



UNIVERSITY OF LONDON  
External System

# REGULATIONS

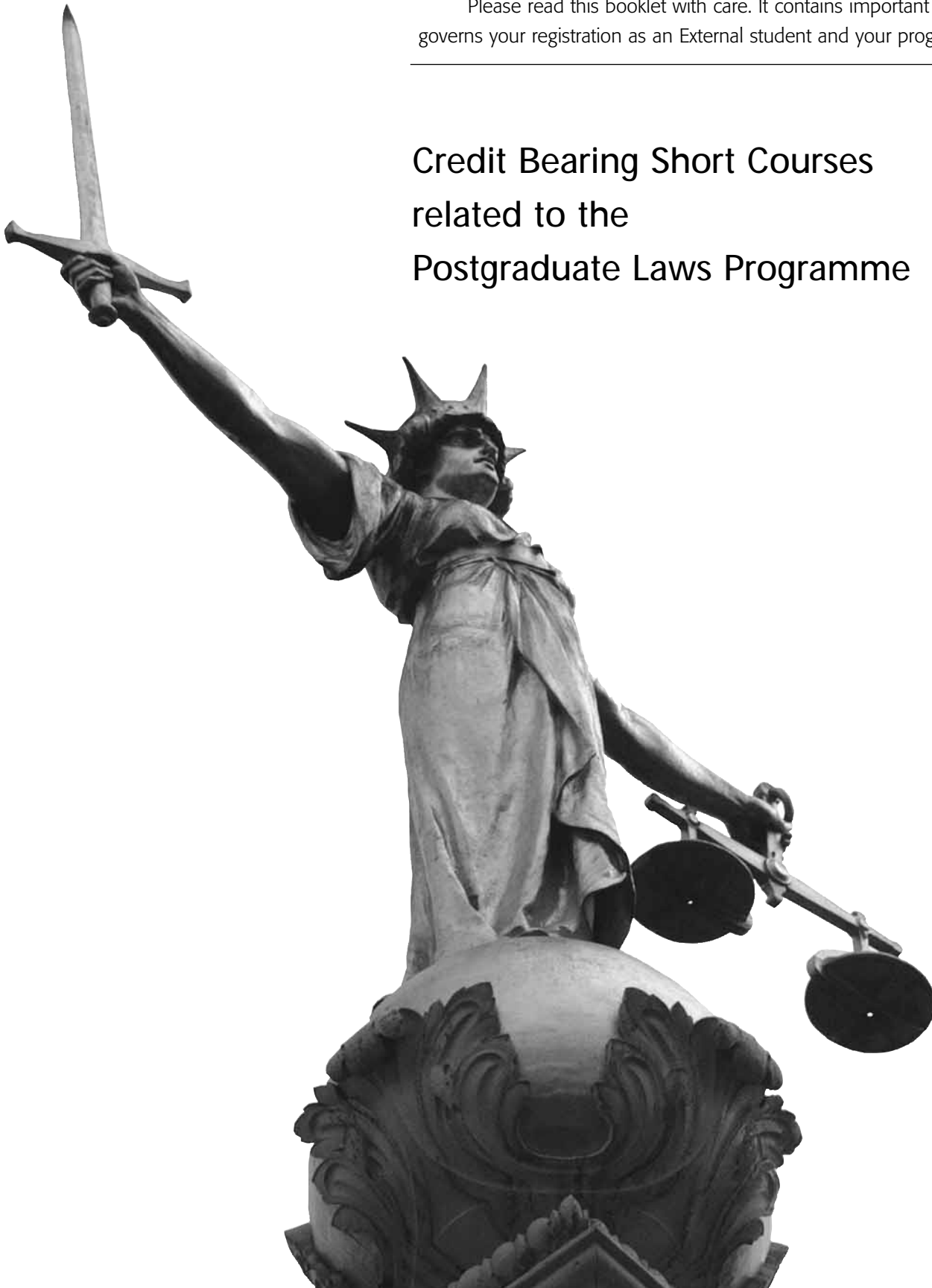
# 2008

**Important document – please read**

Please read this booklet with care. It contains important information that governs your registration as an External student and your programme of study

---

Credit Bearing Short Courses  
related to the  
Postgraduate Laws Programme



## **Important document – please read**

Regulations are reviewed and published annually, and are subject to change. Examinations, for example, are governed by the Regulations in force at the time of the examination and not at the time that a student initially registered. Students must, therefore, refer to the Regulations for the current year at all times.

All students are required to comply with the regulations, as well as the procedures, deadlines and instructions issued by the University in, for example, the student handbook/manual and Notice to candidates. The University is not responsible for any consequences arising from a student's failure to comply with these Regulations, procedures, deadlines or instructions.

Copies of the publications, proceedings and other documentation referred to in these Regulations may be obtained, on request, from the External System.

**These Regulations may not be reproduced except with the written permission of the University of London External System.**

The External System  
University of London  
Stewart House  
32 Russell Square  
London WC1B 5DN, UK  
[www.londonexternal.ac.uk](http://www.londonexternal.ac.uk)

Published by: University of London Press  
Copyright © University of London, 2007  
Printed by Central Printing Services  
University of London

# Credit bearing short courses related to the Postgraduate Laws Programme

---

## Contents

**This booklet contains the Regulations for credit bearing short courses that are derived from the Master of Laws (LLM), Postgraduate Diploma in Laws and Postgraduate Certificate in Laws.**

### Short Course Programme Regulations

<b>Paragraph</b>	<b>Page</b>
1. Introduction	2
2. Short course programme of study	2
3. Progression to the related awards	2
4. Entrance requirements	2
5. Assessment	3
6. Fees	4

### Schedule

A List of short courses	5
B Syllabuses	18
C Short courses available for examination	40
D Assessment criteria	43

### Short Course General Regulations

<b>Paragraph</b>	<b>Page</b>
1. The Regulations	44
2. Short courses	44
3. Progression to a degree or diploma	45
4. Period of registration	45
5. Assessment	45
6. Number of attempts permitted	46
7. Students with a disability and/or special needs	46
8. Conduct of examinations	47
9. Fees	48

# Programme Regulations for Credit Bearing Short Courses

**These Programme Regulations apply to the short course programme that is related to the Master of Laws (LLM) degree, Postgraduate Diploma in Laws and Postgraduate Certificate in Laws.**

## 1. Introduction

1.1 The University offers individual sections of courses of the Master of Laws (LLM) degree, Postgraduate Diploma in Laws and Postgraduate Certificate in Laws as credit bearing short courses.

1.2 The rules governing this short course programme are given in both these Programme Regulations and the Short Course General Regulations that follow.

## 2. Short course programme of study

2.1 The sections of courses available as credit bearing short courses under this short course programme are given in Schedule A. Students who wish to be examined must follow any sequence of assessment of short courses given under the individual syllabus outlines given in Schedule B.

2.2 In addition to the sequence of assessment of short courses, any advice on the previous knowledge or understanding a student would be expected to have in order to undertake and be examined in a particular short course is given under the individual relevant syllabuses in Schedule B.

2.3 Information about any additional short courses which will become available for a first examination in the October examination session will be given in a supplement to these Regulations. This supplement will be published in **July** each year, if applicable.

2.4 All short courses accommodate 112.5 notional study hours, with the exception of the short courses in the field of **Jurisprudence and legal theory** which accommodate 225 notional study hours.

2.5 Students may take up to **four** short courses that accommodate 112.5 notional study hours (or short courses up to the value of 450 notional study hours).

### Period of registration

2.6 All students registering for a short course will be registered for a maximum period of **two** years (Short Course General Regulations paragraph 4.1).

2.7 The minimum period of registration for students taking short courses on this programme who choose to be assessed is **six** months.

### eCampus and learning materials

2.8 Students registered for short courses have access to the eCampus. During participation in the eCampus and during all other online activities, students must observe the eCampus rules of conduct for online behaviour given in the Student handbook.

2.9 Although students are not required to use the eCampus, they are advised to do so.

2.10 Learning materials for new short courses are published and made available to students throughout the year as they become available. Students are strongly advised, however, not to sit examinations for any sections if they have had access to the materials for less than six months.

## 3. Progression to the related awards

3.1 Students who successfully complete the formal assessment for one or more credit bearing short course in this short course programme may be considered for progression to the following related awards: Postgraduate Certificate in Laws, the Postgraduate Diploma in Laws and the Master of Laws (LLM) degree.

3.2 Students who are permitted to progress may be credited with any credit bearing short courses successfully completed.

3.3 Further rules governing progression to the degree or diploma is given in paragraph 3 of the Short Course General Regulations.

## 4. Entrance requirements

4.1 In order to be eligible to register for a short course governed by these Regulations, an applicant must have at least one of the following:

	At least two years' study at a university (or equivalent institute) acceptable to the University and at a level considered appropriate by the University.
<b>or</b>	At least five years relevant work experience, such as accounting, banking, finance, insurance, law or policing.
All applications will be considered on an individual basis and entry will be at the discretion of the University.	
In addition, applicants must satisfy the English language requirements given in paragraph 4.4.	

4.2 If an applicant does not satisfy the entrance requirements given in paragraph 4.1, the University may still consider the application but will require evidence of the applicant's ability to undertake an advanced course of study.

4.3 Although access to the Internet is not an entrance requirement, applicants are advised to have Internet access in order that they may benefit from the support given in the eCampus.

4.4 For all applicants, an appropriate level of ability to work in English is required. Applicants whose first language is not English must satisfy the following:

Applicants must provide evidence, which is acceptable to the University, that he or she has, no more than three years prior to application, at least <b>one</b> of the following.:	
	Substantial education (minimum of eighteen months) conducted in English
<b>or</b>	Substantial work experience (minimum of eighteen months) conducted in English
<b>or</b>	Passed at an appropriate level, a test of proficiency in English acceptable to the University of London - for example, IELTS with a minimum overall score of 6.5 with a minimum of 6.0 in each sub-test <b>or</b> TOEFL score of 580 (or 237 in the computerised test) <i>plus</i> 4 in the Test of Written English (TWE)/Essay Rating. For the TOEFL iBT (internet-based Test) a total score of 92 is required with at least 22 in both the Reading and Writing Skills sub-tests and at least 20 in both the Speaking and Listening sub-tests.
<i>The University reserves the right to require an applicant to pass at an appropriate level a test of proficiency in English that is acceptable to the University <b>before</b> an offer of registration can be made.</i>	

## 5. Assessment

5.1 Students may choose whether or not to be formally assessed in the credit bearing short course for which they are registered. Students who choose to be formally assessed will be examined to the same standard as that required by students registered for the related degree or diploma (see paragraph 3.1). **Paragraphs 5.2 to 5.15 apply to all students who wish to be assessed.**

5.2 Each section taken as a short course will be assessed by one 45 minute unseen written paper with the exception of short courses in the field of Jurisprudence and legal theory - **Modern legal theory** [91 501 37AB] and **Liberty, equality and law** [91 501 37CD].

5.3 Short courses in the field of Jurisprudence and legal theory - **Modern legal theory** [91 501 37AB] and **Liberty, equality and law** [91 501 37CD] - count as two short courses. Each will be assessed by one 90 minute unseen written paper.

5.4 In all papers, questions may be set on developments within the scope of the syllabus up to **1 January** in the year of the examination.

5.5 Examinations by written paper, whenever held, will take place on two occasions each year, normally in May and October.

5.6 If a student has made an examination entry for more than one section that is scheduled for the same sitting, by entering the examination hall the student will be considered to have attempted **all** sections entered, irrespective of whether they remain in the examination hall.

5.7 A student who fails to satisfy the Examiners in an examination at the first attempt will be permitted to make **one** further attempt at that examination. The maximum number of attempts permitted at any examination for any short course is **two** (Short Course General Regulations, paragraph 6.1), *provided* the student's registration has not expired.

5.8 The highest mark achieved for any short course, at either the first or second examination attempt, will take precedence.

5.9 The pass mark for a credit bearing short course is 50%.

5.10 Information on the assessment criteria is provided in Schedule D. The scheme of the award, which details how a mark achieved for a credit bearing short course might contribute to a related award, for students who progress to such an award, are given in the Programme Regulations for the Master of Laws (LLM) degree, Postgraduate Diploma in Laws and Postgraduate Certificate in Laws.

### Permitted materials

5.11 The University will not provide statutes or other documents in the examination room except as specifically stated in the definitive list sent out with the admission notice/timetable. Statutes and other materials may not be brought into the examination room unless specifically permitted by the Board of Examiners.

5.12 Students may use underlining and/or coloured highlight markers to annotate materials taken into the examination, but all other forms of personal annotation on statutes and other materials permitted to be taken into the examination are strictly forbidden.

5.13 Markers in the form of plastic tags to flag material are permitted, provided that tags are no wider than 2 cm, are attached firmly to the relevant pages, contain no more than two words of identification, and are visible when volumes are closed.

5.14 Except as provided in paragraphs 5.11 to 5.13 above, no books, notes, instruments or other materials or aids whatsoever may be introduced into an examination room or be handled or consulted during an examination. Any such materials or aids in the possession of the student on entry to the examination room shall be deposited immediately with the Invigilator.

5.15 All students must comply with the regulations for the conduct of examinations set out in paragraph 8 of the Short Course General Regulations.

## 6. Fees

6.1 The fees payable to the University are as follows:

Fee per credit bearing short course	£375
Examination re-entry fee per short course	£32
<i>(Payable by students who enter an examination on a second occasion, having failed on the first occasion.)</i>	

6.2 The short course fee must be paid before a student will receive any study materials for that short course or have access to the eCampus, and before they may enter an examination for that short course.

6.3 The examination re-entry fee(s) for credit bearing short courses is payable by the dates given in the Student handbook.

6.4 The fees above refer to the 2008 calendar year only.

6.5 A fee is normally levied by all examination centres (other than London) and Overseas Examination Authorities. This fee is payable by credit bearing short course students who choose to be assessed each time they make an examination entry. The University cannot be responsible for this fee nor can it influence the level of fee charged.

### Progression to an award

6.6 When a student progresses from a credit-bearing short course to the related Postgraduate Certificate, Postgraduate Diploma or Master of Laws (LLM) degree (see paragraph 3.1 and 3.4), the following additional fees shall be payable:

- a registration fee to register for the Postgraduate Certificate in Laws, Postgraduate Diploma in Laws or Master of Laws (LLM) degree, as indicated in the Programme Regulations for those awards.
- the relevant section fees for any additional sections for which they register upon progression to the related award(s).

### Refunds

6.7 A short course fee will not be refunded if either 1) study materials for that short course have been despatched to the student 2) the student has accessed the eCampus for that short course. Any refund will be subject to a charge determined by the University (currently £50).

## Schedule A / List of short courses

Short courses in the field of:	Title of short course	Short course paper code	Required sequence of assessment
Admiralty law	Admiralty jurisdiction and procedure	91 501 001A	Not applicable
	Acquiring ownership in ships and the ship as property	91 501 001B	Not applicable
	Safety regulations in navigation, liabilities and limitation of liability	91 501 001C	Not applicable
	Assistance at sea and in ports	91 501 001D	91 501 001C must be attempted before 91 501 001D
African human rights law (not yet available) †	The various sources of African human rights law (not yet available) †	91 501 002A	Not applicable
	The general protection: the African Charter on Human and Peoples' Rights (not yet available) †	91 501 002B	91 501 002A must be attempted before 91 501 002B
	The specific protection: the law relating to refugees, children and women (not yet available) †	91 501 002C	91 501 002A must be attempted before 91 501 002C
	The African regional implementation machinery (not yet available) †	91 501 002D	91 501 002A, B and C must be attempted before 91 501 002D
Applicable laws and procedures in international commercial arbitration	Applicable law issues in arbitration	91 501 003A	Not applicable
	Procedure and evidence in arbitration	91 501 003B	91 501 003A must be attempted before 91 501 003B
	Jurisdictional issues in arbitration	91 501 003C	91 501 003A must be attempted before 91 501 003C
	Arbitration award – form, content, challenge and enforcement	91 501 003D	91 501 003A must be attempted before 91 501 003D
Broadcasting law (not yet available - not expected to be available before 2010) †	Introduction to broadcasting law (not yet available. This short course is not expected to be available before 2010) †	91 501 004A	Not applicable
	Regulating broadcasters nationally (not yet available. This short course is not expected to be available before 2010) †	91 501 004B	91 501 004A must be attempted before 91 501 004B
	Regulating television and radio content (not yet available. This short course is not expected to be available before 2010) †	91 501 004C	91 501 004A and B must be attempted before 91 501 004C
	International regulation of broadcasting (not yet available. This short course is not expected to be available before 2010) †	91 501 004D	91 501 004A, and C must be attempted before 91 501 004D
Carriage of goods by sea	Contracts of affreightment and voyage charter parties	91 501 005A	Not applicable

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

	Time charter parties	91 501 005B	91 501 005A must be attempted before 91 501 005B
	The bill of lading contract and functions	91 501 005C	91 501 005A and B must be attempted before 91 501 005C
	International conventions regulating the rights and obligations of the parties to the bill of lading contract	91 501 005D	91 501 005A, B and C must be attempted before 91 501 005D
Commercial trusts law	The nature of commercial trusts	91 501 006A	Not applicable
	Equitable devices used to take security in commercial contracts	91 501 006B	91 501 006A must be attempted before 91 501 006B
	The recovery of property in commercial litigation	91 501 006C	91 501 006A must be attempted before 91 501 006C
	Investment of trust funds	91 501 006D	91 501 006A must be attempted before 91 501 006D
Comparative criminal justice policy	Methods of comparative research	91 501 007A	Not applicable
	Legal cultures and criminal justice policy	91 501 007B	91 501 007A must be attempted before 91 501 007B
	Aspects of comparative criminal policy	91 501 007C	91 501 007A and B must be attempted before 91 501 007C
	Global crime	91 501 007D	91 501 007A, B and C must be attempted before 91 501 007D
Constitutional and institutional law of the European Union	The European Union institutional outline	91 501 008A	Not applicable
	Sources of European Union law	91 501 008B	Not applicable
	Remedies and procedures in European Union law	91 501 008C	Not applicable
	General principles of European Union law	91 501 008D	Not applicable
Corporate finance and management issues in company law	Capital I	91 501 009A	Not applicable
	Capital II	91 501 009B	91 501 009A must be attempted before 91 501 009B
	Corporate management I	91 501 009C	91 501 009A must be attempted before 91 501 009C
	Corporate management II	91 501 009D	91 501 009A must be attempted before 91 501 009D
Equity and trusts in context	The constitution of express trusts	91 501 010A	Not applicable
	Trusts implied by law	91 501 010B	Not applicable
	Breach of trust and equitable remedies	91 501 010C	Not applicable
	Trusts of land and of the home	91 501 010D	Not applicable

