



# LAWS250

## Crime, Policy and Governance

S2 Day 2019

*Macquarie Law School*

### Contents

<u>General Information</u>	2
<u>Learning Outcomes</u>	2
<u>General Assessment Information</u>	3
<u>Assessment Tasks</u>	3
<u>Delivery and Resources</u>	5
<u>Unit Schedule</u>	6
<u>Policies and Procedures</u>	7
<u>Graduate Capabilities</u>	8
<u>Changes from Previous Offering</u>	12

#### **Disclaimer**

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## General Information

Unit convenor and teaching staff Convenor Amira Aftab <a href="mailto:amira.aftab@mq.edu.au">amira.aftab@mq.edu.au</a> TBC
Credit points 3
Prerequisites (18cp at 100 level or above) including (LAW109 or LEX101 or LEX102 or PICT101 or PICT103)
Corequisites
Co-badged status
Unit description This unit will explore the dynamic area of public policy development in relation to crime. It will examine how governance frameworks (including legal and regulatory institutions) endeavour to regulate conduct by individuals and corporations, and how these frameworks aim to promote public interests and community welfare. Students will analyse the impact of various stakeholders in the criminal justice system on policy formulation, including in relation to corporate, environmental and moral crimes. They will be challenged to critically analyse real-world reform initiatives and to appreciate how criminological expertise and modern concepts in governance theory (such as reintegrative shaming, responsive regulation and restorative justice) are articulated in legal and policy-making forums.

## 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:

Describe and critique how legal institutions and governance frameworks endeavour to regulate the conduct of individuals and corporations in relation to activities that impact on community welfare and the public interest.

Learn, analyse and apply modern theories of criminal justice (restorative justice,

responsive regulation and reintegrative shaming).

Critique current policy initiatives in relation to crime through the application of established theoretical frameworks.

Communicate policy critiques effectively in written and verbal form.

Conduct interdisciplinary research in criminology in the course of developing problem-solving skills, and identify the role played by these disciplines in influencing legal processes and policy-making forums.

## General Assessment Information

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.

Students should refer to the [Special Consideration Policy](#) for more details of the policy and a description of the supporting documentation required.

Word limits will be strictly applied and work above the word limit will not be marked.

All assessments in the unit are to be submitted through 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 via Leganto.

Headings and subheadings should be used where appropriate.

## Assessment Tasks

Name	Weighting	Hurdle	Due
<a href="#">Class Participation</a>	10%	No	Weekly/On-Campus Session
<a href="#">Online quizzes</a>	20%	No	Weeks 2-5
<a href="#">Short-answers assignment</a>	20%	No	Sunday 6th October 11.59pm
<a href="#">Research Report</a>	50%	No	Sunday 10th November 11:59pm

### Class Participation

Due: **Weekly/On-Campus Session**

Weighting: **10%**

Brief tutorial readings & discussion questions will be posted to iLearn in advance. Tutorial

discussions (and activities at the On Campus Session for external students) will involve applying the theoretical foundations provided by the lectures and readings to challenging hypothetical scenarios. Marks will be awarded for: demonstrated understanding of the course theory and themes, as well as creativity and insight in applying that understanding to real-world examples.

A program for the OCS will be posted to iLearn in advance.

On successful completion you will be able to:

- Describe and critique how legal institutions and governance frameworks endeavour to regulate the conduct of individuals and corporations in relation to activities that impact on community welfare and the public interest.
- Learn, analyse and apply modern theories of criminal justice (restorative justice, responsive regulation and reintegrative shaming).
- Critique current policy initiatives in relation to crime through the application of established theoretical frameworks.
- Communicate policy critiques effectively in written and verbal form.

## Online quizzes

Due: **Weeks 2-5**

Weighting: **20%**

There will be 4 x quizzes worth 5% each (total 20%) that will assess the theoretical content covered in the first 6 weeks of the course. The quizzes will be administered weekly in Weeks 3-6.

On successful completion you will be able to:

- Describe and critique how legal institutions and governance frameworks endeavour to regulate the conduct of individuals and corporations in relation to activities that impact on community welfare and the public interest.
- Learn, analyse and apply modern theories of criminal justice (restorative justice, responsive regulation and reintegrative shaming).

## Short-answers assignment

Due: **Sunday 6th October 11.59pm**

Weighting: **20%**

Students will be required to demonstrate their understanding of the theoretical principles canvassed in the Unit and apply these to recent current events. The topic will be posted to iLearn at least one week prior to the due date. (Word length: 1,200 words excluding bibliography)

On successful completion you will be able to:

- Describe and critique how legal institutions and governance frameworks endeavour to

regulate the conduct of individuals and corporations in relation to activities that impact on community welfare and the public interest.

