



## IEST7200

### Environmental Management: Law Fundamentals

Term Three // 2019

## Course Overview

### Staff Contact Details

#### Convenors

Name	Email	Availability	Location	Phone
John Carr	<a href="mailto:john.carr@unsw.edu.au">john.carr@unsw.edu.au</a>	Thursdays, 5:00-6:00 PM	Morven Brown 363	93852313

### School Contact Information

School of Humanities and Languages

Location: School Office, Morven Brown Building, Level 2, 258

Opening Hours: Monday - Friday, 9am - 5pm

Phone: +61 2 9385 1681

Fax: +61 2 9385 8705

Email: [hal@unsw.edu.au](mailto:hal@unsw.edu.au)

## Course Details

### Credit Points 6

### Summary of the Course

This course has been specifically designed for students undertaking the Master of Environmental Management. It is one of several fundamental/disciplinary knowledge courses for students without any formal background in the relevant disciplinary area. The course aims to provide you with an introduction to the fundamental principles and concepts of environmental law and policy. In addition, the course examines the basic legal institutions and mechanisms that comprise the environmental legal system as well as the broader cultural, economic, and political contexts for the legal system. The focus of the course is both international and domestic. Topics that the course will likely include: introductions to domestic and international legal systems; concepts and principles of environmental law and policy; the design of environmental laws and institutions; pollution control; environmental dispute resolution; laws relating to energy and climate change; among others.

### Course Learning Outcomes

1. Demonstrate knowledge of the various sources of Australian environmental law and policy including common law and international environmental law
2. Explain the structure of environmental laws and engage in critical analysis of the different methods, both regulatory and incentive based, that may be used to implement environmental policy
3. Describe the different ways in which environmental disputes may be resolved
4. Navigate and apply knowledge of environmental planning and assessment processes in the context of natural resources
5. Demonstrate through use of a range of legal and interdisciplinary research sources, awareness of the social and economic context in which environmental law and policy is made and recognise the various pressures and influences on the search for optimal environmental protection laws
6. Demonstrate effective oral and written communication skills by delivering accurate and insightful contributions in class and by articulating legal and policy concepts clearly, persuasively and appropriately in the assessments

### Teaching Strategies

The course introduces you to legal reasoning skills, the Australian legal system, fundamentals of environmental law, and the influences of international environmental law, through intensive study of statutes, case law and critical scholarship analysing regimes of environmental regulation. You will be exposed to a mixture of lectures, tutorials or class discussions and assessments designed to provide this introduction to environmental law for environmental managers. The tutorials or class discussions will bring in interdisciplinary considerations about the social, economic and other factors which influence environmental laws, their development and operation. Distance students do the same assessments.

## Assessment

### Assessment Tasks

Assessment task	Weight	Due Date	Student Learning Outcomes Assessed
Weekly Reflection Papers	50%	Not Applicable	1,2,3,5,6
Field Project Paper	50%	4 November 2019	1,2,3,4,5,6

### Assessment Details

#### Assessment 1: Weekly Reflection Papers

**Start date:** Not Applicable

**Details:** Every week there will be a reflection paper covering that week's readings due before the class for which the readings have been assigned. Written feedback via Moodle plus marking via rubric.

**Additional details:**

Submit via Moodle each week on the day of the on-campus class before the start of class, commencing on Week 1. Feedback returned after the first three summaries and then at the end of the course. For more details, please refer to the "Assessment Instructions" document posted on our course Moodle site.

#### Assessment 2: Field Project Paper

**Start date:** Not Applicable

**Details:** This will be an essay applying concepts from class to the students' field experiences at an environmental law site. Written feedback via Moodle plus marking via rubric.

**Additional details:**

Submit via Moodle by 5:00PM on November 4, 2019. For more details, please refer to the "Assessment Instructions" document posted on the course Moodle site.

## Attendance Requirements

Students are strongly encouraged to attend all classes and review lecture recordings.

## Course Schedule

[View class timetable](#)

### Timetable

Date	Type	Content
Week 1: 16 September - 20 September	Seminar	<b>The Australian Context</b>
	Online Activity	Throughout the term, students will engage in online reflection activities.
Week 2: 23 September - 27 September	Seminar	<b>What is “Environment?”; Conventional Western Approaches to Nature and Environment</b>
	Online Activity	Throughout the term, students will engage in online reflection activities.
Week 3: 30 September - 4 October	Seminar	<b>The Structure and Substance of Australian Environmental Law Regimes</b>
	Online Activity	Throughout the term, students will engage in online reflection activities.
Week 4: 7 October - 11 October	Seminar	<b>International Environmental “Law”</b>
	Online Activity	Throughout the term, students will engage in online reflection activities.
Week 5: 14 October - 18 October	Seminar	<b>Legal Realism and Environmental Law</b>
	Online Activity	Throughout the term, students will engage in online reflection activities.
Week 6: 21 October - 25 October	Seminar	<b>Property, Law, Nature</b>
	Online Activity	Throughout the term, students will engage in online reflection activities.
Week 7: 28 October - 1 November	Seminar	<b>Environmental Justice and Environmental Law</b>
	Online Activity	Throughout the term, students will engage in online reflection activities.
Week 8: 4 November - 8 November	Fieldwork	<b>Field Experience</b>
	Online Activity	Throughout the term, students will engage in online reflection activities.
Week 9: 11 November - 15 November	Seminar	<b>Indigenous Law, Colonial Law, Environment</b>
	Online Activity	Throughout the term, students will engage in online reflection activities.
Week 10: 18 November - 22 November	Seminar	<b>Climate Crisis and Rethinking the International Environmental Law Project</b>
	Online Activity	Throughout the term, students will engage in online reflection activities.