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

European Community competition law	Anti-competitive agreements and collusion	91 501 011A	Not applicable
	Abuse of a dominant position	91 501 011B	91 501 011A must be attempted before 91 501 011B
	Merger control	91 501 011C	91 501 011A must be attempted before 91 501 011C
	European Community competition law practice and procedure	91 501 011D	91 501 011A must be attempted before 91 501 011D
European Community environmental law (not yet available) †	Institutional and constitutional aspects of European Community environmental law (not yet available) †	91 501 053A	Not applicable
	Sectoral development of European Community environmental law (not yet available) †	91 501 053B	91 501 053A must be attempted before 91 501 053B
	Environmental litigation (not yet available) †	91 501 053C	91 501 053A must be attempted before 91 501 053C
	The European Union and the environment in external relations (not yet available) †	91 501 053D	91 501 053A must be attempted before 91 501 053D
European Convention on Human Rights (not yet available) †	Context and foundations of the European Convention on Human Rights (not yet available) †	91 501 012A	Not applicable
	The European Convention on Human Rights Mechanism (not yet available) †	91 501 012B	91 501 012A must be attempted before 91 501 012B
	European Convention on Human Rights Substantive Rights (1) (not yet available) †	91 501 012C	91 501 012A must be attempted before 91 501 012C
	European Convention on Human Rights Substantive Rights (2) (not yet available) †	91 501 012D	91 501 012A must be attempted before 91 501 012D
European internal market	The scope of the 'Four Freedoms'	91 501 013A	Not applicable
	Free movement 1 – Equal treatment and non-discrimination	91 501 013B	91 501 013A must be attempted before 91 501 013B
	Free movement 2 – Beyond discrimination	91 501 013C	91 501 013A and B must be attempted before 91 501 013C
	Regulation of the internal market	91 501 013D	91 501 013A and B must be attempted before 91 501 013D
External relations law of the European Union	Constitutional foundations	91 501 055A	Not applicable
	International law and European Community law	91 501 055B	91 501 055A must be attempted before 91 501 055B

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

	External economic relations	91 501 055C	91 501 055A must be attempted before 91 501 055C
	External political relations	91 501 055D	91 501 055A must be attempted before 91 501 055D
Family, Children and the State (not yet available) †	What is a family? (not yet available) †	91 501 014A	Not applicable
	Family breakdown (not yet available) †	91 501 014B	91 501 014A must be attempted before 91 501 014B
	Children and the law (not yet available) †	91 501 014C	91 501 014A must be attempted before 91 501 014C
	State regulation of the family (not yet available) †	91 501 014D	91 501 014A, B and C must be attempted before 91 501 014D
Foundational and constitutional issues in company law	Company law foundational issues I	91 501 015A	Not applicable
	Company law foundational issues II	91 501 015B	91 501 015A must be attempted before 91 501 015B
	Company law constitutional issues I	91 501 015C	91 501 015A must be attempted before 91 501 015C
	Company law constitutional issues II	91 501 015D	91 501 015A must be attempted before 91 501 015D
Franchising law (not yet available - not expected to be available before 2010) †	Franchising as a legal concept (not yet available. This short course is not expected to be available before 2010) †	91 501 016A	Not applicable
	Protecting the elements of a franchise (not yet available. This short course is not expected to be available before 2010) †	91 501 016B	91 501 016A must be attempted before 91 501 016B
	Consumer protection and the regulation of unfair practices (not yet available. This short course is not expected to be available before 2010) †	91 501 016C	91 501 016A must be attempted before 91 501 016C
	International franchising (not yet available. This short course is not expected to be available before 2010) †	91 501 016D	91 501 016A must be attempted before 91 501 016D
Fraud, corruption and money laundering (not yet available) †	Corruption (not yet available) †	91 501 017A	Not applicable
	Fraud (not yet available) †	91 501 017B	Not applicable
	Money laundering and proceeds of crime law 1 (not yet available) †	91 501 017C	Not applicable
	Money laundering and proceeds of crime law 2 (not yet available) †	91 501 017D	91 501 017C must be attempted before 91 501 017D

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

Freedom of expression law (not yet available - not expected to be available before 2010) †	Freedoms, sources and reasons (not yet available. This short course is not expected to be available before 2010) †	91 501 018A	Not applicable
	Media of expression: free speech and technology (not yet available. This short course is not expected to be available before 2010) †	91 501 018B	91 501 018A must be attempted before 91 501 018B
	Permissible limitations on expression (not yet available. This short course is not expected to be available before 2010) †	91 501 018C	91 501 018A and B must be attempted before 91 501 018C
	Freedom of expression and information (not yet available. This short course is not expected to be available before 2010) †	91 501 018D	91 501 018A, and C must be attempted before 91 501 018D
Human rights of women	Is the theory underlying human rights law male?	91 501 019A	Not applicable
	Feminist critiques of human rights	91 501 019B	Not applicable
	Institutional framework, institutions and documents relating to the human rights of women	91 501 019C	Not applicable
	Sovereign governments, non-state actors and individual responsibility for human rights violations: linking theory to practice	91 501 019D	Not applicable
Industrial and intellectual property	Intellectual property and technology	91 501 020A	Not applicable
	Intellectual property and creativity	91 501 020B	Not applicable
	Intellectual property and distinctive trading signs	91 501 020C	Not applicable
	Intellectual property - integrated topics	91 501 020D	91 501 020A, B and C must be attempted before 91 501 020D
Information technology law (not yet available - not expected to be available before 2010) †	Copyright and other protection for software (not yet available. This short course is not expected to be available before 2010) †	91 501 021A	Not applicable
	Patent and other protection for software-related inventions (not yet available. This short course is not expected to be available before 2010) †	91 501 021B	91 501 021A must be attempted before 91 501 021B
	Civil and criminal liability related to information technology (not yet available. This short course is not expected to be available before 2010) †	91 501 021C	91 501 021A and B must be attempted before 91 501 021C
	Privacy, data protection and employment issues (not yet available. This short course is not expected to be available before 2010) †	91 501 021D	91 501 021A, B and C must be attempted before 91 501 021D

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

Insurance law (excluding Marine insurance law) ( <i>formerly known as Insurance (excluding Marine insurance)</i> )	Elements of insurance	91 501 022A	Not applicable
	Insurance contract formation	91 501 022B	91 501 022A must be attempted before 91 501 022B
	The insurance contract and its terms	91 501 022C	91 501 022A must be attempted before 91 501 022C
	Claims process	91 501 022D	91 501 022A, B and C must be attempted before 91 501 022D
Intellectual property and medicine (not yet available) †	Intellectual property of medicine and its sources (not yet available) †	91 501 023A	Not applicable
	Access to medicines (not yet available) †	91 501 023B	91 501 023A must be attempted before 91 501 023B
	Patents and life forms (not yet available) †	91 501 023C	91 501 023A and B must be attempted before 91 501 023C
	Property in the person (not yet available) †	91 501 023D	91 501 023A and B must be attempted before 91 501 023D
Intellectual property on the internet (new registrations for these short courses are temporarily suspended)	Digital copyright (new registrations for this short course are temporarily suspended)	91 501 024A	Not applicable
	Trade marks and other rights distinctive signs online (new registrations for this short course are temporarily suspended)	91 501 024B	Not applicable
	Domain names (new registrations for this short course are temporarily suspended)	91 501 024C	Not applicable
	Computer-related patents (new registrations for this short course are temporarily suspended)	91 501 024D	Not applicable
International and comparative competition law	The internationalisation of competition policy	91 501 025A	Not applicable
	Unilateral, bilateral and multilateral strategies	91 501 025B	91 501 025A must be attempted before 91 501 025B
	The competition rules of developing and developed countries	91 501 025C	91 501 025A must be attempted before 91 501 025C
	Competition and trade policy	91 501 025D	91 501 025A must be attempted before 91 501 025D
International and comparative law of copyright and related rights	Copyright law in the United Kingdom and United States	91 501 026A	Not applicable
	French and German copyright law and related rights	91 501 026B	Not applicable
	International copyright law – international conventions and aspects of private international law	91 501 026C	91 501 026A and B must be attempted before 91 501 026C
	Copyright law in the European Community	91 501 026D	91 501 026A and B must be attempted before 91 501 026D
International and comparative law of patents, trade secrets and related rights (not yet available) †	Comparative law of patents (not yet available) †	91 501 027A	Not applicable

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

	Comparative law of trade secrets (not yet available) †	91 501 027B	91 501 027A must be attempted before 91 501 027B
	International agreements on patent law (not yet available) †	91 501 027C	91 501 027A must be attempted before 91 501 027C
	Current issues in international patent law and policy (not yet available) †	91 501 027D	91 501 027A, and C must be attempted before 91 501 027D
International and comparative law of trade marks, designs and unfair competition	The concepts of trade marks, designs and unfair competition	91 501 028A	Not applicable
	Unfair competition	91 501 028B	91 501 028A must be attempted before 91 501 028B
	Registered trade marks	91 501 028C	91 501 028A must be attempted before 91 501 028C
	Special topics in trade marks	91 501 028D	91 501 028A, B and C must be attempted before 91 501 028D
International and comparative social justice (not yet available) †	Advancing the international protection of social justice (not yet available) †	91 501 059A	Not applicable
	The ambit of social justice rights under international law (not yet available) †	91 501 059B	91 501 059A must be attempted before 91 501 059B
	Regional protection of social justice rights (not yet available) †	91 501 059C	91 501 059A must be attempted before 91 501 059C
	Comparative legal systems and the implementation of social justice rights (not yet available) †	91 501 059D	91 501 059A must be attempted before 91 501 059D
International and comparative trust law	The nature of the English trust	91 501 029A	Not applicable
	Introduction to offshore non-charitable purpose trusts	91 501 029B	91 501 029A must be attempted before 91 501 029B
	Asset protection trusts	91 501 029C	91 501 029A and B must be attempted before 91 501 029C
	Special issues in international and comparative trust	91 501 029D	91 501 029A and B must be attempted before 91 501 029D
International criminal law (not yet available - not expected to be available before 2010) †	The general context of international criminal law (not yet available. This short course is not expected to be available before 2010) †	91 501 030A	Not applicable
	Substantive international crimes (not yet available. This short course is not expected to be available before 2010) †	91 501 030B	91 501 030A must be attempted before 91 501 030B
	International criminal courts and tribunals (not yet available. This short course is not expected to be available before 2010) †	91 501 030C	91 501 030A must be attempted before 91 501 030C
	General principles of international criminal law (not yet available. This short course is not expected to be available before 2010) †	91 501 030D	91 501 030A must be attempted before 91 501 030D

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

International economic law	Evolution and principles of international economic law	91 501 031A	Not applicable
	International monetary and development law and policy	91 501 031B	91 501 031A must be attempted before 91 501 031B
	Regulation of foreign investment	91 501 031C	91 501 031A must be attempted before 91 501 031C
	Public international law of trade	91 501 031D	91 501 031A must be attempted before 91 501 031D
International environmental law	General aspects of international environmental law 1	91 501 032A	Not applicable
	General aspects of international environmental law 2	91 501 032B	91 501 032A must be attempted before 91 501 032B
	Particular subjects of international environmental law 1	91 501 032C	91 501 032A and B must be attempted before 91 501 032C
	Particular subjects of international environmental law 2	91 501 032D	91 501 032A and B must be attempted before 91 501 032D
International investment law	Evolution of the law of foreign investment	91 501 033A	Not applicable
	International efforts to regulate foreign investment	91 501 033B	91 501 033A must be attempted before 91 501 033B
	Regulation under bilateral and regional investment treaties (BITs)	91 501 033C	91 501 033A and B must be attempted before 91 501 033C
	The case-law on the treatment of foreign investment	91 501 033D	91 501 033A and B must be attempted before 91 501 033D
International law of armed conflict and use of force (not yet available) †	Introduction to the law of armed conflict and use of force (not yet available) †	91 501 058A	Not applicable
	The content of the principle of non-use of force (not yet available) †	91 501 058B	91 501 058A must be attempted before 91 501 058B
	History, terminology and scope of humanitarian law (not yet available) †	91 501 058C	91 501 058A must be attempted before 91 501 058C
	Other aspects of armed conflict and methods of enforcement (not yet available) †	91 501 058D	91 501 058A, B and C must be attempted before 91 501 058D
International law of the sea	Evolution of the law of the sea	91 501 034A	Not applicable
	Baselines, the territorial sea and the contiguous zone	91 501 034B	91 501 034A must be attempted before 91 501 034B
	The continental shelf and the Exclusive Economic Zone	91 501 034C	91 501 034A must be attempted before 91 501 034C

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

	The high seas, the sea-bed and dispute resolution	91 501 034D	91 501 034A must be attempted before 91 501 034D
International merger control	Introduction to merger control	91 501 057A	Not applicable
	Merger control regimes 1	91 501 057B	91 501 057A must be attempted before 91 501 057B
	Merger control regimes 2	91 501 057C	91 501 057A must be attempted before 91 501 057C
	Unilateral, bilateral and multilateral merger control strategies	91 501 057D	91 501 057A must be attempted before 91 501 057D
International refugee law	The development of, and responsibility for, international protection of refugees	91 501 060A	Not applicable
	The European dimension of refugee law	91 501 060B	91 501 060A must be attempted before 91 501 060B
	The rights of refugees	91 501 060C	91 501 060A must be attempted before 91 501 060C
	Contemporary issues in refugee law	91 501 060D	91 501 060A must be attempted before 91 501 060D
International rights of the child	The development of the international law on the rights of the child	91 501 035A	Not applicable
	Children and family life	91 501 035B	Not applicable
	Children and the justice system	91 501 035C	Not applicable
	Combatting child poverty	91 501 035D	Not applicable
International trade law	Export sales on English law terms	91 501 036A	Not applicable
	Carriage of goods by sea	91 501 036B	91 501 036A must be attempted before 91 501 036B
	Bankers' letters of credit	91 501 036C	91 501 036A and B must be attempted before 91 501 036C
	United Nations Sale Convention 1980 (CISG)	91 501 036D	91 501 036A, B and C must be attempted before 91 501 036D
Jurisprudence and legal theory	Modern legal theory (double section)	91 501 37AB	Not applicable
	Liberty, equality and law (double section)	91 501 37CD	Not applicable
Law and policy of international courts and tribunals	Introduction to international dispute resolution	91 501 038A	Not applicable
	Non-adjudicatory dispute resolution processes	91 501 038B	91 501 038A must be attempted before 91 501 038B
	Role and functioning of international courts and tribunals: institutional aspects	91 501 038C	91 501 038A and B must be attempted before 91 501 038C
	Role and functioning of international courts and tribunals: procedural aspects	91 501 038D	91 501 038A and B must be attempted before 91 501 038D

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

Law of treaties	Introduction to the law of treaties	91 501 054A	Not applicable
	Entry into force and the scope of treaty obligations	91 501 054B	91 501 054A must be attempted before 91 501 054B
	Legal aspects of the working of treaties	91 501 054C	91 501 054A must be attempted before 91 501 054C
	Legal aspects of invalidity, termination and suspension of treaty obligations	91 501 054D	91 501 054A must be attempted before 91 501 054D
Marine insurance law ( <i>formerly known as Marine insurance</i> )	The contract of Marine insurance	91 501 039A	Not applicable
	The doctrine of <i>Uberrimae Fidei</i> and insurance contracts	91 501 039B	91 501 039A must be attempted before 91 501 039B
	The terms of the contract; risks; and causation	91 501 039C	91 501 039A and B must be attempted before 91 501 039C
	Indemnity, subrogation and contribution	91 501 039D	91 501 039A, B and C must be attempted before 91 501 039D
Medical law and ethics	Basic concepts in medical law	91 501 056A	Not applicable
	Access to treatment and malpractice litigation	91 501 056B	91 501 056A must be attempted before 91 501 056B
	Legal and ethical issues in medical practice	91 501 056C	91 501 056A must be attempted before 91 501 056C
	Legal and ethical issues in reproduction	91 501 056D	91 501 056A, B and C must be attempted before 91 501 056D
Multinational enterprises and the law	Multinational enterprises in context	91 501 040A	Not applicable
	National regulation of multinational enterprises	91 501 040B	91 501 040A must be attempted before 91 501 040B
	International regulation and protection of multinational enterprises	91 501 040C	91 501 040A and B must be attempted before 91 501 040C
	Fields of concern for multinational enterprises	91 501 040D	91 501 040A, B and C must be attempted before 91 501 040D

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

Press law (not yet available - not expected to be available before 2010) †	Introduction to press law (not yet available. This short course is not expected to be available before 2010) †	91 501 041A	Not applicable
	Defamation and privacy (not yet available. This short course is not expected to be available before 2010) †	91 501 041B	91 501 041A must be attempted before 91 501 041B
	Other restrictions on the press (not yet available. This short course is not expected to be available before 2010) †	91 501 041C	91 501 041A must be attempted before 91 501 041C
	Open justice (not yet available. This short course is not expected to be available before 2010) †	91 501 041D	91 501 041A must be attempted before 91 501 041D
Regulation and infrastructure of international commercial arbitration	Regulation and infrastructure of arbitration	91 501 042A	Not applicable
	Arbitration agreement	91 501 042B	91 501 042A must be attempted before 91 501 042B
	Arbitration tribunal	91 501 042C	91 501 042A must be attempted before 91 501 042C
	Investment arbitration and specialist arbitration	91 501 042D	91 501 042A must be attempted before 91 501 042D
Russian civil and commercial law (not yet available) †	Foundations of Russian civil law (not yet available) †	91 501 043A	Not applicable
	Russian civil law – persons (not yet available) †	91 501 043B	91 501 043A must be attempted before 91 501 043B
	Russian civil law – ownership (not yet available) †	91 501 043C	91 501 043A and B must be attempted before 91 501 043C
	Russian civil law – obligations (not yet available) †	91 501 043D	91 501 043A and B must be attempted before 91 501 043D
Russian law and legal institutions	Russian legal system in context	91 501 044A	Not applicable
	Foundations of Russian law	91 501 044B	91 501 044A must be attempted before 91 501 044B
	Administration of Russian legality	91 501 044C	91 501 044A must be attempted before 91 501 044C
	State structure of Russia	91 501 044D	91 501 044A must be attempted before 91 501 044D

