



# LAWS8015

## International Law

Session 1, In person-scheduled-weekday, North Ryde 2022

*Macquarie Law School*

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#### **Disclaimer**

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## General Information

Unit convenor and teaching staff

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Tutor

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Credit points

10

Prerequisites

Admission to GradCertLaw or JD or LLM or MIntTrdeComLaw

Corequisites

Co-badged status

Unit description

Public international law regulates the legal issues that have global or transboundary dimensions. Through this unit students evaluate the effectiveness of international law in addressing real problems that confront the international community. The unit provides an introduction to public international law's key principles, rules, norms and practices. Coverage includes the role of the United Nations, the law of treaties, 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 and the relationship between international law and Australia's legal system.

## 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:** Demonstrate an advanced knowledge of the fundamental principles of public international law including the identification and analysis of key primary sources of international law including treaties and case law.

**ULO2:** Describe the role, rights and responsibilities of some major international

organisations under international law.

**ULO3:** Apply international law to complex situations and explain the operation of the rights and responsibilities of states in relation to other states; international institutions; private interests and domestic populations.

**ULO4:** Critically analyse the relationship between international and national law, particularly Australian law.

**ULO5:** Describe and assess the various means for dispute resolution at international law

## General Assessment Information

### Late Submission Penalty

*Unless a Special Consideration request has been submitted and approved, (a) a penalty for lateness will apply – ten (10) 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.

All assessments must be appropriately referenced, applying the *Australian Guide to Legal Citation* (4th ed). The Guide is available here <[https://law.unimelb.edu.au/\\_\\_data/assets/pdf\\_file/0005/3181325/AGLC4-with-Bookmarks-1.pdf](https://law.unimelb.edu.au/__data/assets/pdf_file/0005/3181325/AGLC4-with-Bookmarks-1.pdf)>.

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

Name	Weighting	Hurdle	Due
<a href="#">Participation</a>	20%	No	Ongoing
<a href="#">Online test</a>	40%	No	11/06/2022
<a href="#">Legal Brief</a>	40%	No	15/04/2022

### Participation

Assessment Type <sup>1</sup>: Participatory task

Indicative Time on Task <sup>2</sup>: 18 hours

Due: **Ongoing**

Weighting: **20%**

Participatory tasks such as quizzes, debates, discussions and problem solving exercises.

On successful completion you will be able to:

- Demonstrate an advanced knowledge of the fundamental principles of public international law including the identification and analysis of key primary sources of international law including treaties and case law.
- Apply international law to complex situations and explain the operation of the rights and responsibilities of states in relation to other states; international institutions; private interests and domestic populations.
- Critically analyse the relationship between international and national law, particularly Australian law.

## Online test

Assessment Type <sup>1</sup>: Quiz/Test

Indicative Time on Task <sup>2</sup>: 2 hours

Due: **11/06/2022**

Weighting: **40%**

Students will complete a timed assessment online

On successful completion you will be able to:

- Demonstrate an advanced knowledge of the fundamental principles of public international law including the identification and analysis of key primary sources of international law including treaties and case law.
- Apply international law to complex situations and explain the operation of the rights and responsibilities of states in relation to other states; international institutions; private interests and domestic populations.
- Critically analyse the relationship between international and national law, particularly Australian law.

## Legal Brief

Assessment Type <sup>1</sup>: Professional writing

Indicative Time on Task <sup>2</sup>: 30 hours

Due: **15/04/2022**

Weighting: **40%**

Students are to submit a legal brief in relation to an international law topic

On successful completion you will be able to:

- Demonstrate an advanced knowledge of the fundamental principles of public international law including the identification and analysis of key primary sources of international law including treaties and case law.
- Describe the role, rights and responsibilities of some major international organisations under international law.
- Critically analyse the relationship between international and national law, particularly Australian law.
- Describe and assess the various means for dispute resolution at international law

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<sup>1</sup> 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 [Writing Centre](#) for academic skills support.

<sup>2</sup> 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:

- James Crawford, *Brownlie's Principles of Public International Law, 9th edition*, Oxford University Press 2019

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

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

## Policies and Procedures

Macquarie University policies and procedures are accessible from [Policy Central \(https://policies.mq.edu.au\)](https://policies.mq.edu.au). 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](#)
- [Assessment Procedure](#)

- [Complaints Resolution Procedure for Students and Members of the Public](#)
- [Special Consideration Policy](#)

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

To find other policies relating to Teaching and Learning, visit [Policy Central](https://policies.mq.edu.au) (<https://policies.mq.edu.au>) and use the [search tool](#).

## 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](http://ask.mq.edu.au) or if you are a Global MBA student contact [globalmba.support@mq.edu.au](mailto:globalmba.support@mq.edu.au)

## Academic Integrity

At Macquarie, we believe [academic integrity](#) – honesty, respect, trust, responsibility, fairness and courage – is at the core of learning, teaching and research. We recognise that meeting the expectations required to complete your assessments can be challenging. So, we offer you a range of resources and services to help you reach your potential, including free [online writing and maths support](#), [academic skills development](#) and [wellbeing consultations](#).

## Student Support

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

## The Writing Centre

[The Writing Centre](#) provides resources to develop your English language proficiency, academic writing, and communication skills.

- [Workshops](#)
- [Chat with a WriteWISE peer writing leader](#)
- [Access StudyWISE](#)
- [Upload an assignment to Studiosity](#)
- [Complete the 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

Macquarie University offers a range of [Student Support Services](#) including:

- [IT Support](#)
- [Accessibility and disability support](#) with study
- Mental health [support](#)
- [Safety support](#) to respond to bullying, harassment, sexual harassment and sexual assault
- [Social support including information about finances, tenancy and legal issues](#)

## Student Enquiries

Got a question? Ask us via [AskMQ](#), or contact [Service Connect](#).

## IT Help

For help with University computer systems and technology, visit [http://www.mq.edu.au/about\\_us/offices\\_and\\_units/information\\_technology/help/](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

Date	Description
14/03/2022	Change the take-home exam date.
15/02/2022	I have added a teaching staff to the list.