

## Course Outline

**Code: LAW412**

**Title: International Human Rights Law**

**School:** Law and Criminology  
**Teaching Session:** Semester 2  
**Year:** 2020

**Course Coordinator:** Simone Henriksen  
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**Course Moderator:** Professor Jay Sanderson  
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Please go to the USC website for up to date information on the teaching sessions and campuses where this course is usually offered.

### 1. What is this course about?

#### 1.1 Description

International Human Rights Law imposes obligations on States, making them accountable internationally for the treatment of persons at the hands of government institutions and officials and, to some extent, private persons. In this course you will examine the nature, theoretical underpinnings and historical development of human rights law. You will study the supra-national institutions and mechanisms concerned with the protection of universal human rights and the challenges associated with the implementation of the laws in the domestic sphere, in Australia and other countries.

#### 1.2 Field trips, WIL placements or activities required by professional accreditation

Activity	Details
N/A	N/A

### 2. What level is this course?

400 level Graduate - Independent application of graduate knowledge and skills. Meets AQF and professional requirements. May require pre-requisites and developing level knowledge/skills. Normally taken in the 4th year of an undergraduate program.

### 3. What is the unit value of this course?

12 units

#### 4. How does this course contribute to my learning?

<b>Specific Learning Outcomes</b> On successful completion of this course, you should be able to:	<b>Assessment tasks</b> You will be assessed on the learning outcomes in task/s:	<b>Graduate Qualities or Professional Standards mapping</b> Completing these tasks successfully will contribute to:
Synthesise, interpret and apply relevant principles and approaches and broader interdisciplinary perspectives.	1,2 and 3	Knowledgeable. Creative and critical thinkers.
Apply knowledge, critical thinking, analysis and judgment to generate appropriate and practical responses to complex issues and problems.	2 and 3	Sustainability focussed. Creative and critical thinkers.
Communicate effectively.	1,2 and 3	Empowered. Engaged.

#### 5. Am I eligible to enrol in this course?

Refer to the [USC Glossary of terms](#) for definitions of “pre-requisites, co-requisites and anti-requisites”.

##### 5.1 Enrolment restrictions

Enrolled in any Law program

##### 5.2 Pre-requisites

(LAW104 and LAW204 and enrolled in any Law Program) or (JST202 and enrolled in AR323)

##### 5.3 Co-requisites

Nil

##### 5.4 Anti-requisites

Nil

##### 5.5 Specific assumed prior knowledge and skills (where applicable)

Nil

#### 6. How am I going to be assessed?

##### 6.1 Grading scale

Standard – High Distinction (HD), Distinction (DN), Credit (CR), Pass (PS), Fail (FL)

##### 6.2 Details of early feedback on progress

The Research Plan (Task 1) will be discussed in week 2 classes, with an opportunity for peer and staff discussion and feedback. The Research Plan will then be marked by the Course Coordinator and written feedback and suggestions provided to students. The Research Plan and feedback will inform the work done for the Research Essay (Task 3).

### 6.3 Assessment tasks

Task No.	Assessment Product	Individual or Group	Weighting %	What is the duration / length?	When should I submit?	Where should I submit it?
1	Research Plan	Choice of individual or self-selected groups of two	10%	500 words	Week 3	SafeAssign
2	Memorandum of advice	Choice of individual or self-selected groups of two	40%	2000 words	Week 7	SafeAssign
3	Research Essay	Individual	50%	2500 words	Week 13	SafeAssign
			100%			

#### Assessment Task 1: Research Plan

<b>Goal:</b>	The goal of this task is to briefly outline how you plan to successfully undertake Task 2. This is an opportunity to explain the research, analysis and problem-solving approach that you have attempted thus far and elaborate what remaining steps are required to successfully complete your Memorandum. This will allow you to receive early formative feedback on your progress in this course.
<b>Product:</b>	A written report drafted by students either individually or in the group of two that they have formed to complete Task 2.
<b>Format:</b>	Written report consisting of no more than 500 words (excluding footnotes and bibliography), using AGLC3 referencing.
<b>Criteria:</b>	<ul style="list-style-type: none"> <li>• Evaluation and synthesis of relevant legal, factual and policy matters;</li> <li>• critical thinking and analysis;</li> <li>• effective written communication and presentation.</li> </ul>