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

Sentencing and penal policy (not yet available) †	Prosecution process (not yet available) †	91 501 045A	Not applicable
	Sentencing (not yet available) †	91 501 045B	Not applicable
	Punishment (not yet available) †	91 501 045C	91 501 045A and B must be attempted before 91 501 045C
	Current issues in penal policy (not yet available) †	91 501 045D	91 501 045A, B and C must be attempted before 91 501 045D
Taxation of business enterprises (not yet available) †	Introduction to business enterprises and general principles of business taxation (not yet available) †	91 501 046A	Not applicable
	Practical elements and complications in taxation of business principles (not yet available) †	91 501 046B	91 501 046A must be attempted before 91 501 046B
	Group structures and reorganisations relevant to taxation business principles (not yet available) †	91 501 046C	91 501 046A and B must be attempted before 91 501 046C
	Elements of international business taxation (not yet available) †	91 501 046D	91 501 046A, B and C must be attempted before 91 501 046D
Taxation principles and policy	Underlying principles, themes and ideals in taxation	91 501 047A	Not applicable
	Issues in modern taxation	91 501 047B	91 501 047A must be attempted before 91 501 047B
	United Kingdom taxes I: taxes on income	91 501 047C	91 501 047A and B must be attempted before 91 501 047C
	United Kingdom taxes II: additional tax	91 501 047D	91 501 047A and B must be attempted before 91 501 047D
Telecommunications law	The purpose and experience of telecommunications regulation	91 501 048A	Not applicable
	Telecommunications liberalization in Europe	91 501 048B	91 501 048A must be attempted before 91 501 048B
	Telecommunications contracts	91 501 048C	91 501 048A and B must be attempted before 91 501 048C
	Telecommunications: the international view	91 501 048D	91 501 048A must be attempted before 91 501 048D
Transfer of technology law (not yet available - not expected to be available before 2010) †	Technology transactions (not yet available. This short course is not expected to be available before 2010) †	91 501 049A	Not applicable
	The technology agreement (not yet available. This short course is not expected to be available before 2010) †	91 501 049B	91 501 049A must be attempted before 91 501 049B
	Specialised technology licences (not yet available. This short course is not expected to be available before 2010) †	91 501 049C	91 501 049A and B must be attempted before 91 501 049C

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

	Public regulation of technology transfers (not yet available. This short course is not expected to be available before 2010) †	91 501 049D	91 501 049A and B must be attempted before 91 501 049D
United Nations protection of human rights (not yet available) †	Mechanisms for human rights protection by United Nations bodies (not yet available) †	91 501 061A	Not applicable
	Substantive rights under United Nations Human Rights Treaties	91 501 061B	91 501 061A must be attempted before 91 501 061B
	Substantive rights under United Nations Human Rights Treaties 2	91 501 061C	91 501 061A must be attempted before 91 501 061C
	Selected United Nations human rights bodies and specialised agencies	91 501 061D	91 501 061A must be attempted before 91 501 061D
Western European legal history	The foundation: Roman and Canon law 500-1100	91 501 050A	Not applicable
	Interactions of Roman and local law: twelfth-sixteenth centuries	91 501 050B	91 501 050A must be attempted before 91 501 050B
	National laws and codification: sixteenth–nineteenth centuries	91 501 050C	91 501 050A and B must be attempted before 91 501 050C
	Modern perspectives on the <i>Ius Commune</i>	91 501 050D	91 501 050A, B and C must be attempted before 91 501 050D
World trade law	World Trade Organization institutions and dispute settlement	91 501 051A	Not applicable
	Basic principles of trade in goods	91 501 051B	91 501 051A must be attempted before 91 501 051B
	Specific regulations of trade in goods	91 501 051C	91 501 051A and B must be attempted before 91 501 051C
	Special World Trade Organization regulations	91 501 051D	91 501 051A and B must be attempted before 91 501 051D
Youth justice	The aetiology of youth crime	91 501 052A	Not applicable
	Historical and theoretical approaches to youth crime	91 501 052B	Not applicable
	The youth justice process	91 501 052C	Not applicable
	Current issues in youth justice	91 501 052D	91 501 052A, B and C must be attempted before 91 501 052D

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

## Schedule B / Syllabuses

This Schedule lists syllabuses for all short courses. However, not all short courses are currently available for study/examination. Where this is the case these short courses are listed as being 'not yet available'. Where short courses listed as being 'not yet available' are unlikely to be introduced within the next two years, this has been indicated beside each short course. However, this information is provided as guidance only; it is not intended to imply the date by which *any* short course will become available.

Information regarding course availability is currently reviewed on a six-monthly basis. Further information on the availability of short courses listed as 'not yet available' will be given in the Regulations Supplement, published in July each year, if applicable, and/or subsequent editions to the Regulations.

The term 'section' referred to in this schedule is the equivalent to one short course accommodating 112.5 notional study hours. The term 'double section' is equivalent to one short course accommodating 225 notional study hours.

The examination numbers are appended to the sections and these numbers should be used when completing the examination entry forms.

Students must follow any sequence of examination of a short course as given under the individual short course syllabuses.

Advice on the previous knowledge or understanding that a student would be expected to have, are given under the relevant syllabuses, as applicable.

Details of particular syllabuses may change from year to year and the attention is drawn in particular to those syllabuses which are indicated as having been amended. Students are advised that examinations in any given year are governed by the Regulations and syllabuses for that year. It is important, therefore, that students always refer to the current version.

Where minor changes have been made to a syllabus this is indicated by the sub-heading '*Amended syllabus*'.

### Admiralty law

#### Section A [91 501 001A]

##### **Admiralty jurisdiction and procedure**

- Introduction and nature of jurisdiction; enforceable maritime claims
- Exercise of jurisdiction, actions *in rem* and *in personam*, maritime liens and procedure
- Rules and doctrines restricting the jurisdiction of the Admiralty court
- Convention jurisdiction basis and multiple proceedings

#### Section B [91 501 001B]

##### **Acquiring ownership in ships and the ship as property**

- Ownership, management and potential liabilities
- Ship mortgages
- Shipbuilding
- Ship sale and purchase

#### Section C [91 501 001C]

##### **Safety regulations in navigation, liabilities and limitation of liability**

- Collision regulations for conduct of vessels
- Criminal liabilities for breach of statutes or breach of duty
- Civil liabilities for negligence causing damage, apportionment of loss and measure of damages, limitation of liability

#### Section D [91 501 001D]

Sequence: section C must be attempted before section D

##### **Assistance at sea and in ports**

- The concept of salvage under maritime law and the Salvage Conventions
- Preconditions and elements of salvage; salvage agreements; assessment of award and special

compensation. Liability of salvors for negligence and limitation

- Towage contracts; liabilities to third parties arising from negligence during towage
- The law regulating the rights and obligations of port authorities and pilots

### African human rights law

(*not yet available*) †

Students should preferably have some previous knowledge of public international law (essentially law of treaties and state responsibility).

#### Section A [91 501 002A]

##### **The various sources of African human rights law**

- The universal sources
- The regional sources
- The sub-regional sources
- The municipal sources
- Monism vs. dualism

#### Section B [91 501 002B]

Sequence: section A must be attempted before section B

##### **The general protection: the African Charter on Human and Peoples' Rights**

- Historical background of the Charter
- The distinctive features of the Charter
- The civil and political rights
- The economic, social and cultural rights
- The rights of peoples
- The duties of the individuals

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

## Section C [91 501 002C]

Sequence: section A must be attempted before section C

### **The specific protection: the law relating to refugees, children and women**

- The Convention Governing the Specific Aspects of Refugee Problems in Africa
- The African Charter on the Rights and Welfare of the Child
- The Protocol to the African Charter on Human and Peoples' Rights on the Rights of Women in Africa

## Section D [91 501 002D]

Sequence: sections A, B and C must be completed before section D

### **The African regional implementation machinery**

- The African Commission on Human and Peoples' Rights
- The Committee on the Rights of the Child
- The African Court on Human and Peoples' Rights
- The Court of Justice of the African Union

## Applicable laws and procedures in international commercial arbitration

Students wishing to study and be examined in this course are advised to successfully complete **Regulation and infrastructure of international commercial arbitration** in full before attempting **Applicable laws and procedures in international commercial arbitration**.

## Section A [91 501 003A]

### **Applicable law issues in arbitration**

- Determination of applicable Law
- Applicable substantive law
- Transnational rules, *lex mercatoria* and trade usages
- Arbitration and EC laws

## Section B [91 501 003B]

Sequence: section A must be attempted before section B

### **Procedure and evidence in arbitration**

- Law governing the arbitration procedure
- Commencement of arbitration; terms of reference/procedural directions
- Procedural issues
- Taking evidence

## Section C [91 501 003C]

Sequence: section A must be attempted before section C

### **Jurisdictional issues in arbitration**

- Arbitrability
- Determination of jurisdiction
- Provisional measures
- Multi-party and multi-contract disputes

## Section D [91 501 003D]

Sequence: section A must be attempted before section D

### **Arbitration award – form, content, challenge and enforcement**

- Form and content
- Finality and challenges to award
- Recognition and enforcement

## Broadcasting law

(not yet available. This short course is not expected to be available before 2010) †

## Section A [91 501 004A]

### **Introduction to broadcasting law**

- Broadcasting technologies
- Broadcasting and press regulation compared
- Public service and commercial broadcasting: the United Kingdom and the United States compared

## Section B [91 501 004B]

Sequence: section A must be attempted before section B

### **Regulating broadcasters nationally**

- Television and radio: allocating rights to broadcast
- UK Communications Act 2003 and the Office of Communication
- US broadcasting law and the Federal Communications Commission licensing

## Section C [91 501 004C]

Sequence: sections A and B must be attempted before section C

### **Regulating television and radio content**

- Legal rules: offensive and harmful content, political content and comment, religious content, political advertising, advertising
- UK Broadcasting Standards Commission
- US broadcasting law and the Federal Communications Commission content regulation

## Section D [91 501 004D]

Sequence: sections A, B and C must be attempted before section D

### **International regulation of broadcasting**

- World Administrative Radio Conference
- Council of Europe Convention on Transfrontier Television
- European Community/Union Broadcasting Directive

## Carriage of goods by sea

**Students are required to attempt the sections in order.**

## Section A [91 501 005A]

### **Contracts of affreightment and voyage charter parties**

- Owners' implied obligations (seaworthiness, reasonable despatch and no deviation; consequences for breach under common law); conditions, warranties, innominate terms; representations (descriptions of ship, date of arrival, cancelling), charterers' obligations (nomination of safe port, loading of full and complete, non-dangerous cargo)
- Laytime and demurrage; freight.

## Section B [91 501 005B]

Sequence: section A must be attempted before section B

### **Time charter parties**

- Nature; description of ship, delivery date and cancelling clause; charter period; early or late redelivery; payment of hire; off-hire; deductions from hire; withdrawal of ship for no punctual payment; employment and indemnity clause; owners' liens on freight or sub-freight.

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

## Section C [91 501 005C]

Sequence: sections A and B must be attempted before section C

### **The bill of lading contract and functions**

- The bill of lading as a contract; incorporation of charter party terms; identity of carrier; the bill of lading and third parties
- The bill of lading as a receipt; representations as to quantity, condition and identity (leading marks) of cargo; common law and statutory estoppel
- The bill of lading as a document of title and the Carriage of Goods by Sea Act 1992

## Section D [91 501 005D]

Sequence: sections A, B and C must be attempted before section D

### **International conventions regulating the rights and obligations of the parties to the bill of lading contract**

- The Hague and Hague-Visby Rules; the Hamburg Rules; genesis of the Rules and comparison. When do these rules apply? Excluded cases; period covered; no contracting out; the carrier's duties; the carrier's defences; responsibilities of cargo owner or shipper. Freight
- Time limit for making a claim; limitation of liability

## Commercial trusts law

### Section A [91 501 006A]

#### **The nature of commercial trusts**

- Equity, trusts and commercial expectations
- The contractarian account of trusts
- Unit trusts and other financial uses of trusts
- The constitution of express trusts in commercial transactions

### Section B [91 501 006B]

Sequence: section A must be attempted before section B

#### **Equitable devices used to take security in commercial contracts**

- Taking security in loan contracts
- Equitable charges
- Establishing title at common law and in equity
- Example: collateralisation in financial transactions

### Section C [91 501 006C]

Sequence: section A must be attempted before section C

#### **The recovery of property in commercial litigation**

- Breach of trust in commercial and investment transactions
- Recovery of property in relation to terminated transactions
- Personal liability to account of commercial intermediaries
- Case study: the local authority swaps cases

### Section D [91 501 006D]

Sequence: section A must be attempted before section D

#### **Investment of trust funds**

- The duty to invest under statute
- The duty to invest in the case law
- Principles of the law of finance
- Issues with portfolio investment strategies

## Comparative criminal justice policy

**Students are required to attempt the sections in order.**

### Section A [91 501 007A]

#### **Methods of comparative research**

- Finding data
- Measuring crime
- Comparing statistics
- Comparing policies

### Section B [91 501 007B]

Sequence: section A must be attempted before section B

#### **Legal cultures and criminal justice policy**

- Common law
- Civil law
- Socialist law
- Islamic law

### Section C [91 501 007C]

Sequence: sections A and B must be attempted before section C

#### **Aspects of comparative criminal policy**

- Policing and prosecution
- Trials and sentencing
- Use of imprisonment
- Probation and community punishment

### Section D [91 501 007D]

Sequence: sections A, B and C must be attempted before section D

#### **Global crime**

- Controlling transnational crime
- War crimes
- Terrorism
- International law and crime

## Constitutional and institutional law of the European Union

The sections can be attempted in any order.

### Section A [91 501 008A]

#### **The European Union institutional outline**

- The EC/EU distinction
- Institutions: Council, Parliament, Commission, Court (ECJ and CFI)
- The 'Democratic Deficit' debate
- Subsidiarity
- The European Constitution and its ratification

### Section B [91 501 008B]

#### **Sources of European Union law**

- Treaties
- Secondary legislation: Regulations, Directives
- Law-making procedures
- Direct effect
- Supremacy
- Agreements with third countries

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

## Section C [91 501 008C]

### **Remedies and procedures in European Union law**

- Enforcement proceedings by the Commission
- Preliminary references
- Direct actions before the ECJ
- Actions for failure to act
- Member State liability for failure to comply with European Union law

## Section D [91 501 008D]

### **General principles of European Union law**

- Human rights
- Citizenship
- Rule of law
- Discrimination
- Proportionality

## Corporate finance and management issues in company law

Students are advised that the course demands some previous knowledge of English law in general, particularly English law of contract and agency, and of trusts.

## Section A [91 501 009A]

### **Capital I**

- Introduction
- Capital
- Class rights

## Section B [91 501 009B]

Sequence: section A must be attempted before section B

### **Capital II**

- Raising capital: Shares
- Raising capital: Debentures

## Section C [91 501 009C]

Sequence: section A must be attempted before section C

### **Corporate management I**

- The management of the company
- Directors' duties
- Liquidation (in outline only)

## Section D [91 501 009D]

Sequence: section A must be attempted before section D

### **Corporate management II**

- Management theory
- Corporate governance

## Equity and trusts in context

The sections can be attempted in any order, but students without a firm understanding of the foundations of trust law are advised to attempt section A first.

## Section A [91 501 010A]

### **The constitution of express trusts**

- The intellectual basis of equity and the history of the law of trusts
- The foundations of express trusts
- The constitution of express trusts
- The obligations of trustees

## Section B [91 501 010B]

### **Trusts implied by law**

- Resulting trusts
- Constructive trusts (i)
- Constructive trusts (ii)
- Constructive trusts (iii)

## Section C [91 501 010C]

### **Breach of trust and equitable remedies**

- Trustees' liability for breach of trust
- Tracing
- Personal liability to account as a constructive trustee
- Equitable remedies

## Section D [91 501 010D]

### **Trusts of land and of the home**

- Establishing rights in the home
- Commonwealth approaches to establishing rights in the home
- Trusts of land
- Remedial approaches to the acquisition of rights in the home

## European Community competition law

Students are not expected to have prior knowledge of European Community competition law but it is desirable that they should be, or become, familiar with the general law and institutions of the European Community law.

## Section A [91 501 011A]

### **Anti-competitive agreements and collusion**

- Article 81 EC - General principles
- Vertical agreements
- Licensing of intellectual property rights
- Cartels
- Horizontal co-operation agreements

## Section B [91 501 011B]

Sequence: section A must be attempted before section B

### **Abuse of a dominant position**

- Article 82 - General principles
- Dominance
- Abuse

## Section C [91 501 011C]

Sequence: section A must be attempted before section C

### **Merger control**

- Regulation 139/2004 - General principles and jurisdiction
- Regulation 139/2004 - Substantive analysis
- Joint ventures

## Section D [91 501 011D]

Sequence: section A must be attempted before section D

### **European Community competition law practice and procedure**

- Regulation 1/2003
- Enforcement of Articles 81 and 82 in national courts

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

## European Community environmental law (not yet available) †

Students choosing this course are expected to be, or become, familiar with the general law and institutions of European Community law.

