LAWS2000
International Law
Session 1, Special circumstances 2021
Macquarie Law School

Contents

General Information 2
Learning Outcomes 2
General Assessment Information 3
Assessment Tasks 3
Delivery and Resources 5
Unit Schedule 6
Policies and Procedures 6
Changes since First Published 8

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Notice
As part of Phase 3 of our return to campus plan, most units will now run tutorials, seminars and other small group activities on campus, and most will keep an online version available to those students unable to return or those who choose to continue their studies online.

To check the availability of face-to-face activities for your unit, please go to timetable viewer. To check detailed information on unit assessments visit your unit’s iLearn space or consult your unit convenor.
General Information

Unit convenor and teaching staff
Nengye Liu
nengye.liu@mq.edu.au

Credit points
10

Prerequisites
60cp including LEX101 or LAWS1010 or LAW115 or LAWS1000

Corequisites

Co-badged status

Unit description
This unit introduces public international law’s key principles, rules, and concepts, examining how they shape contemporary international relations. It addresses the formation of international law, exploring particularly the processes of treaty negotiation and creation, and the development of customary international law. The unit explores the rights and responsibilities of states vis-a-vis each other, their own nationals and those of other states, the limits of state jurisdiction, state and diplomatic immunity, international dispute settlement, international use of force. The unit also examines the impact of international law on the Australian legal system. In covering these areas students explore how international law seeks to resolve real problems facing the international community.

Important Academic Dates
Information about important academic dates including deadlines for withdrawing from units are available at https://students.mq.edu.au/important-dates

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

ULO1: Demonstrate broad and coherent knowledge of the general characteristics and principles of public international law, and the ability to locate, interpret, and apply primary sources of international law.

ULO2: Examine the role, rights and responsibilities of both states and non-state actors under international law, and the ways in which the international legal system is evolving.

ULO3: Explain and apply international law to both actual and hypothetical situations as it
relates to the rights and responsibilities of states vis-a-vis other states and international institutions.

ULO4: Analyse international law from the perspective of national interests, and collaborate with peers to negotiate the terms of an international treaty or other instrument.

**General Assessment Information**

**Late Submission Penalty**

Unless a Special Consideration request has been submitted and approved, (a) a penalty for lateness will apply – two (2) marks out of 100 will be deducted per day for assignments submitted after the due date – and (b) no assignment will be accepted more than seven (7) days (incl. weekends) after the original submission deadline. No late submissions will be accepted for timed assessments – e.g. quizzes, online tests.

Word limits will be strictly applied and work above the word limit will not be marked. Footnotes are only to be used for referencing. Substantive material in footnotes will not be marked.

All assessments in the unit are to be submitted electronically via Turnitin. Plagiarism detection software is used in this unit.


Assessments must be submitted in double line spaced text, 12 point, Times New Roman font. Headings and subheadings should be used where appropriate.

Detailed marking rubrics will be made available on iLearn. Markers in this Unit undertake a process to establish a common marking standard and all Fail papers are double marked.

**Assessment Tasks**

<table>
<thead>
<tr>
<th>Name</th>
<th>Weighting</th>
<th>Hurdle</th>
<th>Due</th>
</tr>
</thead>
<tbody>
<tr>
<td>Take-home assessment task</td>
<td>45%</td>
<td>No</td>
<td>11/06/2021</td>
</tr>
<tr>
<td>Research Essay</td>
<td>40%</td>
<td>No</td>
<td>12/04/2021</td>
</tr>
<tr>
<td>Class participation</td>
<td>15%</td>
<td>No</td>
<td>Ongoing</td>
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</tbody>
</table>

**Take-home assessment task**

Assessment Type: Quiz/Test
Indicative Time on Task: 34 hours
Due: 11/06/2021
Weighting: 45%
A timed assessment task covering the unit content

On successful completion you will be able to:

• Demonstrate broad and coherent knowledge of the general characteristics and principles of public international law, and the ability to locate, interpret, and apply primary sources of international law.