## **Resources**

### **Prescribed Resources**

All readings and other resources to be available to students via course Moodle site.

### **Recommended Resources**

You are expected to make good use of the readings provided for the course, and to read beyond those materials for your assignments. Independent research is expected.

### **Course Evaluation and Development**

Past experience and student feedback on the UNSW online survey tool myExperience indicates the importance of students doing close and careful reading of the weekly assigned readings, of engaged student participation in class discussions, and of student independent research.

## **Submission of Assessment Tasks**

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### **Turnitin Submission**

If you encounter a problem when attempting to submit your assignment through Turnitin, please telephone External Support on 9385 3331 or email them on [externalteltsupport@unsw.edu.au](mailto:externalteltsupport@unsw.edu.au) . Support hours are 8:00am – 10:00pm on weekdays and 9:00am – 5:00pm on weekends (365 days a year). If you are unable to submit your assignment due to a fault with Turnitin you may apply for an extension, but you must retain your ticket number from External Support (along with any other relevant documents) to include as evidence to support your extension application. If you email External Support you will automatically receive a ticket number, but if you telephone you will need to specifically ask for one. Turnitin also provides updates on their system status on Twitter.

Generally, assessment tasks must be submitted electronically via either Turnitin or a Moodle assignment. In instances where this is not possible, it will be stated on your course's Moodle site with alternative submission details.

For information on how to submit assignments online via Moodle: <https://student.unsw.edu.au/how-submit-assignment-moodle>

## Academic Honesty and Plagiarism

Plagiarism is using the words or ideas of others and presenting them as your own. It can take many forms, from deliberate cheating to accidentally copying from a source without acknowledgement.

UNSW groups plagiarism into the following categories:

**Copying:** using the same or very similar words to the original text or idea without acknowledging the source or using quotation marks. This also applies to images, art and design projects, as well as presentations where someone presents another's ideas or words without credit.

**Inappropriate paraphrasing:** Changing a few words and phrases while mostly retaining the original structure and/or progression of ideas of the original, and information without acknowledgement. This also applies in presentations where someone paraphrases another's ideas or words without credit and to piecing together quotes and paraphrases into a new whole, without appropriate referencing.

**Collusion:** working with others but passing off the work as a person's individual work. Collusion also includes providing your work to another student before the due date, or for the purpose of them plagiarising at any time, paying another person to perform an academic task, stealing or acquiring another person's academic work and copying it, offering to complete another person's work or seeking payment for completing academic work.

**Inappropriate citation:** Citing sources which have not been read, without acknowledging the "secondary" source from which knowledge of them has been obtained.

**Duplication ("self-plagiarism"):** submitting your own work, in whole or in part, where it has previously been prepared or submitted for another assessment or course at UNSW or another university.

Correct referencing practices:

- Paraphrasing, summarising, essay writing and time management
- Appropriate use of and attribution for a range of materials including text, images, formulae and concepts.

Individual assistance is available on request from The Learning Centre (<http://www.lc.unsw.edu.au/>). Students are also reminded that careful time management is an important part of study and one of the identified causes of plagiarism is poor time management. Students should allow sufficient time for research, drafting and proper referencing of sources in preparing all assessment items.

UNSW Library also has the ELISE tool available to assist you with your study at UNSW. ELISE is designed to introduce new students to studying at UNSW but it can also be a great refresher during your study.

Completing the ELISE tutorial and quiz will enable you to:

- analyse topics, plan responses and organise research for academic writing and other assessment tasks
- effectively and efficiently find appropriate information sources and evaluate relevance to your needs
- use and manage information effectively to accomplish a specific purpose
- better manage your time



- understand your rights and responsibilities as a student at UNSW
- be aware of plagiarism, copyright, UNSW Student Code of Conduct and Acceptable Use of UNSW ICT Resources Policy
- be aware of the standards of behaviour expected of everyone in the UNSW community
- locate services and information about UNSW and UNSW Library

Some of these areas will be familiar to you, others will be new. Gaining a solid understanding of all the related aspects of ELISE will help you make the most of your studies at UNSW.

<http://subjectguides.library.unsw.edu.au/elise/aboutelise>

## **Academic Information**

For essential student information relating to:

- requests for extension;
- late submissions guidelines;
- review of marks;
- UNSW Health and Safety policies;
- examination procedures;
- special consideration in the event of illness or misadventure;
- student equity and disability;
- and other essential academic information, see

<https://www.arts.unsw.edu.au/current-students/academic-information/protocols-guidelines/>

## **Image Credit**

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## **CRICOS**

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