### Section A [91 501 053A]

#### **Institutional and constitutional aspects of European Community environmental law**

- Introduction and historical background
- Evolution and progress of international environmental policy
- Institutional structure
- Sources of European Community environmental law
- Environmental protection as an aspect of the establishment of the European Common/ Single Market
- Environmental protection (in the form of sustainable development) as a goal/ objective of European Community policy and law
- The role of the European Commission and the doctrine of direct effect in the enforcement of European Community environmental law
- Prescription and implementation of environmental principles within European Community environmental law

### Section B [91 501 053B]

Sequence: section A must be attempted before section B

#### **Sectoral development of European Community environmental law**

- European Community air and water pollution regimes
- Integrated pollution, prevention and control
- Waste: Definition, movement and disposal
- Trade in endangered species
- Nature conservation
- European Community law implementation and enforcement techniques applied to environmental protection: Environmental Impact Assessment, access to environmental information and citizen participation in environmental decision-making processes

### Section C [91 501 053C]

Sequence: section A must be attempted before section C

#### **Environmental litigation**

- Environmental litigation against the European Commission and Council
- Environmental litigation against Member States
- Transboundary environmental litigation under the 1968 Brussels Convention and 1988 Lugano Convention
- Civil liability for environmental damage

### Section D [91 501 053D]

Sequence: section A must be attempted before section D

#### **The European Union and the environment in external relations**

- The environment in relation to other European Union policies:
  - competition
  - trade
  - development aid
  - agriculture
  - energy
- Environmental law and external relations:
  - international conventions

- international organizations
- the relationship with central and eastern Europe

## European Convention on Human Rights (not yet available) †

### Section A [91 501 012A]

#### **Context and foundations of the European Convention on Human Rights**

- Background to the adoption of the European Convention on Human Rights
- Development and nature of the Convention system
- The relationship between the Convention and other international and European norms and mechanisms
- Interpreting and limiting Convention rights and freedoms

### Section B [91 501 012B]

Sequence: section A must be attempted before section B

#### **The European Convention on Human Rights Mechanism**

- Admissibility
- Procedure before the European Court of Human Rights
- The nature and effect of Court judgments
- Implementing Court judgments
- The role of the Secretary General of the Council of Europe

### Section C [91 501 012C]

Sequence: section A must be attempted before section C

#### **European Convention on Human Rights Substantive Rights (1)**

- The prohibition on discrimination
- The right to life
- The prohibition on torture, inhuman and degrading treatment
- The prohibition on slavery, the right to liberty and security and freedom of movement

### Section D [91 501 012D]

Sequence: section A must be attempted before section D

#### **European Convention on Human Rights Substantive Rights (2)**

- The right to respect for private and family life and the right to marry
- Freedom of conscience and religion
- Freedom of expression, association and assembly
- The right to a fair hearing and to an effective remedy

## European internal market

### Section A [91 501 013A]

#### **The scope of the 'Four Freedoms'**

- Introduction to the four freedoms
- Material scope: notion of economic activity
- Wholly internal situations
- Personal scope: public and private parties
- Personal scope: third country nationals

### Section B [91 501 013B]

Sequence: section A must be attempted before B

#### **Free movement 1 – Equal treatment and non-discrimination**

- Equal treatment and non-discrimination

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

- Distinctly applicable/directly discriminatory rules
- Indistinctly applicable/indirectly discriminatory rules
- Amplifying/dampening non-discrimination claims: citizenship and fiscal sovereignty issues
- Treaty-based limitations and exceptions to the market freedoms

#### Section C [91 501 013C]

Sequence: section A and B must be attempted before section C

##### **Free movement 2 – Beyond discrimination**

- Restrictions on internal market freedoms
- Mandatory requirements/overriding requirements of the general interest
- Proportionality
- Mandatory requirements and distinctly applicable/discriminatory measures
- Procedural requirements applied to justifications and exceptions
- The limits of a restrictions-based analysis

#### Section D [91 501 013D]

Sequence: section A and B must be attempted before section D

##### **Regulation of the internal market**

- Creating and regulating the internal market – history and overview
- Mutual recognition and co-ordination of national regulatory systems – harmonisation
- Legal basis and legislative procedural issues relating to internal market legislation
- Sectoral examples of harmonising legislation
- Regulatory structures and actors: comitology and regulatory agencies – private and self-regulation

## External relations law of the European Union

#### Section A [91 501 055A]

##### **Constitutional foundations**

- European Union and European Community legal order
- International legal personality
- Express competence
- Implied competence

#### Section B [91 501 055B]

Sequence: section A must be attempted before section B

##### **International law and European Community law**

- Negotiation, conclusion and implementation of international agreements
- Mixed agreements
- Effects of international law in European Community legal order
- Relationship between World Trade Organisation and European Community law

#### Section C [91 501 055C]

Sequence: section A must be attempted before section C

##### **External economic relations**

- Autonomous measures - Common Commercial policy
- International Agreements: European Economic Area, Partnership and Cooperation agreements, Stabilisation

and Association agreements, Euro-Mediterranean agreements

- European neighbourhood policy

#### Section D [91 501 055D]

Sequence: section A must be attempted before section D

##### **External political relations**

- Common Foreign and Security Policy
- European Security and Defence Policy
- Relationship between European Community and Common Foreign and Security Policy (sanctions, exports of dual-use goods)
- Treaty establishing a Constitution for Europe

## Family, children and the state (*not yet available*) †

#### Section A [91 501 014A]

##### **What is a family?**

- The normal 'chaos' of family law
- Historical development of the family as a cohesive unit
- The traditional family: the law of marriage
- The modern family: atypical families

#### Section B [91 501 014B]

Sequence: section A must be attempted before section B

##### **Family breakdown**

- Broken unions: a historical perspective on divorce
- Ending a marriage: the law of divorce
- Alternatives to divorce: mediation
- Financial matters: the consequences of divorce

#### Section C [91 501 014C]

Sequence: section A must be attempted before section C

##### **Children and the law**

- Legal concepts of childhood
- Children's rights
- The welfare principle
- Parental responsibilities

#### Section D [91 501 014D]

Sequence: sections A, B and C must be attempted before section D

##### **State regulation of the family**

- Regulating reproduction
- Children in need and access to services
- Child protection and the need for state intervention
- Adoption and the child as 'gift'

## Foundational and constitutional issues in company law

Students are advised that the course demands some previous knowledge of English law in general, in particular English law of contract and agency, and of trusts.

#### Section A [91 501 015A]

##### **Company law foundational issues I**

- Introduction
- Corporate theory
- The types and functions of companies

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

## Section B [91 501 015B]

Sequence: section A must be attempted before section B

### **Company law foundational issues II**

- Company formation, promoters and pre-incorporation contracts
- Corporate personality and limited liability
- Lifting the veil of incorporation

## Section C [91 501 015C]

Sequence: section A must be attempted before section C

### **Company law constitutional issues I**

- The *ultra vires* doctrine and other attributions issues (tort - corporate crime)
- The articles of association and shareholders agreements

## Section D [91 501 015D]

Sequence: section A must be attempted before section D

### **Company law constitutional issues II**

- Majority rule
- Minority protection

## Franchising law

*(not yet available. This short course is not expected to be available before 2010) †*

## Section A [91 501 016A]

### **Franchising as a legal concept**

- The business of franchising
- The structure of franchise arrangements
- The franchise contract
- Financial arrangements
- Taxation

## Section B [91 501 016B]

Sequence: section A must be attempted before section B

### **Protecting the elements of a franchise**

- Intellectual property rights and franchising
- The name of the business (trade marks, trade names, passing off)
- Business methods (patents, trade secrets)
- The franchise livery (copyright, designs, passing off)
- Character merchandising
- Licensing

## Section C [91 501 016C]

Sequence: section A must be attempted before section C

### **Consumer protection and the regulation of unfair practices**

- False, misleading and deceptive advertising
- Misrepresentation
- Pyramid sales, prize promotions and other unfair trade practices
- Competition regulation (United Kingdom and European Union law)

## Section D [91 501 016D]

Sequence: section A must be attempted before section D

### **International franchising**

- Legal issues
- International franchise documentation
- International tax issues

## Fraud, corruption and money laundering

*(not yet available) †*

## Section A [91 501 017A]

### **Corruption**

- Economics of corruption
- History of corruption law
- Corruption and development
- Transparency

## Section B [91 501 017B]

### **Fraud**

- Introduction
- Types of fraud
- The regulatory/supervisory institutions
- The mode of criminal prosecution
- Criminal offences of commercial fraud
- Civil remedies

## Section C [91 501 017C]

### **Money laundering and proceeds of crime law 1**

- History and theory of confiscation, forfeiture and criminal laundering
- Economics of laundering
- The international dimension
- Forfeiture
- Confiscation
- Civil recovery
- Taxation

## Section D [91 501 017D]

Sequence: section C must be attempted before section D

### **Money laundering and proceeds of crime law 2**

- The regulatory framework
- Money Laundering Regulations and the regulated sector
- Obligations in the regulated sector
- Legal professional privilege
- The Financial Services Act (FSA)
- Terrorism

## Freedom of expression law

*(not yet available. This short course is not expected to be available before 2010) †*

**Students are required to attempt the sections in order.**

## Section A [91 501 018A]

### **Freedoms, sources and reasons**

- International human rights law
- Freedom of religious speech
- Freedom of political speech
- Freedom of artistic expression
- Freedom of commercial speech

## Section B [91 501 018B]

Sequence: section A must be attempted before section B

### **Media of expression: free speech and technology**

- Freedom of assembly
- Freedom of the press
- Freedom of electronic communication
- Emerging and converging media

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

## Section C [91 501 018C]

Sequence: sections A and B must be attempted before section C

### Permissible limitations on expression

- National security
- Rights of others: Privacy, reputation, copyright
- Public policy limits: Obscenity, blasphemy, hate speech, contempt of court
- Prior restraint and subsequent penalties

## Section D [91 501 018D]

Sequence: sections A, B and C must be attempted before section D

### Freedom of expression and information

- ‘Freedom of information’ access to information principles
- Legislation in Sweden, the United States, the United Kingdom and other countries
- Mandatory and non-mandatory exemptions
- Exempt and protected information
- Freedom of information and the private sector
- Freedom of information and data protection

## Human rights of women

Students are advised to attempt the sections in order but students may, if they wish, attempt sections in the following order: Section C, section A, section B and section D **or** section C, section D, section A and section B.

## Section A [91 501 019A]

### Is the theory underlying human rights law male?

- Introduction to Human Rights, what is Human Rights law?
- Analysis of the history and philosophy of Human Rights discourse
- Who is included in the “human” of Human Rights?

## Section B [91 501 019B]

### Feminist critiques of human rights

- Feminist theories and critiques of Human Rights law
- The problems and/or virtues of Human Rights law for women on a global scale
- Feminist reconstructions of Human Rights, aiming to ensure the inclusion of women

## Section C [91 501 019C]

### Institutional framework, institutions and documents relating to the human rights of women

- Examination of Human Rights documents and their institutional framework, including: the UN Charter, the “three Generations of Rights”, the Convention on the Elimination of All Forms of Discrimination Against Women; the Declaration on the Elimination of Violence Against Women
- International Courts, human rights and humanitarian law

## Section D [91 501 019D]

### Sovereign governments, non-state actors and individual responsibility for human rights violations: linking theory to practice

- Consideration of the work of non-governmental organisations set up for/by women
- Inter-relationship between sovereign governments, non-state actors and a developing international jurisprudence

on Human Rights law investigating how these impact on the lives of women

- Case studies on sexual violence and rape including the International War Crimes Tribunals at The Hague
- Reconnecting feminist legal theory to the Human Rights of women

## Industrial and intellectual property

## Section A [91 501 020A]

### Intellectual property and technology

- Patents
- History and introduction, British, European and international patent systems (as affecting the UK), criteria for patentability, ownership, infringement
- Breach of confidence
- History and introduction; personal, trade and state secrets, the public interest and other defences.

## Section B [91 501 020B]

### Intellectual property and creativity

- Copyright and related rights
- History and introduction; the framework of copyright law - UK, Europe and international; subsistence of copyright; ownership; infringement; defences; term; moral rights; related rights - database right, artists’ resale right, performers’ rights.

## Section C [91 501 020C]

### Intellectual property and distinctive trading signs

- The law of registered trade marks
- History and introduction; the framework of trade mark law - UK, Europe and international (as affecting the UK); criteria for registration; grounds for refusal; infringement; defences; revocation and invalidity
- Passing off
- Reputation or goodwill; misrepresentation; damage; standing to sue, including trade associations and foreign claimants; defences.

## Section D [91 501 020D]

Sequence: section A, B and C must be attempted before section D

### Intellectual property - integrated topics

- Justifications for intellectual property
- Sanctions for misuse of intellectual property, including civil remedies and criminal sanctions
- Law of industrial designs - registered and unregistered systems; overlap with other rights
- Dealing with intellectual property rights
- Intellectual property and Europe - monopoly and a common market

## Information technology law

*(not yet available. This short course is not expected to be available before 2010) †*

## Section A [91 501 021A]

### Copyright and other protection for software

- Introduction to technology
- Source code and object code
- United Kingdom and United States law
- European Community software and database protection

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

- Software licensing
- Mass-market software
- Bespoke software
- Breach of confidence and trade secrets

#### Section B [91 501 021B]

Sequence: section A must be attempted before section B

##### **Patent and other protection for software-related inventions**

- Patentable subject matter
- United Kingdom, United States and European patent law
- Semiconductor chip protection
- United States Semiconductor Chip Protection Act
- Design right protection in the United Kingdom
- European Community Directive

#### Section C [91 501 021C]

Sequence: sections A and B must be attempted before section C

##### **Civil and criminal liability related to information technology**

- Exclusion and limitation of civil liability in contract and tort
- Product liability, United Kingdom, United States and European Community law
- European Community competition law
- Computer crime
- Technology-specific crime
- Technology-assisted crime
- Computer evidence
- Introduction to the internet
- Commercial internet transactions
- Internet payment
- Electronic data interchange

#### Section D [91 501 021D]

Sequence: section A and B must be attempted before section D

##### **Privacy, data protection and employment issues**

- Privacy, data protection and freedom of information
- Transborder data flows
- Employment rights
- Outsourcing

Insurance law (excluding Marine insurance law)  
(formerly known as *Insurance (excluding Marine insurance)*)

#### Section A [91 501 022A]

##### **Elements of insurance**

- Definition: what is an insurance contract?
- Regulation of insurers
- Intermediaries: agents, brokers

#### Section B [91 501 022B]

Sequence: section A must be attempted before section B

##### **Insurance contract formation**

- Duty of disclosure and misrepresentation; remedies for breach
- Formation of the contract: including, offer, acceptance, premiums

#### Section C [91 501 022C]

Sequence: section A must be attempted before section C

##### **The insurance contract and its terms**

- Insurable interest in property insurance and life assurance
- Terms of the contract
- Construing the terms of the contract

#### Section D [91 501 022D]

Sequence: sections A, B and C must be attempted before section D

##### **Claims process**

- Causation: determining the cause of the loss; losses caused by the insured
- Claims: the claims process, the requirement of good faith
- Subrogation: the insurer's, the insured's and the other parties' rights
- Abandonment
- Double insurance and contribution between insurers
- Indemnity and reinstatement, mitigation of loss, reinstatement under contract and under statute
- Alternative dispute resolution mechanisms: the ombudsman

Intellectual property and medicine  
(*not yet available*) †

#### Section A [91 501 023A]

##### **Intellectual property of medicine and its sources**

- Categories of intellectual property relevant to medicine
- International framework and history of intellectual property relevant to medicine
- Categories of intellectual property relevant to medicine
- European and National systems (UK and designated jurisdictions)
- Applications of intellectual property in medical and pharmaceutical industries

#### Section B [91 501 023B]

Sequence: section A must be attempted before section B

##### **Access to medicines**

- Overview of the issues and history of the campaign
- Human right to health and the ethics of patents
- TRIPS Agreement
- Doha Development Round (Ministerial Declaration; Declaration on TRIPS and Public Health; Decision on Paragraph 6)
- Paragraph 6 System

#### Section C [91 501 023C]

Sequence: section A must be attempted before section C

##### **Patents and life forms**

- Legal and socio-legal concept of life form
- Ethical considerations and exceptions
- Medical biotechnologies
- International, European and designated domestic frameworks (including European Biotechnology Directive)
- Genes and gene sequences
- Cloning
- Germ-line modification technology
- Embryos

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

## Section D [91 501 023D]

Sequence: section A must be attempted before section D

### **Property in the person**

- Medical and genetic privacy and intellectual property
- Genetic privacy
- Genetic sampling and collection; genomic libraries and databases
- Traditional medicine and genetic resources

## Intellectual property on the internet

**New registrations for these short courses have been temporarily suspended.**

The sections can be attempted in any order.

## Section A [91 501 024A]

### **Digital copyright**

- Introduction to digital copyright
- Copyright Directive and Digital Millennium Copyright Act
- Emerging copyright issues
- Licensing and rights management in the digital arena

## Section B [91 501 024B]

### **Trade marks and other rights in distinctive signs online**

- Introduction to trade marks
- Developments in use of trade marks online
- Principle of territoriality and use of trade marks online
- Unfair competition

## Section C [91 501 024C]

### **Domain names**

- Introduction to the mechanics of the domain name system
- Cybersquatting
- Recent developments concerning domain names and intellectual property
- Dispute resolution

## Section D [91 501 024D]

### **Computer-related patents**

- Business methods patents
- Software patents
- Prior art effect
- Enforcement of rights

## International and comparative competition law

## Section A [91 501 025A]

### **The internationalisation of competition policy**

- Globalisation and actors in the process of internationalisation
- Organisation for Economic Cooperation and Development (OECD)
- World Trade Organization (WTO)
- United Nations Conference on Trade and Development (UNCTAD)
- Multinational enterprises (MNEs)
- International Competition Network (ICN)

## Section B [91 501 025B]

Sequence: section A must be attempted before section B

### **Unilateral, bilateral and multilateral strategies**

- Extraterritoriality and principles of public international law
- United States antitrust law
- European Community competition law
- Bilateral cooperation and agreements
- Multilateral co-operation: A global competition regime?

## Section C [91 501 025C]

Sequence: section A must be attempted before section C

### **The competition rules of developing and developed countries**

- United States antitrust law
- European Community competition law
- Competition rules in Member States of the European Union
- Japanese anti-monopoly law
- Competition law and policy in developing countries: Asia, Africa and the Middle East

## Section D [91 501 025D]

Sequence: section A must be attempted before section D

### **Competition and trade policy**

- Aims and objectives
- Similarities and differences
- World Trade Organization

## International and comparative law of copyright and related rights

## Section A [91 501 026A]

### **Copyright law in the United Kingdom and United States**

- Introduction and protectable subject matter
- Protection criteria
- Ownership and duration
- Economic and moral rights
- Infringement and limitations to protection

## Section B [91 501 026B]

### **French and German copyright law and related rights**

- Introduction and protected subject matter
- Economic and moral rights
- Authorship, transfer of rights and duration
- Limitations and exceptions

## Section C [91 501 026C]

Sequence: sections A and B must be attempted before section C.