#### Assessment Task 2: Memorandum of advice

<b>Goal:</b>	The goal of this task is to formulate a memorandum of advice in relation to a humanitarian crisis. You will be required to critically engage with substantive IHRL principles, apply them to the facts, and reach sound conclusions about the legal rights, obligations and remedies that arise in the given scenario.
<b>Product:</b>	A memorandum of advice, written by students working either individually or in groups of two.
<b>Format:</b>	Written report consisting of no more than 2000 words (excluding footnotes and bibliography), using AGLC4 referencing.
<b>Criteria:</b>	<ul style="list-style-type: none"> <li>• Evaluation and synthesis of relevant legal, factual and policy matters;</li> <li>• application of critical thinking and judgment;</li> <li>• effective communication and presentation.</li> </ul>

### Assessment Task 3: Research essay

<b>Goal:</b>	The goal of this task is for you to research an assigned HRL topic, analyse and critically evaluate all relevant legal, factual and policy matters, and use your judgment to effectively communicate an appropriate conclusion.
<b>Product:</b>	Research essay on assigned topic, completed individually.
<b>Format:</b>	Essay consisting of no more than 2500 words (excluding footnotes and bibliography), using AGLC4 referencing.
<b>Criteria:</b>	<ul style="list-style-type: none"> <li>• Evaluation and synthesis of relevant legal, factual and policy matters;</li> <li>• critical thinking, analysis and judgment;</li> <li>• effective written communication and presentation.</li> </ul>

## 7. Directed study hours

**This course will be delivered via technology-enabled learning and teaching. All lectures will remain in this mode for Semester 2 2020. When government guidelines allow, students that elected on-campus study via the class selection process will be advised when on campus tutorials and practical sessions will resume.**

The directed study hours listed here are a portion of the workload for this course. A 12-unit course will have total of 150 learning hours which will include directed study hours (including online if required), self-directed learning and completion of assessable tasks. Directed study hours may vary by location. Student workload is calculated at 12.5 learning hours per one unit.

Location:	Directed study hours for location:
Sippy Downs	Online Lecture: 2-hour lecture or equivalent content per week. (Week 1-6, 8-13) Tutorial: 1 hour per week (Weeks 2-6, 8-13)

*\*Week 7: School of Law and Criminology Week*

## 8. What resources do I need to undertake this course?

Please note that course information, including specific information of recommended readings, learning activities, resources, weekly readings, etc. are available on the course Blackboard site. Please log in as soon as possible.

### 8.1 Prescribed text(s) or course reader

Please note that you need to have regular access to the resource(s) listed below as they are required:

Author	Year	Title	Publisher
Daniel Moeckli, Sangeeta Shah and Sandesh Sivakumaran (eds)	2014 or 2017	<i>International Human Rights Law (2e); or International Human Rights Law (3e)*</i>	Oxford University Press

*\* Either the 2<sup>nd</sup> or 3<sup>rd</sup> editions of the textbook are fine.*

### 8.2 Specific requirements

Nil

## 9. How are risks managed in this course?

Risk assessments have been performed for all laboratory classes and a low level of health and safety risk exists. Some risk concerns may include equipment, instruments, and tools, as well as manual handling items within the laboratory.

It is your responsibility as a student to review course material, search online, discuss with lecturers and peers, and understand the health and safety risks associated with your specific course of study. It is also your responsibility to familiarise yourself with the University's general health and safety principles by reviewing the [online Health Safety and Wellbeing training module for students](#), and following the instructions of the University staff.

## 10. What administrative information is relevant to this course?

### 10.1 Assessment: Academic Integrity

Academic integrity is the ethical standard of university participation. It ensures that students graduate as a result of proving they are competent in their discipline. This is integral in maintaining the value of academic qualifications. Each industry has expectations and standards of the skills and knowledge within that discipline and these are reflected in assessment.