- Learn, analyse and apply modern theories of criminal justice (restorative justice, responsive regulation and reintegrative shaming).
- Critique current policy initiatives in relation to crime through the application of established theoretical frameworks.
- Communicate policy critiques effectively in written and verbal form.
- Conduct interdisciplinary research in criminology in the course of developing problem-solving skills, and identify the role played by these disciplines in influencing legal processes and policy-making forums.

## Research Report

Due: **Sunday 10th November 11:59pm**

Weighting: **50%**

Students will be required to submit a research paper on an assigned topic which consolidates their learning in the Unit.

(Word length: 2500 words excluding bibliography)

On successful completion you will be able to:

- Describe and critique how legal institutions and governance frameworks endeavour to regulate the conduct of individuals and corporations in relation to activities that impact on community welfare and the public interest.
- Learn, analyse and apply modern theories of criminal justice (restorative justice, responsive regulation and reintegrative shaming).
- Critique current policy initiatives in relation to crime through the application of established theoretical frameworks.
- Communicate policy critiques effectively in written and verbal form.
- Conduct interdisciplinary research in criminology in the course of developing problem-solving skills, and identify the role played by these disciplines in influencing legal processes and policy-making forums.

## Delivery and Resources

This unit requires students to attend or listen online (through Echo360) to a weekly lecture and attend a weekly tutorial.

In addition, students are required to access the Unit's iLearn page to review online content including assigned readings, pre-recorded lecture content (approx. 1 hour/week) and tutorial readings / discussion questions. **Before you attend the first lecture you should have logged**

on to ilearn and watched/listened to the assigned pre-recorded content (of approximately 1 hour).

Student workload, in accordance with university guidelines, is 3 hours per credit point per week (over a 15 week term), and can be estimated as follows:

24 hours - attendance of lectures and tutorials

60 hours - readings, review of online content and self-study

66 hours - assessment tasks

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150 hours total

Students will also be required to use a computer to interact with online research databases and web-based research tools. This unit's ilearn page will also contain additional lessons with multimedia content to facilitate learning.

## Unit Schedule

Week	Lectures	Tutorials	Assessment (see ilearn for weekly readings & tutorial assignments)
1	Introduction to LAWS250	<b>No Tutorials in Week 1</b>	
2	What is the point of punishment?	Stakeholders and the public interest	
3	Responsive regulation	Why do we punish criminal offenders?	Online Quiz #1
4	Restorative justice	Responsive regulation and academic honesty	Online Quiz #2
5	Reintegrative shaming	Restorative justice	Online Quiz #3
6	Environmental crime	Reintegrative shaming in practice	Online Quiz #4
7	Drug Court	Reparative justice	
Mid Semester Break			

Mid Semester Break	On Campus Session for external students - 25-26 September 2019		
8	Children's Court	Drug addiction, crime & policy	Short answers assignment due Sunday 6th October 11.59pm
9	Hate speech / Free speech	Children, criminal responsibility & restorative justice	
10	The limits of restorative justice	Regulating hate speech	
11	The limits of responsive regulation	Domestic violence	
12	Alternative approaches to address the over-incarceration of Indigenous Australians	Are some industries beyond regulation?	
13	No lecture	Indigenous Australians & restorative justice	Final Essay due Sunday 10th November 11:59pm

## 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) (<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.*)

Undergraduate students seeking more policy resources can visit the [Student Policy Gateway](https://students.mq.edu.au/support/study/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) (<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](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)

## 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](http://mq.edu.au/learningskills)) provides academic writing resources and study strategies to improve your marks and take control of your study.

- [Workshops](#)
- [StudyWise](#)
- [Academic Integrity Module for Students](#)
- [Ask a Learning Adviser](#)

## 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](http://ask.mq.edu.au)

If you are a Global MBA student contact [globalmba.support@mq.edu.au](mailto: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/](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.

## Graduate Capabilities

### Creative and Innovative

Our graduates will also be capable of creative thinking and of creating knowledge. They will be



imaginative and open to experience and capable of innovation at work and in the community. We want them to be engaged in applying their critical, creative thinking.

This graduate capability is supported by:

### **Assessment task**

- Class Participation

## **Capable of Professional and Personal Judgement and Initiative**

We want our graduates to have emotional intelligence and sound interpersonal skills and to demonstrate discernment and common sense in their professional and personal judgement. They will exercise initiative as needed. They will be capable of risk assessment, and be able to handle ambiguity and complexity, enabling them to be adaptable in diverse and changing environments.