### **International copyright law – international conventions and aspects of private international law**

- General Concepts
- The Berne Convention
- The Universal Copyright Convention
- The Rome Convention on the Protection of Phonograms and Performing Artists
- Copyright and the TRIPs Agreement
- The WIPO “Internet Treaties”
- Private International Law Aspects

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

## Section D [91 501 026D]

Sequence: sections A and B must be attempted before section D.

### **Copyright law in the European Community**

- Introduction to copyright law in the European Community
- Computer programs and database protection
- Rental and lending rights, satellite, broadcasting and cable
- Copyright term and artist's resale right
- Copyright in the information society and enforcement

## International and comparative law of patents, trade secrets and related rights (not yet available) †

### Section A [91 501 027A]

#### **Comparative law of patents**

- Introduction to patents: history, justifications, agreements
- Methods of applying for a patent
- Patentability
- The person skilled in the art, priority and grace periods
- Entitlement / ownership of patents
- Infringement and exceptions to infringement
- Transactions in patents
- Translations (London Agreement)
- Compulsory licensing and Crown use
- Plant variety protection systems

### Section B [91 501 027B]

Sequence: section A must be attempted before section B

#### **Comparative law of trade secrets**

- Why protect trade secrets?
- The distinction between commercial trade secrets and privacy
- Relationship between trade secrets and patenting
- Is confidential information property?
- The law of trade secrets
- Inter-relationship with data protection law

### Section C [91 501 027C]

Sequence: section A must be attempted before section C

#### **International agreements on patent law**

- Paris Convention
- TRIPS Agreement
- Other regional or international agreements:
  - Patent Cooperation Treaty
  - Budapest Treaty
  - Patent Law Treaty
  - UPOV Convention
- Proposed agreements:
  - Proposed Substantive Patent Law Treaty
- European Community Patent Regulation / Convention

### Section D [91 501 027D]

Sequence: sections A, B and C must be attempted before section D

#### **Current issues in international patent law and policy**

- Biotechnological patenting (so-called life patents and gene patents)
- Patenting of computer software and business methods
- "Patent quality"
- Development and "Access to Knowledge"

## International and comparative law of trade marks, designs and unfair competition

### Section A [91 501 028A]

#### **The concepts of trade marks, designs and unfair competition**

- Introduction to the concept of trade marks: a functional, legal, and economic analysis
- Introduction to unfair competition
- The history of trade marks
- Systems of protection; registered and unregistered trade marks
- International agreements: the Paris Convention; the World Trade Organization; International Registrations; regional agreements; the Community Trade Mark (introduction); classification treaties; Trademark Law Treaty; appellations of origin; the Olympic symbols.

### Section B [91 501 028B]

Sequence: section A must be attempted before section B

#### **Unfair competition**

- Systems of unfair competition: a comparative perspective
- Misrepresentation and misappropriation
- Unfair competition in the United Kingdom
- Unfair competition in the United States
- Unfair competition in France
- Unfair competition in Germany
- Other jurisdictions.

### Section C [91 501 028C]

Sequence: section A must be attempted before section C

#### **Registered trade marks**

- Registered trade marks: a comparative perspective
- Systems of registration: first to file v. first to use
- Registered trade marks in Europe: the Community Trade Mark; national registrations (United Kingdom; France; Germany); the role of the European Court of Justice
- Registered trade marks in the United States
- Other jurisdictions
- Current trends: dilution; domain names.

### Section D [91 501 028D]

Sequence: sections A, B and C must be attempted before section D

#### **Special topics in trade marks**

- Industrial designs; relationship to other forms of protection; Community Design Regulation; Hague Agreement Concerning the International Deposit of Industrial Designs, as amended
- Appellations of origin
- Trade marks and competition: parallel imports; functionality and the interface between trade marks and other intellectual property rights; comparative advertising
- Cultural issues: advertising; character merchandising; symbols of indigenous communities.

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

## International and comparative social justice (not yet available) †

### Section A [91 501 059A]

#### **Advancing the international protection of social justice**

- The International Covenant on Economic, Social and Cultural Rights 1966 and the mythology of the “Generation of Rights” theory
- The United Nations Committee on Economic, Social and Cultural Rights
- The minimum core

### Section B [91 501 059B]

Sequence: section A must be attempted before section B

#### **The ambit of social justice rights under international law**

- The right to the highest standard of health
- The right to food and water
- The right to shelter and adequate housing
- The right to social security rights

### Section C [91 501 059C]

Sequence: section A must be attempted before section C

#### **Regional protection of social justice rights**

- The European Union
- The European Social Charter of the Council of Europe
- The Protocol of San Salvador
- The African Union and social justice rights

### Section D [91 501 059D]

Sequence: section A must be attempted before section D

#### **Comparative legal systems and the implementation of social justice rights**

- Natural law – The Philippines
- Facets of civil and political rights – India
- Express incorporation – South Africa

## International and comparative trust law

Students are not required to have studied the Law of trusts at undergraduate level. However, it is advisable to have done so, for this course assumes that students are familiar with, and have an understanding of, the Law of trusts and the standard works on the subject up to LLB level or its equivalent. Knowledge of the relevant principles of the Conflict of laws is useful, though not essential.

### Section A [91 501 029A]

#### **The nature of the English trust**

- Survey of the English law of trusts
- Shams
- The trust as property-holding vehicle and as obligation
- The core content of a trust
- The Beneficiary Principle: trusts for non-charitable purposes

### Section B [91 501 029B]

Sequence: section A must be attempted before section B

#### **Offshore purpose trusts**

- Introduction to offshore non-charitable purpose trusts
- Belize
- Bermuda
- The British Virgin Islands

- The Cook Islands
- Cyprus
- Isle of Man
- Jersey
- Labuan
- The STAR trust of the Cayman Islands

### Section C [91 501 029C]

Sequence: sections A and B must be attempted before section C

#### **Asset protection trusts**

- Introduction to offshore asset protection trusts
- The pre-Insolvency Act 1986 and current position under English law
- The Bahamas
- The British Virgin Islands (including the new VISTA trust)
- The Cayman Islands
- The Cook Islands
- Cyprus
- Gibraltar
- The Isle of Man
- Jersey

### Section D [91 501 029D]

Sequence: sections A and B must be attempted before section D

#### **Special issues in international and comparative trust (Part One)**

- Choice of law; jurisdiction; recognition; enforcement
- General principles of choice of law
- The Hague Trusts Convention
- The jurisdiction and remedies of the English courts over foreign trusts
- Recognition and enforcement of foreign judgments in England

#### **(Part Two)**

- The reception of the trust or trust-like devices in civil law jurisdictions
- The trust and the civil law
- The trust from a worldwide perspective: The trust’s future

## International criminal law

(not yet available. *This short course is not expected to be available before 2010*) †

Students are advised that the subject demands some previous knowledge of public international law.

### Section A [91 501 030A]

#### **The general context of international criminal law**

- International law principles of State jurisdiction
- Treaty provisions requiring States to criminalize conduct
- Direct criminal responsibility under international law
- The principle of universal jurisdiction
- Customary international law and conventional international law

### Section B [91 501 030B]

Sequence: section A must be attempted before section B

#### **Substantive international crimes**

- Defining the elements of crimes
- War crimes
- Crimes against humanity
- Genocide

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

- Aggression and crimes against peace
- Treaty-based crimes
- Emerging international crimes

#### Section C [91 501 030C]

Sequence: section A must be attempted before section C

##### **International criminal courts and tribunals**

- Jurisdiction and organisation of international criminal courts and tribunals
- Co-operation with international criminal courts and tribunals
- Powers of international criminal courts and tribunals
- Investigations, prosecutions, appeals, revision and enforcement of sentences

#### Section D [91 501 030D]

Sequence: section A must be attempted before section D

##### **General principles of international criminal law**

- *Aut dedere aut judicare* (“extradite or prosecute”)
- International criminal law and international human rights law
- Jurisdictional immunities
- Unlawful abductions
- The “general part” of criminal law (modes of participation in crimes, defences and concurrence of crimes)

## International economic law

#### Section A [91 501 031A]

##### **Evolution and principles of international economic law**

- Evolution of the law and economic policy
- Evolution of international economic law
- Fundamental principles of international economic law
- Institutional structure of international economic law

#### Section B [91 501 031B]

Sequence: section A must be attempted before section B

##### **International monetary and development law and policy**

- The law and practice of the World Bank
- The law and practice of the International Monetary Fund
- Financing for Development
- The Millennium Development Goals

#### Section C [91 501 031C]

Sequence: section A must be attempted before section C

##### **Regulation of foreign investment**

- International efforts to regulate foreign investment
- Regulation of multinational enterprises (MNEs)
- The notion of corporate social responsibility
- Multinational enterprises and human rights

#### Section D [91 501 031D]

Sequence: section A must be attempted before section D

##### **Public international law of trade**

- Substantive rules of the GATT/WTO system
- Institutional overview of the WTO
- Case study of the liberalisation of trade in agriculture
- Current trade agenda and the Doha Development Round

## International environmental law

#### Section A [91 501 032A]

##### **General aspects of international environmental law 1**

- Introduction
- Development and sources of international environmental law
- Jurisdictional and institutional aspects of environmental governance
- General principles of international environmental law
- Sustainable development

#### Section B [91 501 032B]

Sequence: section A must be attempted before section B

##### **General aspects of international environmental law 2**

- State responsibility for environmental damage
- Civil liability regimes
- Environmental dispute resolution
- Human rights and the environment

#### Section C [91 501 032C]

Sequence: sections A and B must be attempted before section C

##### **Particular subjects of international environmental law 1**

- Protection of the marine environment
- General principles of conservation and biological diversity
- Management of hazardous substances and wastes
- Climate change protection
- Protection of the ozone layer

#### Section D [91 501 032D]

Sequence: sections A and B must be attempted before section D

##### **Particular subjects of international environmental law 2**

- Trade and environment
- Financial resources, technology and intellectual property
- War and armed conflict in relation to the environment
- Nuclear energy and the environment
- Freshwater resources
- Transboundary air pollution
- Polar regions

## International investment law

#### Section A [91 501 033A]

##### **Evolution of the law of foreign investment**

- Origins of the law of foreign investment: the early years
- National standards v. international minimum standard
- National treatment and the Calvo doctrine
- The duty to compensate and the Hull formula

#### Section B [91 501 033B]

Sequence: section A must be attempted before section B

##### **International efforts to regulate foreign investment**

- United Nations efforts
- Efforts made by the World Bank
- OECD efforts
- The role of the World Trade Organization

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

## Section C [91 501 033C]

Sequence: sections A and B must be attempted before section C

### **Regulation under bilateral and regional investment treaties (BITs)**

- Origins of BITs
- The content of BITs
- Significance of BITs
- Regional treaties: NAFTA

## Section D [91 501 033D]

Sequence: sections A and B must be attempted before section D

### **The case-law on the treatment of foreign investment**

- Fleshing out of the principles of the law of foreign investment
- Definition of expropriation and nationalization
- Determination of the quantum of compensation
- Extending the frontiers of expropriation

## International law of armed conflict and use of force (*not yet available*) †

### Section A [91 501 058A]

#### **Introduction to the law of armed conflict and the use of force**

- The relationship between *jus ad bellum* and *jus in bello* in international relations
- Over-view of pre-UN Charter law on use of force
- The concept of just and unjust wars
- First legal limitations on the use of force
- The Hague peace conferences (1899-1907)
- The League of Nations Covenant
- The Kellogg-Briand Pact of 1928
- UN Charter terminology: use of force, aggression, armed attack

### Section B [91 501 058B]

Sequence: section A must be attempted before section B

#### **The content of the principle of non-use of force**

- UN Charter Article 2 (4) and the prohibition of force
- Use of force in self-defence
- UN Article 51 and customary law on self-defence
- Collective self-defence and collective security
- Use of force to protect nationals abroad
- The concept of intervention, including humanitarian intervention
- Terrorism, non-state groups and the use of force
- Collective security
- Peace-keeping by the United Nations and regional organisations

### Section C [91 501 058C]

Sequence: section A must be attempted before section C

#### **History, terminology and scope of humanitarian law**

- Sources of the law
- International humanitarian law and other areas of international law
- Concept of war; non-international armed conflicts
- Combatants and prisoners of war
- Treatment of combatants
- Civilians and targets

- Methods and means of warfare
- Nuclear weapons

## Section D [91 501 058D]

Sequence: sections A, B and C must be attempted before section D

### **Other aspects of armed conflict and methods of enforcement**

- The law of neutrality
- Belligerent occupation
- Occupied territories in the Middle East
- Naval warfare
- Enforcement and implementation
- War, crimes against humanity, and universal jurisdiction
- Belligerent reprisals
- National courts, the International Criminal Court and the enforcement of humanitarian law
- Other means of enforcement of humanitarian law: the International Fact Finding Commission / state responsibility

## International law of the sea

### Section A [91 501 034A]

#### **Evolution of the law of the sea**

- Pre-UN developments
- UNCLOS I
- The four Geneva Conventions on the law of the sea
- UNCLOS III

### Section B [91 501 034B]

Sequence: section A must be attempted before section B

#### **Baselines, the territorial sea and the contiguous zone**

- The law on drawing baselines
- The rights of states in their territorial sea
- The right of innocent passage of other states
- Rights and duties in the contiguous zone

### Section C [91 501 034C]

Sequence: section A must be attempted before section C

#### **The continental shelf and the Exclusive Economic Zone**

- Definition and drawing of the continental shelf
- Rights of States in the continental shelf
- The concept of the EEZ
- Rights and duties of States in the EEZ and its delimitation

### Section D [91 501 034D]

Sequence: section A must be attempted before section D

#### **The high seas, the sea-bed and dispute resolution**

- The notion of the freedoms of the high seas
- The legal status of the sea-bed and its resources
- The Deep Sea Bed Mining Authority
- The Hamburg International Tribunal on the Law of the Sea

## International merger control

### Section A [91 501 057A]

#### **Introduction to merger control**

- Concepts and ideas
- Economic analysis and market definition
- The regulation of merger operations

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

- Multinational enterprises and their concerns

#### Section B [91 501 057B]

Sequence: section A must be attempted before section B

##### **Merger control regimes 1**

- European Community merger control
- European Economic Area merger control
- United States merger control

#### Section C [91 501 057C]

Sequence: section A must be attempted before section C

##### **Merger control regimes 2**

- United Kingdom merger control
- German merger control
- Canadian merger control
- Merger control in the Middle East and Africa
- Merger control in Latin America
- Merger control in Central and Eastern Europe

#### Section D [91 501 057D]

Sequence: section A must be attempted before section D

##### **Unilateral, bilateral and multilateral merger control strategies**

- Unilateral strategy: the doctrine of extraterritoriality
- Bilateral strategy
- Multilateral strategy
- International organisations and bodies

## International refugee law

Students should have some previous knowledge of public international law.

#### Section A [91 501 060A]

##### **The development of, and responsibility for, international protection of refugees**

- Historical perspective
- The legal framework: The 1951 Refugee Convention and other instruments
- Definition of refugee: Beyond the classical definition
- Assessment in refugee status determination procedures
- International approaches to refugee protection
- Legal protection of international displaced persons and stateless persons

#### Section B [91 501 060B]

Sequence: section A must be attempted before section B

##### **The European dimension of refugee law**

- European immigration practices and policies
- The evolving European Union *Acquis* on asylum: The European framework for refugee protection
- European Union refugee status determination procedures
- Responsibility and internal protection: European Union Directive on qualification for international protection
- European Union jurisprudence: Interaction of the European Convention on Human Rights and refugee law

#### Section C [91 501 060C]

Sequence: section A must be attempted before section C

##### **The rights of refugees**

- Standards of treatment
- Durable solutions to refugee problems

- Selected substantive rights of refugees under the 1951 Refugee Convention:

- Principle of non-discrimination
- Right to a fair trial
- Family reunification
- Employment
- Housing
- Education
- Freedom of movement

#### Section D [91 501 060D]

Sequence: section A must be attempted before section D

##### **Contemporary issues in refugee law**

- Refugee issues and armed conflicts: Dynamic of mobility and displacement
- Women and children refugees
- *Non-Refoulement*: A peremptory norm of international law
- Loss and denial of refugee status: Article 1F of the 1951 Refugee Convention

## International rights of the child

The sections can be attempted in any order.

#### Section A [91 501 035A]

##### **The development of the international law on the rights of the child**

- Introduction and analysis of international law and international human rights law
- International and regional instruments – specific to the child
- International and regional instruments – general human rights
- The definition of a child in international law
- The two principles of interpretation

#### Section B [91 501 035B]

##### **Children and family life**

- Introduction and analysis of the public and the private
- Definitions of family, family life and family environment
- The ‘right’ to a family
- The democratic family

#### Section C [91 501 035C]

##### **Children and the justice system**

- Introduction and merger of family law principles and child criminal justice
- Definition of juvenile
- The umbrella principles
- The rights of children accused of an offence
- Child hearings
- The rights of children deprived of their liberty

#### Section D [91 501 035D]

##### **Combatting child poverty**

- Introduction and a critique of the generation of rights theory
- Theories surrounding the separation of powers and how they have impeded using the law to alleviate poverty
- Using the international law on poverty alleviation in the national courts
- Using the international law on poverty alleviation in the international sphere

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

## International trade law

Students are required to attempt the sections in order.