• Examine the role, rights and responsibilities of both states and non-state actors under international law, and the ways in which the international legal system is evolving.

• Explain and apply international law to both actual and hypothetical situations as it relates to the rights and responsibilities of states vis-a-vis other states and international institutions.

• Analyse international law from the perspective of national interests, and collaborate with peers to negotiate the terms of an international treaty or other instrument.

Research Essay
Assessment Type: Essay
Indicative Time on Task: 33 hours
Due: 12/04/2021
Weighting: 40%

Students will submit a research essay examining contemporary issues in international law

On successful completion you will be able to:

• Demonstrate broad and coherent knowledge of the general characteristics and principles of public international law, and the ability to locate, interpret, and apply primary sources of international law.

• Examine the role, rights and responsibilities of both states and non-state actors under international law, and the ways in which the international legal system is evolving.

• Explain and apply international law to both actual and hypothetical situations as it relates to the rights and responsibilities of states vis-a-vis other states and international institutions.
**Class participation**

Assessment Type: Participatory task
Indicative Time on Task: 13 hours
Due: Ongoing
Weighting: 15%

Participation in the weekly tutorials

On successful completion you will be able to:

- Demonstrate broad and coherent knowledge of the general characteristics and principles of public international law, and the ability to locate, interpret, and apply primary sources of international law.
- Examine the role, rights and responsibilities of both states and non-state actors under international law, and the ways in which the international legal system is evolving.
- Explain and apply international law to both actual and hypothetical situations as it relates to the rights and responsibilities of states vis-a-vis other states and international institutions.
- Analyse international law from the perspective of national interests, and collaborate with peers to negotiate the terms of an international treaty or other instrument.

1 If you need help with your assignment, please contact:

- the academic teaching staff in your unit for guidance in understanding or completing this type of assessment
- the Learning Skills Unit for academic skills support.

2 Indicative time-on-task is an estimate of the time required for completion of the assessment task and is subject to individual variation

**Delivery and Resources**

The lectures should give you a broad overview of the subject, but it is vital that you then develop your understanding by completing the related readings. The prescribed textbook for this unit is:


Other readings, both essential and recommended will be provided via Leganto and accessible from iLearn.
In addition to the secondary sources (book chapters, journal articles, etc), you are expected to consult relevant primary legal sources (treaties, draft articles, cases, etc) as much as possible. It should be evident to you from the lectures and secondary sources which primary sources (and which parts of those primary sources) are most important. You will need to consult primary sources in order to complete assignments. All relevant primary sources are available online and you are expected to have sufficient research skills to locate and download them.

## Unit Schedule

<table>
<thead>
<tr>
<th>Week</th>
<th>Topic</th>
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<tbody>
<tr>
<td>1</td>
<td>History and Purpose of International Law</td>
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<tr>
<td>2</td>
<td>Sources of International Law</td>
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<tr>
<td>3</td>
<td>Relations of International and National Law</td>
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<tr>
<td>4</td>
<td>Law of Treaties (1) (treaty making)</td>
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<tr>
<td>5</td>
<td>Law of Treaties (2) (interpretation and operation)</td>
</tr>
<tr>
<td>6</td>
<td>Statehood, Legal Personality</td>
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<td>7</td>
<td>Jurisdiction and Sovereignty</td>
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<td>8</td>
<td>State Responsibility</td>
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<td>9</td>
<td>Immunities</td>
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<td>10</td>
<td>Use of Force</td>
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<tr>
<td>11</td>
<td>Enforcement of International Law</td>
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<tr>
<td>12</td>
<td>Dispute Resolution</td>
</tr>
<tr>
<td>13</td>
<td>Revision</td>
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</tbody>
</table>

## 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/admin/other-resources/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 Enquiry Service
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

Equity 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.

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.

Changes since First Published

<table>
<thead>
<tr>
<th>Date</th>
<th>Description</th>
</tr>
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<tbody>
<tr>
<td>28/04/2021</td>
<td>change of exam time to 11 June.</td>
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