



# LAWS8055

## Environmental Law and Sustainable Development

Session 1, In person-scheduled-weekday, North Ryde 2023

*Macquarie Law School*

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#### **Disclaimer**

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## General Information

Unit convenor and teaching staff

Lecturer and Convenor

Claire Barker

[claire.barker@mq.edu.au](mailto:claire.barker@mq.edu.au)

By appointment

Credit points

10

Prerequisites

Admission to LLM or MSusDev or M Env or (Admission to JD and LAWS600 or LAWS8001)

Corequisites

Co-badged status

Unit description

This unit introduces students to the specialised and burgeoning area of environmental law on both the national and international stage. It evaluates the effectiveness of current environmental law in the context of ongoing and emerging challenges. The unit adopts a multidisciplinary perspective to help augment understanding of the complexity of environmental challenges and enhance the analysis of relevant legislation and case law.

## 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:** Identify and analyse the major global and Australian environmental challenges.

**ULO2:** Identify and critique key ethical and interdisciplinary perspectives on the environment and the relevance of different aspects of jurisprudential and legal theory that underlie environmental law including ecologically sustainable development and environmental justice

**ULO3:** Analyse the interaction of environmental law at multiple governance scales and the role of contextual factors.

**ULO4:** Critically analyse and evaluate different forms of environmental regulation and

their suitability to regulate current and future sustainability challenges.

## General Assessment Information

### Research essay

This mid-semester assessment may include a theoretical research question and/or a problem-solving question requiring extensive research to answer. Questions can be related to any topic from weeks 1-7 inclusive, or another topic if approved by the teaching staff.

### Take home exam

This end-of-semester assessment may include short answer theoretical questions, and/or problem questions. Questions will be about any topic from the entire semester. The take home exam will address the unit outcomes, as well as many of the themes and topics we address during semester. The exam will be open to complete for 3 hours.

### Class participation

This assessment is about active engagement in tutorials; not mere attendance. Contributing to tutorial discussions and tutorial exercises throughout the entire semester will be the primary activity marked for this assessment. Online contributions to the weekly discussion forums can add to the class participation, not replace it - except when absence from a tutorial is notified in advance and approved as justified.

### Late Assessment Submission Penalty

Unless a Special Consideration request has been submitted and approved, a 5% penalty (of the total possible mark) will be applied each day a written assessment is not submitted, up until the 7th day (including weekends). After the 7th day, a mark of '0' (zero) will be awarded even if the assessment is submitted. Submission time for all written assessments is set at 11.55pm. A 1-hour grace period is provided to students who experience a technical issue. This late penalty will apply to non-timed sensitive assessment (incl essays, reports, posters, portfolios, journals, recordings etc). Late submission of time sensitive tasks (such as tests/exams, performance assessments/presentations, scheduled practical assessments/labs etc) will only be addressed by the unit convenor in a Special consideration application. Special Consideration outcome may result in a new question or topic.

## Assessment Tasks

Name	Weighting	Hurdle	Due
<a href="#"><u>Analytical Research Essay</u></a>	40%	No	11:55pm 14 April 2023
<a href="#"><u>Take home assessment</u></a>	40%	No	11:55am 8 June 2023
<a href="#"><u>In class participation</u></a>	20%	No	Week 1-11 inclusive

## Analytical Research Essay

Assessment Type <sup>1</sup>: Essay

Indicative Time on Task <sup>2</sup>: 35 hours

Due: **11:55pm 14 April 2023**

Weighting: **40%**

Students will prepare a research essay that analyses a topic of environmental law.

On successful completion you will be able to:

- Identify and analyse the major global and Australian environmental challenges.
- Identify and critique key ethical and interdisciplinary perspectives on the environment and the relevance of different aspects of jurisprudential and legal theory that underlie environmental law including ecologically sustainable development and environmental justice
- Critically analyse and evaluate different forms of environmental regulation and their suitability to regulate current and future sustainability challenges.

## Take home assessment

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

Indicative Time on Task <sup>2</sup>: 20 hours

Due: **11:55am 8 June 2023**

Weighting: **40%**

Students will submit responses to questions based on a hypothetical scenario

On successful completion you will be able to:

- Identify and analyse the major global and Australian environmental challenges.
- Analyse the interaction of environmental law at multiple governance scales and the role of contextual factors.

## In class participation

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

Indicative Time on Task <sup>2</sup>: 10 hours

Due: **Week 1-11 inclusive**

Weighting: **20%**

Students will prepare and participate in relevant discussion and problem solving tasks during tutorials

On successful completion you will be able to:

- Identify and critique key ethical and interdisciplinary perspectives on the environment and the relevance of different aspects of jurisprudential and legal theory that underlie environmental law including ecologically sustainable development and environmental justice
  - Analyse the interaction of environmental law at multiple governance scales and the role of contextual factors.
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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

### Delivery

Lectures and tutorials will both commence in week 1. Students are expected to watch pre-recorded weekly lectures that will be made available for each week in Echo 360 via the iLearn unit page, **before** attending tutorials.

Students are expected to have **prepared for the tutorials** by watching the lecture and reading the prescribed text for that week, and preparing for the **tutorial exercise** provided through iLearn. Active participation in tutorials is assessed.

### Resources

Required textbook: Gerry Bates, Environmental Law in Australia (11th edition, 2023, LexisNexis).

Additional, recommended resources will be provided through iLearn.

## 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 Advocacy](#) provides independent advice on MQ policies, procedures, and processes

## 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.