### Section A [91 501 036A]

#### Export sales on English law terms

- FOB contracts
- CIF contracts
- Passing of property and transfer of risk
- Remedies of buyer and seller

### Section B [91 501 036B]

Sequence: section A must be attempted before section B

#### Carriage of goods by sea

- The shipping background and electronic developments
- The carrier's duties
- The carrier's limitations
- Transfer of contractual rights and duties under the contract of carriage

### Section C [91 501 036C]

Sequence: sections A and B must be attempted before section C

#### Bankers' letters of credit

- The contract between beneficiary and issuer/confirmer of documentary credit
- Strictness of documentary compliance and autonomy
- Fraud and forgery
- Stand-by letters of credit and first demand guarantees

### Section D [91 501 036D]

Sequence: sections A, B and C must be attempted before section D

#### United Nations Sale Convention 1980 (CISG)

- Scope and application of the Convention
- General principles of uniformity in the Convention
- Buyer's and seller's duties
- Avoidance, exemption and remedies for breach

## Jurisprudence and legal theory

Students are not required to have taken an undergraduate course in Jurisprudence, but it will be assumed that students will have some familiarity with standard works in the field up to LLB standard.

The double sections can be attempted in either order.

### Double Section A/B [91 501 37AB]

#### Modern legal theory

- Selected topics in the development of Anglo-American legal philosophy from the origins of utilitarianism to the present day, including contemporary debates on philosophical method and the nature of law

### Double Section C/D [91 501 37CD]

#### Liberty, equality and law

- Selected topics in the development of liberalism, including the ideas of liberty and equality and their relevance in the present day to our understanding of community, economics, cultural diversity and feminism

## Law and policy of international courts and tribunals

### Section A [91 501 038A]

#### Introduction to international dispute resolution

- Introduction and historical background: from arbitration to the International Criminal Court
- The concept of an international dispute
- Participation in international disputes

### Section B [91 501 038B]

Sequence: section A must be attempted before section B

#### Non-adjudicatory dispute resolution processes

- The obligation to settle disputes peacefully
- Overview of the processes for the peaceful settlement of disputes; negotiation; fact-finding; mediation; conciliation; arbitration and adjudication. Points of similarity and distinction; advantages and disadvantages; factors that influence recourse to particular processes
- Fact-finding as a dispute resolution process; fact-finding by governmental and non-governmental actors; Inspection Panels; the role of fact-finding in disputes concerning violations of human rights
- Negotiation and mediation

### Section C [91 501 038C]

Sequence: sections A and B must be attempted before section C

#### Role and functioning of international courts and tribunals: institutional aspects

- Appointment and role of adjudicators
- Role of registry/secretariat
- Participants (and non-participants in proceedings) and their representation
- Applicable law: procedural and substantive
- Issues of access, including jurisdiction (contentious and advisory), standing and admissibility
- Financing of international courts and tribunals and proceedings before them

### Section D [91 501 038D]

Sequence: sections A, B and C must be attempted before section D

#### Role and functioning of international courts and tribunals: procedural aspects

- Third party participation, including intervention and *amicus curiae* briefs
- Preparation and filing of written pleadings and the role of oral arguments
- Provisional measures
- Evidentiary rules and principles
- The powers of the various courts and tribunals, including remedies
- Interpretation, appeal and review

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

## Law of treaties

### Section A [91 501 054A]

#### **Introduction to the law of treaties**

- Introduction to the law of treaties
- Sources of international law with a particular focus on treaties
- Concept of a treaty in international law
- Treaty-making process
- Depositaries, registration and publication of treaties
- Consent to be bound by a treaty

### Section B [91 501 054B]

Sequence: section A must be attempted before section B

#### **Entry into force and the scope of treaty obligations**

- Entry into force and obligations prior to entry into force
- Reservations to treaties
- Application of treaties (*pacta sunt servanda*; observance of treaties and internal law; effect on third states)

### Section C [91 501 054C]

Sequence: section A must be attempted before section C

#### **Legal aspects of the working of treaties**

- Interpretation of treaties
- Conflict of treaties
- Revision, amendment and modification of treaties
- Succession to treaty obligations

### Section D [91 501 054D]

Sequence: section A must be attempted before section D

#### **Legal aspects of invalidity, termination and suspension of treaty obligations**

- Termination and suspension of treaties
- Invalidity of treaties
- Procedural aspects of the Vienna Convention on the Law of Treaties, 1969
- Miscellaneous provisions of the Vienna Convention on the Law of Treaties, 1969

- The assured's pre-contractual duty of good faith: misrepresentation and non-disclosure
- The assured's post-contractual duty of good faith and the duty in respect of claims
- The insurer's duty
- Remedies
- The role of the broker

### Section C [91 501 039C]

Sequence: sections A and B must be attempted before section C

#### **The terms of the contract; risks; and causation**

- Terms:
  - Premium
  - The assured and the subject-matter of the insurance
  - The attachment, duration, alteration and termination of the insured risk (including change of voyage, deviation and delay)
  - Warranties (express and implied)
  - Conditions and other terms
  - The Institute Clauses
- Risks:
  - Marine risks
  - War risks
  - Excepted risks
- Causation
- Burden of proof
- The sue and labour clause (mitigation of loss)

### Section D [91 501 039D]

Sequence: sections A, B and C must be attempted before section D

#### **Indemnity, subrogation and contribution**

- The principle of indemnity
- The measure of indemnity:
  - Partial loss
  - Actual total loss
  - Constructive total loss
- Insurer's right of subrogation upon payment
- Contribution between multiple underwriters
- Third parties' rights against insurers

## Marine insurance law (formerly known as *Marine insurance*)

### **The sections must be attempted in order.**

### Section A [91 501 039A]

#### **The contract of Marine insurance**

- The nature of a marine insurance contract
- The Marine Insurance Act 1906
- The requirement of insurable interest
- Wagering and gaming contracts
- The formation of a marine insurance contract
- The construction of a marine insurance contract
- The policy
- Types of marine insurance policies (time/voyage policies; floating policies/open covers; valued/unvalued policies; composite/joint policies)
- The assignment of rights under a marine insurance policy

### Section B [91 501 039B]

Sequence: section A must be attempted before section B

#### **The doctrine of *Uberrimae Fidei* and insurance contracts**

- Nature of the duty of utmost good faith

## Medical law and ethics

### Section A [91 501 056A]

#### **Basic concepts in medical law**

- Bioethics
- Consent
- Capacity
- Confidentiality

### Section B [91 501 056B]

Sequence: section A must be attempted before B

#### **Access to treatment and malpractice litigation**

- Resource allocation
- Malpractice litigation
- Product liability and the regulation of medicines
- Liability for occurrences before birth

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

## Section C [91 501 056C]

Sequence: section A must be attempted before C

### **Legal and ethical issues in medical practice**

- Mental health law
- Clinical research
- Organ transplantation
- End of life decisions

## Section D [91 501 056D]

Sequence: section A, B and C must be attempted before D

### **Legal and ethical issues in reproduction**

- Abortion
- Embryo and stem cell research
- Assisted conception
- Surrogacy

## Multinational enterprises and the law

**The sections must be attempted in order.**

## Section A [91 501 040A]

### **Multinational enterprises in context**

- Globalisation and the rise of the multinational enterprise (MNE)
- Company and international law
- State-MNE-civil society relations
- MNEs and the creation and convergence of law
- 'Effective' legal systems for investment
- Culture, foreign investment and the law

## Section B [91 501 040B]

Sequence: section A must be attempted before section B

### **National regulation of multinational enterprises**

- Keeping MNEs out, and drawing them in
- Legislating over MNEs
- Enforcing law against MNEs
- Extending liability to MNEs groups and directors

## Section C [91 501 040C]

Sequence: sections A and B must be attempted before section C

### **International regulation and protection of multinational enterprises**

- Bilateral investment treaties
- Multilateral standards for treatment and behaviour of MNEs
- Renegotiation and expropriation
- Settling disputes between states and MNEs

## Section D [91 501 040D]

Sequence: sections A, B and C must be attempted before section D

### **Fields of concern for multinational enterprises**

- Corporate governance, accounting and disclosure
- Taxation and transfer pricing
- Technology transfer and intellectual property rights
- Labour standards and human rights
- Corruption

## Press law

*(not yet available. This short course is not expected to be available before 2010) †*

## Section A [91 501 041A]

### **Introduction to press law**

- Press freedom history
- Prior restraint
- Press ownership law
- United Kingdom Press Complaints Commission
- United Kingdom National Union of Journalists Code of Conduct
- United Kingdom Advertising Standards Authority

## Section B [91 501 041B]

Sequence: section A must be attempted before section B

### **Defamation and privacy**

- Defining defamation
- Defenses: truth, fair comment, absolute privilege, qualified privilege
- Civil and criminal libel
- Privacy law: the United Kingdom and the United States compared
- Breach of confidence

## Section C [91 501 041C]

Sequence: section A must be attempted before section C

### **Other restrictions on the press**

- Contempt of court: strict liability, reporting restrictions
- Contempt of Parliament
- The United Kingdom Official Secrets Act

## Section D [91 501 041D]

Sequence: section A must be attempted before section D

### **Open justice**

- Court reporting: the United States and the United Kingdom compared
- Restrictions on reporting: criminal cases, national security cases, family cases, children

## Regulation and infrastructure of international commercial arbitration

Students wishing to study and be examined in this course are advised to successfully complete **Regulation and infrastructure of international commercial arbitration** in full before attempting **Applicable laws and procedures in international commercial arbitration**.

## Section A [91 501 042A]

### **Regulation and infrastructure of arbitration**

- Delimitation, definition and juridical nature
- Institutional and regulatory infrastructure
- Constitution, Human Rights and Arbitration
- Arbitration and the courts

## Section B [91 501 042B]

Sequence: section A must be attempted before section B

### **Arbitration agreement**

- Autonomy, types, and applicable Law
- Formal and substantive validity
- Interpretation of agreements
- Drafting arbitration clauses

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

## Section C [91 501 042C]

Sequence: section A must be attempted before section C

### **Arbitration tribunal**

- Selection and appointment of arbitrators
- Rights and duties of arbitrators
- Independence and impartiality of arbitrators
- Challenge and removal of arbitrators

## Section D [91 501 042D]

Sequence: section A must be attempted before section D

### **Investment arbitration and specialist arbitration**

- Arbitration with states and state owned entities
- Arbitration of investment disputes
- Specialist and mixed arbitration
- Online dispute resolution

## Russian civil and commercial law

*(not yet available)* †

## Section A [91 501 043A]

### **Foundations of Russian civil law**

- Introduction
- Legal terminology, legal translation, and Russian law
- Concepts of private and public law
- Civil and commercial law in legal science and instructional disciplines
- Sources of civil and commercial law
- Civil-law relations
- Transactions and representation

## Section B [91 501 043B]

Sequence: section A must be attempted before section B

### **Russian civil law - persons**

- Natural persons
- Concepts of juridical persons
- Legal entities under Russian civil and commercial law
- Economic societies and partnerships
- Unitary enterprises
- Non-commercial organisations and cooperatives

## Section C [91 501 043C]

Sequence: section A and B must be attempted before section C

### **Russian civil law - ownership**

- General provisions
- Private and public ownership
- Limited rights to thing
- Attributes of state ownership
- Securities

## Section D [91 501 043D]

Sequence: section A and B must be attempted before section D

### **Russian civil law - obligations**

- General provisions
- Concepts of contract
- Individual types of contract
- Delictual obligations
- Unfounded enrichment

## Russian law and legal institutions

## Section A [91 501 044A]

### **Russian legal system in context**

- Introduction
- Russian legal system in context of comparative legal studies
- Legal terminology, legal translation, and Russian law
- Russian legal heritage

## Section B [91 501 044B]

Sequence: section A must be attempted before section B

### **Foundations of Russian law**

- Jurisprudential foundations of Russian law
- Towards a rule of law state
- Sources of Russian law
- Legal profession (advocates, jurisconsults)

## Section C [91 501 044C]

Sequence: section A must be attempted before section C

### **Administration of Russian legality**

- The Administration of Russian legality
- Ministries of justice
- Judicial system
- Arbitration
- Procuracy
- Notariat
- Administrative tribunals
- Registry for acts of civil states
- Law enforcement agencies
- Role of social organisations

## Section D [91 501 044D]

Sequence: section A must be attempted before section D

### **State structure of Russia**

- Constitutional law and state structure
- Presidency
- Government
- Parliament
- Concepts of Russian federalism
- Subjects of the Russian federation
- Municipal government

## Sentencing and penal policy

*(not yet available)* †

## Section A [91 501 045A]

### **Prosecution process**

- Aims and objectives of the criminal justice process
- Decision to charge or caution
- Prosecutorial review
- Mode of trial

## Section B [91 501 045B]

### **Sentencing**

- Principles of sentencing
- Sentencing framework
- Custody under the United Kingdom's Criminal Justice Act 2003
- Sentencing reform

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

### Section C [91 501 045C]

Sequence: sections A and B must be attempted before section C

#### **Punishment**

- Financial penalties
- Community penalties
- Prisons
- Hospital as >punishment=

### Section D [91 501 045D]

Sequence: sections A, B and C must be attempted before section D

#### **Current issues in penal policy**

- Discrimination in sentencing
- Rights of prisoners
- Prison privatisation
- Victims

## Taxation of business enterprises (*not yet available*) †

Students are advised that **Taxation of business enterprises** is an advanced course and as such demands some understanding or previous knowledge of tax law. If students have not previously studied tax law at undergraduate level or have no experience of it in practice, it is advised that they undertake the **Taxation principles and policy** course alongside **Taxation of business enterprises**.

**The sections must be attempted in order.**

### Section A [91 501 046A]

#### **Introduction to business enterprises and general principles of business taxation**

- Business enterprises
- Taxation of income
- Taxation of capital
- Introduction to corporation tax

### Section B [91 501 046B]

Sequence: section A must be attempted before section B

#### **Practical elements and complications in taxation of business principles**

- Trading stock
- Capital allowances
- Loss relief
- Loan relationships

### Section C [91 501 046C]

Sequence: sections A and B must be attempted before section C

#### **Group structures and reorganisations relevant to taxation business principles**

- Groups
- Consortia
- Distributions
- Share reorganisations

### Section D [91 501 046D]

Sequence: sections A, B and C must be attempted before section D

#### **Elements of international business taxation**

- Controlled foreign companies and anti avoidance
- Transfer pricing
- Foreign element
- VAT

## Taxation principles and policy

### Section A [91 501 047A]

#### **Underlying principles, themes and ideals in taxation**

- Survey of United Kingdom taxes
- The nature of tax and the aims of a successful tax system
- Principles of direct and indirect taxation
- Comparative elements of taxation

### Section B [91 501 047B]

Sequence: section A must be attempted before section B

#### **Issues in modern taxation**

- Tax and economic attitudes
- Tax and political attitudes
- Statutory interpretation
- Tax avoidance

### Section C [91 501 047C]

Sequence: sections A and B must be attempted before section C

#### **United Kingdom taxes I: taxes on income**

- Employment income
- Business/trading income
- Corporation tax
- Countering avoidance in the provision of personal services: the IR35 legislation and debate

### Section D [91 501 047D]

Sequence: sections A and B must be attempted before section D

#### **United Kingdom taxes II: additional tax bases**

- Capital Gains Tax
- Inheritance tax and wealth
- Taxation of land and property
- Value Added Tax

## Telecommunications law

### Section A [91 501 048A]

#### **The purpose and experience of telecommunications regulation**

- Telecommunications law: introduction
- Evolution of telecommunications regulation: models of regulation and market structures
- Technology: a foundation
- Competition, interconnection and pricing: the economic background of telecommunications law
- Social policy and regulation: universal service, consumer protection and privacy

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

## Section B [91 501 048B]

Sequence: section A must be attempted before section B

### **Telecommunications liberalization in Europe**

- The European Union institutions and sources of law
- Competition law: *ex ante* and *ex post*, the tools of the regulator
- Liberalisation and harmonisation: from opening the market to full competition
- The New Framework Overview: the 2002 Directives and regulating for convergence
- Authorisation and licensing: of networks and services, spectrum and rights of way
- Access and interconnection
- Universal service
- Telecommunications privacy

## Section C [91 501 048C]

Sequence: sections A and B must be attempted before section C

### **Telecommunications contracts**

- Access and interconnection agreements: terms and conditions, peering and transit
- Mobile agreements
- Telecommunications outsourcing contracts
- Consumer contracts and protection

## Section D [91 501 048D]

Sequence: section A must be attempted before section D

### **Telecommunications: the international view**

- United States telecommunications law and regulation
- The ITU and WTO: the international framework from tradition to trade
- Submarines and satellites: the international regulation of outer space and underwater cabling
- Regulatory issues in developing markets
- The Asian experience

### Transfer of technology law

*(not yet available. This short course is not expected to be available before 2010)* †

## Section A [91 501 049A]

### **Technology transactions**

- ‘Turn-key’ arrangements, joint ventures, licenses, collaboration agreements, technical consultancies, know-how agreements
- History, economics and politics of technology transfers
- Legal protection for technology, including intellectual property rights and contact

## Section B [91 501 049B]

Sequence: section A must be attempted before section B

### **The technology agreement**

- Parties
- Subject matter
- Activities and field of use
- Implied terms
- Remuneration
- Duration
- Breach
- Termination and post-termination rights and duties
- Due diligence searches

## Section C [91 501 049C]

Sequence: sections A and B must be attempted before section C

### **Specialised technology licences**

- Biotechnology licences
- Software licences
- Trade mark licences
- Know-how and show-how licences
- Licensing by public research institutes (e.g. universities)
- Compulsory licensing

## Section D [91 501 049D]

Sequence: sections A and B must be attempted before section D

### **Public regulation of technology transfers**

- Technology transfer and competition law
- European Community Block Exemption
- Regulation of restrictive licensing agreements (TRIPs Agreement Article 40)
- Technology transfer codes in developing countries (e.g. Andean Pact countries, China, Philippines, Vietnam)
- Protection of genetic resources (e.g. Convention on Biological Diversity, International Treaty on Genetic Resources for Food and Agriculture)
- Regulation of transfers of dual-use technology to belligerent nations

### United Nations protection of human rights

*(not yet available)* †

Students are advised that this course demands some previous knowledge of public international law.

