject to final approval by the University. Once approved, final results will be sent to your student email address and will be made available in eStudent. For more information visit ask.mq.edu.au or if you are a Global MBA student contact globalmba.support@mq.edu.au

Student Support

Macquarie University provides a range of support services for students. For details, visit http://students.mq.edu.au/support/

Learning Skills

Learning Skills (mq.edu.au/learningskills) provides academic writing resources and study strategies to help you improve your marks and take control of your study.

- Getting help with your assignment
- Workshops
- StudyWise
- Academic Integrity Module

The Library provides online and face to face support to help you find and use relevant information resources.

- Subject and Research Guides
- Ask a Librarian

Student Services and Support

Students with a disability are encouraged to contact the Disability Service who can provide appropriate help with any issues that arise during their studies.

Student Enquiries

For all student enquiries, visit Student Connect at ask.mq.edu.au

If you are a Global MBA student contact globalmba.support@mq.edu.au

IT Help

For help with University computer systems and technology, visit http://www.mq.edu.au/about_us/offices_and_units/information_technology/help/.

When using the University's IT, you must adhere to the Acceptable Use of IT Resources Policy. The policy applies to all who connect to the MQ network including students.