Academic integrity means that you do not engage in any activity that is considered to be academic fraud; including plagiarism, collusion or outsourcing any part of any assessment item to any other person. You are expected to be honest and ethical by completing all work yourself and indicating in your work which ideas and information were developed by you and which were taken from others. You cannot provide your assessment work to others. You are also expected to provide evidence of wide and critical reading, usually by using appropriate academic references.

In order to minimise incidents of academic fraud, this course may require that some of its assessment tasks, when submitted to Blackboard, are electronically checked through SafeAssign. This software allows for text comparisons to be made between your submitted assessment item and all other work that SafeAssign has access to.

### 10.2 Assessment: Additional requirements

#### Eligibility for Supplementary Assessment

Your eligibility for supplementary assessment in a course is dependent of the following conditions applying:

- a) The final mark is in the percentage range 47% to 49.4%
- b) The course is graded using the Standard Grading scale
- c) You have not failed an assessment task in the course due to academic misconduct

### 10.3 Assessment: Submission penalties

Late submission of assessment tasks will be penalised at the following maximum rate:

- 5% (of the assessment task's identified value) per day for the first two days from the date identified as the due date for the assessment task.
- 10% (of the assessment task's identified value) for the third day
- 20% (of the assessment task's identified value) for the fourth day and subsequent days up to and including seven days from the date identified as the due date for the assessment task.
- A result of zero is awarded for an assessment task submitted after seven days from the date identified as the due date for the assessment task.

Weekdays and weekends are included in the calculation of days late.

To request an extension, you must contact your Course Coordinator and supply the required documentation to negotiate an outcome.

#### 10.4 Study help

In the first instance, you should contact your tutor, then the Course Coordinator. Additional assistance is provided to all students through Academic Skills Advisers. To book an appointment or find a drop-in session go to [Student Hub](#).

Contact Student Central for further assistance: +61 7 5430 2890 or [studentcentral@usc.edu.au](mailto:studentcentral@usc.edu.au)

#### 10.5 Wellbeing Services

Student Wellbeing Support Staff are available to assist on a wide range of personal, academic, social and psychological matters to foster positive mental health and wellbeing for your success. Student Wellbeing is comprised of professionally qualified staff in counselling, health and disability Services.

Ability Advisers ensure equal access to all aspects of university life. If your studies are affected by a disability, mental health issue, learning disorder, injury or illness, or you are a primary carer for someone with a disability, [AccessAbility Services](#) can provide assistance, advocacy and reasonable academic adjustments.

To book an appointment with either service go to [Student Hub](#), email [studentwellbeing@usc.edu.au](mailto:studentwellbeing@usc.edu.au) or [accessability@usc.edu.au](mailto:accessability@usc.edu.au) or call 07 5430 1226

#### 10.6 Links to relevant University policy and procedures

For more information on Academic Learning & Teaching categories including:

- Assessment: Courses and Coursework Programs
- Review of Assessment and Final Grades
- Supplementary Assessment
- Administration of Central Examinations
- Deferred Examinations
- Student Academic Misconduct
- Students with a Disability

Visit the USC website:

<http://www.usc.edu.au/explore/policies-and-procedures#academic-learning-and-teaching>

#### 10.7 General Enquiries

In person:

- **USC Sunshine Coast** - Student Central, Ground Floor, Building C, 90 Sippy Downs Drive, Sippy Downs
- **USC Moreton Bay** – Service Centre, Ground Floor, Foundation Building, Gympie Road, Petrie
- **USC SouthBank** - Student Central, Building A4 (SW1), 52 Merivale Street, South Brisbane
- **USC Gympie** - Student Central, 71 Cartwright Road, Gympie
- **USC Fraser Coast** - Student Central, Student Central, Building A, 161 Old Maryborough Rd, Hervey Bay
- **USC Caboolture** - Student Central, Level 1 Building J, Cnr Manley and Tallon Street, Caboolture

Tel: +61 7 5430 2890

Email: [studentcentral@usc.edu.au](mailto:studentcentral@usc.edu.au)