## Section A [91 501 061A]

### **Mechanisms for human rights protection by United Nations bodies**

- Historical development of international human rights law
- Mechanisms established by UN human rights treaties: general comments by treaty bodies; reporting system and concluding observations; individual complaints; inter-state complaints; visits
- Special Procedures established by the UN Commission on Human Rights: country mandates and thematic mandates
- Mechanisms under UN Economic and Social Council (ECOSOC) resolution 1235 and ECOSOC resolution 1503

## Section B [91 501 061B]

Sequence: section A must be attempted before section B

### **Substantive rights under United Nations Human Rights Treaties 1**

- International Covenant on Civil and Political Rights (ICCPR)
- Second Optional Protocol to the International Covenant on Civil and Political Rights, aiming at the abolition of the death penalty
- Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment (CAT)

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

## Section C [91 501 061C]

Sequence: section A must be attempted before section C

### **Substantive rights under United Nations Human Rights Treaties 2**

- International Covenant on Economic, Social and Cultural Rights (ICESCR)
- International Convention on the Elimination of All Forms of Racial Discrimination (ICERD)
- Convention on the Elimination of All Forms of Discrimination against Women (CEDAW)

## Section D [91 501 061D]

Sequence: section A must be attempted before section D

### **Selected United Nations human rights bodies and specialised agencies**

- United Nations High Commissioner for Human Rights (OHCHR)
- International Labour Organization (ILO)
- World Health Organization (WHO)
- United Nations Educational, Scientific and Cultural Organization (UNESCO)

## Western European legal history

### **The sections must be attempted in order.**

## Section A [91 501 050A]

### **The foundation: Roman and Canon law 500–1100**

- The *Corpus Juris Civilis* and its survival until the eleventh century
- Roman law outside the Justinianic tradition: Visigothic and Frankish law
- The Canon law in the West: Canon law collections before Gratian
- Feudal law and Roman law in Italy
- The revival of the study of Roman law

## Section B [91 501 050B]

Sequence: section A must be attempted before section B

### **Interactions of Roman and local law: twelfth–sixteenth centuries**

- Gratian and the formation of the learned Canon law
- The consolidation of Roman law: the Glossators
- The expansion of Roman law: the Commentators
- Canon law scholarship, practice and influence
- Roman law and political thought

## Section C [91 501 050C]

Sequence: section A and B must be attempted before section C

### **National laws and codification: sixteenth–nineteenth centuries**

- The renaissance of Roman law: humanism in Rome and France
- The *droit écrit* and *droit coutumier* in France
- *Mos italicus* and *mos gallicus*
- The reception in Germany
- The Dutch elegant school and the Natural Law movement

## Section D [91 501 050D]

Sequence: section A, B and C must be attempted before section D

### **Modern perspectives on the *Ius Commune***

- Early Natural law codifications

- Codification in France and its empire
- German romanticism: Savigny vs Thibault
- *Pandektenrecht* and Mommsen: German codification and scholarly reaction in Roman law
- Survival and continuity
  - (a) Andorra, San Marino and the Channel Islands
  - (b) Scottish amalgam of feudal and Roman law
  - (c) South African blend of Common law procedure and Roman law substance

## World trade law

## Section A [91 501 051A]

### **World Trade Organization institutions and dispute settlement**

- From GATT 1947 to the World Trade Organization (WTO). History, objectives and framework
- Institutional aspects of the WTO
- Dispute settlement: basic principles and panel proceedings
- Dispute settlement: appellate review and implementation

## Section B [91 501 051B]

Sequence: section A must be attempted before section B

### **Basic principles of trade in goods**

- Introduction to GATT 1994. Tariffs and quantitative restrictions
- The most favoured nation and national treatment principles
- Safeguards
- Exceptions to GATT obligations (with special focus on environmental protection)

## Section C [91 501 051C]

Sequence: sections A and B must be attempted before section C

### **Specific regulations of trade in goods**

- The Antidumping Agreement
- The Agreement on Subsidies and Countervailing Duties
- The TBT Agreement
- The SPS Agreement

## Section D [91 501 051D]

Sequence: sections A and B must be attempted before section D

### **Special World Trade Organization regulations**

- Trade in services (GATS)
- Intellectual property (TRIPs)
- Regional trade arrangements
- Investment and competition policy

## Youth justice

Students are advised to complete sections A and B before section C.

## Section A [91 501 052A]

### **The aetiology of youth crime**

- The extent and nature of youth crime
- Aetiological explanations for youth crime
- Theories of childhood
- Youth crime prevention

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

Section B [91 501 052B]

**Historical and theoretical approaches to youth crime**

- Welfare and punishment in the early history of youth justice policy
- The developmental model in the 1980s
- Youth justice policy in the 1990s
- New Labour, crime and disorder, and managerialism

Section C [91 501 052C]

**The youth justice process**

- Pre-trial diversion
- Sentencing young offenders
- Punishment in the community and YOT
- The use of detention

Section D [91 501 052D]

Sequence: sections A, B and C must be attempted before section D

**Current issues in youth justice**

- Parental responsibility
- The media and youth crime
- Alternatives to a Youth Justice System
- Child victims and restorative justice
- Discrimination

† Further information on the availability of short courses will be given in the Regulations Supplement and/or subsequent editions of the Regulations

## Schedule C/ Short courses available for examination

This Schedule lists short courses that are currently available and will be examined in the May 2008 examination session.

Information about any additional short courses which will become available for a first examination in the October session will be given in a supplement to these Regulations. This supplement will be published in July each year, if applicable.

### **Admiralty law**

Section A - Admiralty jurisdiction and procedure  
Section B - Acquiring ownership in ships and the ship as property  
Section C - Safety regulations in navigation, liabilities and limitation of liability  
Section D - Assistance at sea and in ports

### **Applicable laws and procedures in international commercial arbitration**

Section A – Applicable law issues in arbitration  
Section B – Procedure and evidence in arbitration  
Section C – Jurisdictional issues in arbitration  
Section D – Arbitration award – form, content, challenge and enforcement

### **Carriage of goods by sea**

Section A - Contracts of affreightment and voyage charter parties  
Section B - Time charter parties  
Section C - The bill of lading contract and functions  
Section D - International conventions regulating the rights and obligations of the parties to the bill of lading contract

### **Commercial trusts law**

Section A – The nature of commercial trusts  
Section B – Equitable devices used to take security in commercial contracts  
Section C – The recovery of property in commercial litigation  
Section D – Investment of trust funds

### **Comparative criminal justice policy**

Section A – Methods of comparative research  
Section B – legal cultures and criminal justice policy  
Section C – Aspects of comparative criminal policy  
Section D – Global crime

### **Constitutional and institutional law of the European Union**

Section A – The European Union institutional outline  
Section B – Sources of the European Union law  
Section C – Remedies and procedures in European Union law  
Section D – General principles of European Union law

### **Corporate finance and management issues in company law**

Section A – Capital I  
Section B – Capital II  
Section C – Corporate management I  
Section D - Corporate management II

### **Equity and trusts in context**

Section A – The constitution of express trusts  
Section B – Trusts implied by law  
Section C – Breach of trust and equitable remedies  
Section D – Trusts of land and of the home

### **European Community competition law**

Section A – Anti-competitive agreements and collusion  
Section B – Abuse of a dominant position  
Section C – Merger control  
Section D – European Community competition law practice and procedure

### **European internal market**

Section A - The scope of the 'Four Freedoms'  
Section B - Free movement 1 – Equal treatment and non-discrimination  
Section C - Free movement 2 – Beyond discrimination  
Section D - Regulation of the internal market

### **External relations law of the European Union**

Section A - Constitutional foundations  
Section B - International law and European Community law  
Section C - External economic relations  
Section D - External political relations

### **Foundational and constitutional issues in company law**

Section A – Company law foundational issues I  
Section B - Company law foundational issues II  
Section C – Company law constitutional issues I  
Section D - Company law constitutional issues II

### **Human rights of women**

Section A – Is the theory underlying human rights law male?  
Section B – Feminist critiques of human rights  
Section C – Institutional framework, institutions and documents relating to the human rights of women  
Section D – Sovereign governments, non-state actors and individual responsibility for human rights violations: linking theory to practice

### **Industrial and intellectual property**

Section A – Intellectual property and technology  
Section B - Intellectual property and creativity  
Section C - Intellectual property and distinctive trading signs  
Section D - Intellectual property – integrated topics

### **Intellectual property on the internet**

#### **New registrations for these short courses have been temporarily suspended.**

Section A - Digital copyright  
Section B – Trade marks and other rights distinctive signs online  
Section C – Domain names  
Section D – Computer-related patents

### **Insurance law (excluding Marine insurance law) (formerly known as Insurance (excluding Marine insurance))**

Section A - Elements of insurance  
Section B – Insurance contract formation  
Section C – The insurance contract and its terms  
Section D – Claims process

### **International and comparative competition law**

Section A – The internationalisation of competition policy  
Section B – Unilateral, bilateral and multilateral strategies  
Section C – The competition rules of developing and developed countries  
Section D – Competition and trade policy

### **International and comparative law of copyright and related rights**

Section A – copyright law in the United Kingdom and United States  
Section B – French and German copyright law and related rights

Section C – International copyright law – international conventions and aspects of private international law  
Section D – Copyright law in the European Community

### **International and comparative law of trade marks, designs and unfair competition**

Section A – The concepts of trade marks, designs and unfair competition  
Section B – Unfair competition  
Section C – Registered trade marks  
Section D – Special topics in trade marks

### **International and comparative trust law**

Section A - The nature of the English trust  
Section B - Introduction to offshore non-charitable purpose trusts  
Section C - Asset protection trusts  
Section D - Special issues in international and comparative trust

### **International economic law**

Section A – Evolution and principles of international economic law  
Section B – International monetary and development law and policy  
Section C – Regulation of foreign investment  
Section D – Public international law of trade

### **International environmental law**

Section A – General aspects of international environmental law 1  
Section B – General aspects of international environmental law 2  
Section C – Particular subjects of international environmental law 1  
Section D – Particular subjects of international environmental law 2

### **International investment law**

Section A – Evolution of the law of foreign investment  
Section B – International efforts to regulate foreign investment  
Section C – Regulation under bilateral and regional investment treaties (BITs)  
Section D – The case-law on the treatment of foreign investment

### **International law of the sea**

Section A – Evolution of the law of the sea  
Section B – Baselines, the territorial sea and the contiguous zone  
Section C – The continental shelf and the Exclusive Economic Zone  
Section D – The high seas, the sea-bed and dispute resolution

### **International merger control**

Section A - Introduction to merger control  
Section B - Merger control regimes 1  
Section C - Merger control regimes 2  
Section D - Unilateral, bilateral and multilateral merger control strategies

### **International refugee law**

Section A - The development of, and responsibility for, international protection of refugees  
Section B - The European dimension of refugee law  
Section C - The rights of refugees  
Section D - Contemporary issues in refugee law

### **International rights of the child**

Section A - The development of the international law on the rights of the child  
Section B – Children and family life  
Section C – Children and the justice system  
Section D – Combatting child poverty

### **International trade law**

Section A – Export sales on English law terms  
Section B – Carriage of goods by sea  
Section C – Bankers’ letters of credit  
Section D – United Nations Sale Convention 1980 (CISG)

### **Jurisprudence in legal theory**

Section A/B – Modern legal theory  
Section C/D – Liberty, equality and law

### **Law and policy of international courts and tribunals**

Section A – Introduction to international dispute resolution  
Section B – Non-adjudicatory dispute resolution processes  
Section C – Role and functioning of international courts and tribunals: institutional aspects  
Section D – Role and functioning of international courts and tribunals: procedural aspects

### **Law of treaties**

Section A - Introduction to the law of treaties  
Section B - Entry into force and the scope of treaty obligations  
Section C - Legal aspects of the working of treaties  
Section D - Legal aspects of invalidity, termination and suspension of treaty obligations

### **Marine insurance law** (*formerly known as Marine insurance*)

Section A - The contract of Marine insurance  
Section B - The doctrine of *Uberrimae Fidei* and insurance contracts  
Section C - The terms of the contract; risks; and causation  
Section D - Indemnity, subrogation and contribution

### **Medical law and ethics**

Section A - Basic concepts in medical law  
Section B - Access to treatment and malpractice litigation  
Section C - Legal and ethical issues in medical practice  
Section D - Legal and ethical issues in reproduction

### **Multinational enterprises and the law**

Section A – Multinational enterprises in context  
Section B – National regulation of multinational enterprises  
Section C – International regulation and protection of multinational enterprises  
Section D – Fields of concern for multinational enterprises

### **Regulation and infrastructure of international commercial arbitration**

Section A – Regulation and infrastructure of arbitration  
Section B – Arbitration agreement  
Section C – Arbitration tribunal  
Section D – Investment arbitration and specialist arbitration

### **Russian law and legal institutions**

Section A – Foundations of Russian civil law  
Section B – Russian civil law – persons  
Section C – Russian civil law – ownership  
Section D – Russian civil law – obligations

### **Taxation principles and policy**

Section A - Underlying principles, themes and ideals in taxation  
Section B - Issues in modern taxation  
Section C - United Kingdom taxes I: taxes on income

Section D - United Kingdom taxes II: additional tax bases

**Telecommunications law**

Section A - The purpose and experience of telecommunications regulation

Section B – Telecommunications liberalization in Europe

Section C – Telecommunications contracts

Section D – Telecommunications: the international view

**Western European legal history**

Section A - The foundation: Roman and Canon law 500–1100

Section B - Section B - Interactions of Roman and local law: twelfth–sixteenth centuries

Section C - National laws and codification: sixteenth–nineteenth centuries

Section D - Modern perspectives on the *Ius Commune*

**World trade law**

Section A - World Trade Organization institutions and dispute settlement

Section B - Basic principles of trade in goods

Section C - Specific regulations of trade in goods

Section D - Special World Trade Organization regulations

**Youth justice**

Section A – The aetiology of youth crime

Section B – Historical and theoretical approaches to youth crime

Section C – The youth justice process

Section D – Current issues in youth justice

## Schedule D / Assessment criteria

Grade	Assessment criteria
70 or above	<p><u>excellent</u> argumentation;  <u>exceptionally</u> good grasp of <u>subject matter</u>;  strong <u>command of method</u>;  strong capability of <u>critical thinking</u>;  <u>capacity for creativity</u> in applied work;  <u>width</u> and <u>depth</u> in use of literature.</p>
60 to below 70	<p><u>clear</u> and <u>consistent</u> argument focused on the question at hand;  good <u>critical understanding</u> of theory and method;  <u>proficient</u> in applied work: <u>skilful</u>, <u>competent</u>, <u>insightful</u> and <u>reflective</u>;  making full use of <u>required</u> and <u>recommended</u> readings.</p>
50 to below 60	<p>an <u>analytical ability</u> to construct a (reasonably) <u>coherent argument</u>;  that <u>addresses</u> the exam question <u>competently</u> (perhaps mixed up with lists of points or surveys of ideas located within the broader subject area, but not always strictly relevant to the question);  reflecting a <u>sound understanding</u> of relevant <u>theory</u> and/or <u>method</u>;  (when applicable) demonstrating <u>competence</u> in situating the analysis in an applied context;  <u>using</u> the required <u>assigned</u> literature.  Note: <u>unevenness</u> and <u>inconsistencies</u> will tend to prevail, but these should not be such that they seriously detract from the <u>existence and/or coherence</u> of an argument.</p>
40 to below 50	<p>fairly uneven and often inconsistent;  poor attempt to develop a comprehensible argument, with a dominant tendency to list (rather than argue) relevant theories, methods or cases;  lack of understanding of relevant theories and methods;  (when applicable) failure to demonstrate basic skills and competence in applied analysis;  inadequate awareness of assigned literature.</p>
Below 40	<p>lack of basic understanding of subject matter;  serious flaws in arguments;  inability to carry out basic applications or demonstrate basic skills;  incomprehensible argumentation;  failure to use required literature;  and  <u>all</u> cases of <u>plagiarism</u> or <u>fraud</u>.</p>

# Short Course General Regulations: Masters Level Programmes

---

## 1. The Regulations

1.1 The University offers a number of short course programmes to External students. These short course programmes include credit bearing and non-credit bearing short courses.

1.2 The provision of credit bearing and non-credit bearing short course programmes at Masters level, and the registration of External students for credit and non-credit bearing short courses, is regulated by both these General Regulations and the Short Course Programme Regulations.

1.3 Registered External students are required to comply with these General Regulations and the appropriate Short Course Programme Regulations. They must also comply with the procedures, deadlines and instructions issued by the University in, for example, the relevant Student handbook and in the Notice to Candidates, which is sent to students prior to an examination. The University is not responsible for any consequences arising from failure to comply with these Regulations, procedures, deadlines or instructions.

1.4 The rules relating to credit bearing and non-credit bearing short courses in any given year are those included in the General Regulations and the relevant Short Course Programme Regulations for that current year and not in the year in which the student initially registered.

1.5 To register for a short course programme as an External student, an applicant must satisfy any entrance requirements for the programme concerned. In addition, an applicant who was either previously registered as an External student or who was previously enrolled at a constituent College or Institute of the University of London must have made satisfactory payment to the University or College/Institute of all due fees and accounts. An applicant who fails to satisfy this condition will **not** be permitted to register, or to register again, as an External student.

1.6 On all matters concerning the interpretation of these Regulations and the Short Course Programme Regulations, or on which they are silent, the decision of the University shall be final.

### Changes to the short course provision

1.7 Short course programmes are reviewed annually and are subject to change. Two years' notice will normally be given to registered students of any major amendment to a programme, particularly where courses are to be withdrawn.

### Terminology and definitions

1.8 A 'short course programme' is a collection of short courses in a particular field of study, as defined in the Short Course Programme Regulations.

1.9 'Credit bearing' short courses are short courses that may be taken into account for admission, and for credit, to a related or unrelated Postgraduate degree or diploma provided the formal assessment of that short course has been successfully completed.

1.10 'Non-credit bearing' short courses are short courses that may **not** be taken into account for admission to a related or unrelated Postgraduate degree or diploma. No credit or exemption for the related or unrelated degree or diploma will be given.

1.11 Credit bearing and non-credit bearing short courses are collectively known as 'short courses' in these Regulations.

1.12 These Short Course General Regulations describe the individual elements of a short course programme as 'subjects'. In the Short Course Programme Regulations these may be called 'courses', 'units', 'modules' or 'sections'.

1.13 'Formal assessment' is the means by which credit bearing short courses are examined. The forms of assessment associated with the appropriate level of postgraduate study are used.