This graduate capability is supported by:

### **Assessment task**

- Class Participation

## **Discipline Specific Knowledge and Skills**

Our graduates will take with them the intellectual development, depth and breadth of knowledge, scholarly understanding, and specific subject content in their chosen fields to make them competent and confident in their subject or profession. They will be able to demonstrate, where relevant, professional technical competence and meet professional standards. They will be able to articulate the structure of knowledge of their discipline, be able to adapt discipline-specific knowledge to novel situations, and be able to contribute from their discipline to inter-disciplinary solutions to problems.

This graduate capability is supported by:

### **Learning outcomes**

- Describe and critique how legal institutions and governance frameworks endeavour to regulate the conduct of individuals and corporations in relation to activities that impact on community welfare and the public interest.
- Learn, analyse and apply modern theories of criminal justice (restorative justice, responsive regulation and reintegrative shaming).
- Conduct interdisciplinary research in criminology in the course of developing problem-solving skills, and identify the role played by these disciplines in influencing legal processes and policy-making forums.

### **Assessment tasks**

- Class Participation

- Online quizzes
- Short-answers assignment
- Research Report

## Critical, Analytical and Integrative Thinking

We want our graduates to be capable of reasoning, questioning and analysing, and to integrate and synthesise learning and knowledge from a range of sources and environments; to be able to critique constraints, assumptions and limitations; to be able to think independently and systemically in relation to scholarly activity, in the workplace, and in the world. We want them to have a level of scientific and information technology literacy.

This graduate capability is supported by:

### Learning outcomes

- Describe and critique how legal institutions and governance frameworks endeavour to regulate the conduct of individuals and corporations in relation to activities that impact on community welfare and the public interest.
- Learn, analyse and apply modern theories of criminal justice (restorative justice, responsive regulation and reintegrative shaming).
- Critique current policy initiatives in relation to crime through the application of established theoretical frameworks.

### Assessment tasks

- Class Participation
- Online quizzes
- Short-answers assignment
- Research Report

## Problem Solving and Research Capability

Our graduates should be capable of researching; of analysing, and interpreting and assessing data and information in various forms; of drawing connections across fields of knowledge; and they should be able to relate their knowledge to complex situations at work or in the world, in order to diagnose and solve problems. We want them to have the confidence to take the initiative in doing so, within an awareness of their own limitations.

This graduate capability is supported by:

### Learning outcome

- Conduct interdisciplinary research in criminology in the course of developing problem-solving skills, and identify the role played by these disciplines in influencing legal processes and policy-making forums.

## **Assessment tasks**

- Class Participation
- Short-answers assignment
- Research Report

## **Effective Communication**

We want to develop in our students the ability to communicate and convey their views in forms effective with different audiences. We want our graduates to take with them the capability to read, listen, question, gather and evaluate information resources in a variety of formats, assess, write clearly, speak effectively, and to use visual communication and communication technologies as appropriate.

This graduate capability is supported by:

## **Learning outcome**

- Communicate policy critiques effectively in written and verbal form.

## **Assessment tasks**

- Class Participation
- Short-answers assignment
- Research Report

## **Engaged and Ethical Local and Global citizens**

As local citizens our graduates will be aware of indigenous perspectives and of the nation's historical context. They will be engaged with the challenges of contemporary society and with knowledge and ideas. We want our graduates to have respect for diversity, to be open-minded, sensitive to others and inclusive, and to be open to other cultures and perspectives: they should have a level of cultural literacy. Our graduates should be aware of disadvantage and social justice, and be willing to participate to help create a wiser and better society.

This graduate capability is supported by:

## **Learning outcomes**

- Learn, analyse and apply modern theories of criminal justice (restorative justice, responsive regulation and reintegrative shaming).
- Critique current policy initiatives in relation to crime through the application of established theoretical frameworks.

## **Assessment tasks**

- Class Participation
- Short-answers assignment

- Research Report

## Socially and Environmentally Active and Responsible

We want our graduates to be aware of and have respect for self and others; to be able to work with others as a leader and a team player; to have a sense of connectedness with others and country; and to have a sense of mutual obligation. Our graduates should be informed and active participants in moving society towards sustainability.

This graduate capability is supported by:

### **Assessment task**

- Class Participation

## **Changes from Previous Offering**

There has been a change to the online quiz assessment (from one larger quiz to four smaller weighted quizzes )