1.14 The term 'examination' used in these Regulations refers to the **entire** assessment for a credit bearing short course, and includes not only the written paper for that short course but also any coursework, project, dissertation or online requirements that count towards the final assessment.

1.15 Where short courses are associated with a particular Postgraduate degree and/or diploma, these are referred to as '**related**' degrees and diplomas.

1.16 The 'Admission Notice' is provided to each student who has made an entry to an examination. The Admission Notice contains the student's candidate number and confirmation of the dates and time of the examination(s) for which he/she has entered.

1.17 The 'Notice to Candidates' contains prescribed rules for the examinations. The Notice to Candidates is provided to students together with their Admission Notice.

### Student complaints procedure

1.18 The University has a *Procedure for External student complaints* which can be found on the External Programme web site.

## 2. Short courses

2.1 The short courses available are given in the relevant Short Course Programme Regulations for the current year.

2.2 The maximum number of credit bearing and non-credit bearing short courses that may be taken is indicated in the relevant Short Course Programme Regulations.

2.3 All credit bearing short courses will accommodate no less than 50 notional study hours.

2.4 Notional hours for non-credit bearing short courses are indicated in the relevant Short Course Programme Regulations.

2.5 Students may apply to take any short course available in that year unless they have already been awarded a related degree/diploma, in which case they may not normally offer a

short course which is the same as, or equivalent to, a subject previously taken.

2.6 All students registering for any short course will receive a certificate of registration. A certificate of achievement will be presented to students who have satisfactorily completed any study requirements indicated in the relevant Short Course Programme Regulations and who successfully complete the assessment of a short course.

2.7 To be eligible for a certificate of registration and a certificate of achievement, a student must have been registered for that short course as an External student and must have complied with the Regulations in all respects, and have made satisfactory payment to the University of all due fees. The University reserves the right not to present a certificate to students who fail to satisfy any of these conditions.

2.8 A mark or grade awarded for a short course will not replace any mark or grade for a degree or diploma already awarded.

2.9 Unless the relevant Short Course Programme Regulations state otherwise, a student whose registration for a short course has been terminated because he or she has exhausted the permitted number of attempts at an examination may apply to register again as an External student for a short course or award in the same or different subject or field of study. All applications will be considered on an individual basis. Permission to register in these circumstances will be given at the discretion of the University and will be subject to any further conditions specified in these Short Course General Regulations or in the relevant Short Course Programme Regulations, or by the University.

### 3. Progression to a degree or diploma

#### Credit bearing short courses

3.1 Successful completion by formal assessment of a credit bearing short course or courses may be taken into account for admission to a related or unrelated Postgraduate degree or diploma.

3.2 Successful completion by formal assessment of a credit bearing short course or courses may be taken into account for credit towards the related Postgraduate degree or diploma, provided that the application is made within **three** years of the completion of the relevant course or courses.

3.3 Where indicated in the relevant Short Course Programme Regulations, a student who has successfully completed the formal assessment of the relevant credit bearing short courses may apply to receive any related awards provided they satisfy the requirements for those awards and the application is made within **three** years of the completion of the relevant short courses.

3.4 Successful completion of a credit bearing short course or courses does not in itself automatically satisfy entry requirements for any Postgraduate degree or diploma, or ensure credit.

3.5 All applications for progression from a credit bearing short course to a Postgraduate degree or diploma will be considered on an individual basis and permission to progress, and, where appropriate, to receive credit, will be at the discretion of the University.

3.6 A student who does not successfully complete the assessment for a credit bearing short course may be permitted to proceed to a degree or diploma **provided** he or she satisfies the entrance requirements for the degree or diploma concerned. Such students may be required to cancel their existing registration and to submit a fresh application for registration and comply with the Regulations for that degree or diploma.

#### Non-credit bearing short courses

3.7 The completion of a non-credit bearing short course or courses will not be taken into account for admission, or for credit, to a related or unrelated Postgraduate degree or diploma.

3.8 A student who is registered for a non-credit bearing short course or courses may apply to register for a degree or diploma provided he or she satisfies the entrance requirements for the degree or diploma concerned. Such students may be required to cancel their existing registration and to submit a fresh application for registration and comply with the Regulations for that degree or diploma.

### 4. Period of registration

4.1 Students registering for a short course will be registered for a maximum period of two years. There is no minimum period of registration, unless indicated otherwise in the relevant Short Course Programme Regulations.

4.2 Applications for a renewal of registration for a further two years, or for an extension of registration of one year beyond the prescribed maximum period, may be made by students who have not completed all the requirements for a short course for which they are registered. A fee may be payable.

4.3 Renewal of registration and extension of registration are approved only at the discretion of the University and will be subject to the General Regulations and Short Course Programme Regulations that are current at the time of renewal or extension.

4.4 Students who are permitted to proceed from a credit bearing short course to a Postgraduate degree or diploma will be given a new period of registration as an External student, effective from the date of registration for the degree or diploma concerned. The maximum period of registration permitted will be the same as for all other degree or diploma students registered for that programme, as indicated in paragraph 5 of the relevant Programme Regulations.

4.5 The University reserves the right to apply the Disciplinary Procedure and The Suspension and Termination of Registration of Students in Debt process as described in the University of London Ordinances (Ordinances 26 and 28 respectively).

### 5. Assessment

5.1 The assessment of a short course or courses is governed by the Short Course General Regulations and the relevant Short Course Programme Regulations that is applicable at the time of the examination and **not** at the time that a student was initially registered or first attempted the examination/assessment concerned.

## Credit bearing short courses

5.2 The assessment for credit bearing short courses varies and is as described in the Short Course Programme Regulations.

5.3 Credit bearing short courses will be formally assessed using the forms of assessment associated with the appropriate level of postgraduate study.

5.4 Students may choose whether or not to be formally assessed in the credit bearing short course for which they are registered. Students who choose to be formally assessed will be examined to the same standard as that required by students registered for the related degree or diploma. All students must comply with the rules given in the Short Course Programme Regulations for those examinations, and may not make more than the number of attempts permitted.

5.5 In order to sit an examination, a student must:

- have completed the relevant application and registration/enrolment procedures with the University by the appropriate deadlines and be registered as an External student for the short course concerned **and**
- have made an examination entry in accordance with both the University's and the appropriate examination centre/Overseas Examination Authority's instructions and deadlines.

5.6 Except in the circumstances of paragraph 5.7, all examinations by written paper for the same short course, wherever held, will take place on the same date and at the same time. The University reserves the right to set different papers in the same subject in separate countries and in different time zones.

5.7 In the event of any unavoidable delay in the arrangement of examinations in a country other than the United Kingdom, the Overseas Authority will arrange for the relevant papers to be taken with as little deviation as possible from the original dates assigned to them. Students are required to abide by any such revised arrangements. The University reserves the right not to mark a paper taken at a different time from that prescribed.

5.8 Where it is deemed necessary, Examiners may change the format or rubric of a written paper, from that of a previous year, without prior notice to students.

5.9 Except where the syllabus/course outline or rubric for a written paper for a particular short course indicates otherwise, all answers to examinations must be written in English.

### Examination centres

5.10 Examinations by written paper are held at established examination centres worldwide.

5.11 Outside the United Kingdom and Republic of Ireland, examinations are conducted by independent bodies known as Overseas Examination Authorities.

5.12 In countries where an established Overseas Examination Authority exists, students must use the facilities provided by that Authority. The University will not establish an alternative authority in those countries.

5.13 All examinations are held at the discretion of the examination centre/Overseas Examination Authority and are subject to any conditions they may impose.

5.14 Students are required to apply to the relevant examination centre/Overseas Examination Authority for permission to sit an examination. The University can accept no responsibility for making examination arrangements on behalf of a student. It is entirely at the discretion of the examination centre or Overseas Examination Authority to accept or refuse an entry to an examination.

5.15 A fee is normally levied by all examination centres (other than London) and Overseas Examination Authorities. This fee is payable by students each time they make an examination entry. The University cannot be responsible for this fee nor can it influence the level of fee charged.

## Non-credit bearing short courses

5.16 The assessment for non-credit bearing short courses varies and is as described in the Short Course Programme Regulations. There is **no** formal assessment for non-credit bearing courses.

5.17 Students may choose whether or not to be assessed in the non-credit bearing short course for which they are registered. All students who choose to be assessed must comply with the rules and deadlines given in the Short Course Programme Regulations for the assessment.

5.18 All forms of assessment must be written in English, unless the Short Course Programme Regulations state otherwise.

5.19 In addition to paragraph 5, students are required to comply with the rules on the conduct of examinations given in paragraph 8 of these Regulations.

## 6. Number of attempts permitted

6.1 A student who fails to satisfy the Examiners in an examination at the first attempt will be permitted to make one further attempt at that examination. The maximum number of attempts permitted at any examination is **two**.

6.2 A student who enters an examination hall to attempt a written paper will be considered to have made an examination attempt. Unless otherwise stated in the Programme Regulations, absence from an examination will not count as an attempt

6.3 The mark or grade awarded for a second attempt at an examination will supersede any previously awarded mark or grade for that examination, unless otherwise indicated in the relevant Short Course Programme Regulations.

6.4 If a student fails to satisfy the Examiners at a second attempt at any examination his or her registration for the short course concerned will cease.

6.5 Except as otherwise provided for by the University, students may not make a further attempt at the examination for a short course that has been passed.

## 7. Students with a disability and/or special needs

7.1 The University has a policy for External students with a disability and/or special needs and a statement explaining this policy is given on the External Programme web site.

7.2 As part of its policy, the University will make every reasonable effort to accommodate the requirements of a student with a disability and/or special needs by, wherever possible, providing any study materials in a different format (e.g. large print) or another medium, and/or by making special examination arrangements.

### Special examination arrangements

7.3 The University has a Panel which considers special examination arrangements for students with a disability and/or special needs. The aim of the Panel is to make sure that a student with a disability and/or special needs is neither disadvantaged nor advantaged when compared to other students. The University cannot guarantee that special examination arrangements will be possible in every case.

7.4 Applications from students with a disability and/or special needs may be considered for the use of special aids or for extra time in the examinations.

7.5 Special arrangements for examinations at an ad hoc centre may be made in very exceptional circumstances and then only in the United Kingdom. Arrangements cannot be made for oral or practical examinations to be held at an ad hoc centre, although in exceptional cases it may be possible to permit the use of special aids. Arrangements for examinations in a student's home are not made. Additional fees may be payable for arrangements at an ad hoc centre.

7.6 A student who finds handwriting difficult due to medical or learning difficulties must apply to the University for special arrangements to be made. The University will not transcribe illegible scripts. Any script deemed illegible by the Board of Examiners will be assigned a mark of zero and a fail result will be given. This will count as an attempt at the examination.

## 8. Conduct of examinations

8.1 All students are required to comply with the rules governing the conduct of examinations given below, and for credit bearing short course students, in the Notice to Candidates accompanying the Admissions Notice.

### Representations about examinations

8.2 Students who wish the Board of Examiners to know of any illness or other adequate cause which they think may have affected their performance must immediately inform the Examinations Office and furnish a supporting medical certificate or other supporting certification obtained at the time of illness. Notification received more than three weeks after the date of the last examination will not be taken into account by the Examiners.

8.3 Appeals against the results of examinations may not be made on academic grounds. The University will consider representations concerning examination results made on the grounds of administrative error or where there is concern that the examination may not have been conducted in accordance with the relevant Instructions and/or Regulations. An administration fee (currently £50 per paper) is payable for the consideration of such representations (refundable in the event that an error is found). Any representation must be made within one month of the publication of the decision of the Board of Examiners to which it relates and should be addressed to the Head of Special Examination Services and be accompanied by payment of the administration fee. Representations must state the grounds on which the appeal is made and provide evidence to support it.

Further information on the procedure may be obtained from the Head of Special Examination Services.

### Permitted materials

8.4 A student may use in the examination only such books, notes, statutes, statistical tables, instruments, or other materials as are specifically permitted in the Admission Notice/timetable. No other books, notes, instruments, or other materials or aids whatsoever may be introduced into an examination room or be handled or consulted during an examination. Any such materials or aids in the possession of a student on entry to the examination room must be deposited immediately with the Invigilator before the examination starts. It is an examination offence to introduce unauthorised materials into the examination room.

8.5 The use of calculators in the examinations is strictly controlled. Students may use their own electronic calculators in the examinations provided that:

- the Short Course Programme Regulations permit this
- the calculator complies with the specification given in paragraph 8.6
- Where no such permission is given in the Short Course Programme Regulations, calculators may **not** be used.

8.6 Where calculators are permitted, the following specification will apply, unless the Short Course Programme Regulations state otherwise:

- Non-programmable. The use of a calculator or other electronic device that communicates, stores textual or numerical information, or displays textual (except error) messages, graphical or algebraic information is strictly forbidden. The use of a calculator with alphabet and/or symbol keys not listed below is strictly forbidden.
- PDAs, mobile phones or other devices are forbidden
- Hand held
- Compact
- Portable
- Solar and/or battery powered
- Quiet in operation
- The use of calculators with the following symbols and functions **only** are permitted:
  - Digit keys 0 to 9 and decimal point;
  - Keys for basic arithmetical functions of addition, subtraction, multiplication, division and equals;
  - Percentage key;
  - Square root key;
  - Basic 3 key memory (MRC, M-, M+);
  - Clear keys (C, AC);
  - On/off key.

8.7 The use of any calculator other than the type specified in the paragraph 8.6 of the Short Course General Regulations, or in paragraph 6 of the Short Course Programme Regulations, will constitute an examination offence and will be subject to the provisions in paragraph 8.16 of these regulations. Students are responsible for ensuring that their calculators are in working order for the examination. Students must ensure that they have alternative means of calculation in the event of the calculator failing during the examination, either through the use of a second calculator, which complies with the specification given in the Short Course Programme Regulations, or to continue the examination without the use of a calculator. If students use electronic calculators in examinations they must indicate on their examination scripts the name and type of machine used. Calculators will **not** be provided by the University.

## Examination offences

8.8 It is an examination offence to introduce into, or use in the examination room, unauthorised materials or aids. Any unauthorised materials or aids brought into an examination room and not deposited with the Invigilator (see paragraph 8.4) must be surrendered to the Invigilator on request. Any materials or aids so surrendered may be handed over by the Invigilator to the University which may make copies of them. The original materials or aids (together with all such copies) may be retained by the University at its absolute discretion.

8.9 Students must not pass any information from one to another during an examination of a written paper. A student may not act in collusion with another student or any other person, nor copy from another student, nor engage in any similar activity. Any of these activities constitutes an examination offence.

8.10 Plagiarism is the presentation of another person's thoughts or words as if they were the student's own: for example, copying from text books and other sources (including the Internet) without due acknowledgement that the passages quoted are copied and without giving the source of those passages (see paragraph 8.12). Plagiarism is an examination offence.

8.11 All work submitted as part of the requirements for any examination must therefore be expressed in the student's own words and incorporate his or her own ideas and judgements.

8.12 Direct quotations from the published or unpublished work of another person must always be clearly identified as such and a full reference to the source must be provided in the proper form. A series of short quotations from several different sources, if not clearly identified as such, constitutes plagiarism in the same way as an unacknowledged quotation from a single source. Equally, if another person's ideas or judgements are summarised, the student must refer to that person in the text, and give details of the work to which reference is made. Further instructions on acknowledging other people's work and the extent to which other sources may be quoted is given in student handbook.

8.13 It is an examination offence to submit work which has been written jointly by two or more persons, unless expressly permitted in the Short Course Programme Regulations or student handbook.

8.14 Assignments, essays, projects, reports, dissertations and other similar work must therefore be the student's own work and must be written without the assistance of other people, except where expressly permitted in the Short Course Programme Regulations or student handbook. Students will be required to submit a signed declaration for all such work submitted, stating that they understand what is meant by plagiarism, and confirming that the work submitted is entirely their own and that the use of published or unpublished works of other people has been acknowledged in accordance with the University's requirements.

8.15 It is the responsibility of the student to safeguard his or her assignments, essays, projects, reports, dissertations and other similar work and to prevent them from being copied by other students.

8.16 The examination offences listed in the foregoing paragraphs will be treated as cheating or irregularities of a similar character under the provisions of the Regulations for Proceedings in respect of Examination Offences by Candidates for University Awards, except as otherwise provided for in the Short Course Programme Regulations or student handbook. Under the Regulations for Proceedings in respect of Examination Offences by Candidates for University Awards students found to have committed an offence may have the results of their examinations withheld, and may be excluded from all future examinations of the University. A copy of these Regulations may be obtained from the Head of Special Examination Services.

## Other matters

8.17 The University reserves the right to require students sitting an examination for a written paper to remain within the examination hall or its precincts for the duration of the relevant paper.

8.18 All examination scripts are the property of the University and will not be returned to students. Answers to assignments, essays, course projects and other similar work written in the student's own time will only be returned to the student as described in the relevant short course programme manual. Final reports on research projects or dissertations will not be returned to students, unless indicated otherwise in the Short Course Programme Regulations.

8.19 All question papers will be retained by the University.

## 9. Fees

9.1 Students are required to pay the fees that are due in any particular year in full at the time when they fall due. Fees must be paid in accordance with the University's procedures and deadlines given in the prospectus and the relevant Short Course Programme Regulations.

9.2 The University reserves the right to amend previously announced fees. The University also reserves the right to make additional charges.

9.3 Students who are permitted to proceed from a short course to a Postgraduate diploma or degree (see paragraph 3) will be required to pay the registration fee for the diploma or degree and the fee for the remaining subjects.

9.4 Students who are permitted to renew their registration at the expiry of the initial period of registration (see paragraph 4.2) will, as applicable, be required to pay a further fee for the relevant short course concerned.

## Refunds

9.5 Fees will only be refunded in exceptional circumstances and at the discretion of the University. All refunds will be subject to an administrative charge determined by the University.

9.6 Examination re-entry fees, where applicable, are not refundable nor can they be transferred from one examination to a later one. A student is liable for the full fee at any subsequent entry, in accordance with the Regulations then in force.



**UNIVERSITY OF LONDON**  
**External System**

University of London  
Central Printing Services E10009 11/07