

# Melbourne Law Masters Construction Law 2010

## Subject Groupings: An Overview

### Core Subjects\*

#### Construction: Principles into Practice

Technical fundamentals

Sem 2: 26 – 30 July

**Recommended** first subject for students without a technical background

#### Principles of Construction Law

Overview subject

Sem 1: 17-23 February

Sem 2: 11-17 August

See 2010 Handbook (page 109) for eligibility

#### Construction Contracts

Contracting focus

Sem 1: 5 – 11 May

Sem 2: 29 Sept – 5 Oct (Sydney)

Prerequisite subject for some subjects in the program – aim to complete early in your course

#### Advanced Construction Law

**NEW IN 2010** (a revised combination of Rights and Liabilities in Construction and Advanced Construction Claims)

Claims focus

Sem 1: 16 – 23 June

Sem 2: 20-26 October

### Contracting Issues

#### Advanced Construction Contracts

Analysis and drafting

**Not offered in 2010**  
Prerequisites apply

#### Payment Matters in Construction Projects

Payment processes and security of payment regimes

Sem 2: 25 – 31 August

#### Infrastructure Delivery A: Principles & Practice

Overview of major project procurement

Sem 1: 21- 27 April

#### Infrastructure Delivery B: Public Private Partnerships

PPP/PFI

Sem 2: 3 – 9 November

### International

#### International Construction Law

Contracting and arbitration

Sem 1: 12 – 18 May

Prerequisites apply (see page 89 of 2010 Handbook)

### Remedies

#### Current Application of Legal Remedies

Legal remedies in detail, with a construction focus

Sem 1: 7 – 13 April

#### Construction Risk: Allocation & Insurance

Performance security/ insurance

Sem 2: 8 – 14 September

#### Residential Construction Law

**NEW IN 2010**

Comparative study – Australia, UK, Singapore

Sem 2: 24 – 30 November

#### Design & Construct: Specialised Construction Contracts

D&C focus

**Not offered in 2010**  
Prerequisites apply

#### Project Finance

Infrastructure case study

Sem 2: 11 – 15 October

### Dispute Avoidance & Resolution

#### Avoiding & Managing Construction Disputes

DAPs/ADR

Sem 2: 22 – 28 September

#### Construction Dispute Resolution

Procedure and critique

Sem 1: 17 – 23 March

### Workplace & OHS

#### Labour Standards under the Fair Work Act

(formerly Regulating Working Conditions)

Industrial relations law  
Sem 2: 14 – 20 July

#### Workplace Health & Safety

OHS & injury compensation

Sem 2: 21 – 27 April

### Events

#### Event Management Law

Major event procurement

Sem 1: 31 May – 4 June  
Available to Masters students only

### Environmental

#### Environmental Law

**NEW TO MConstrLaw**

Sem 2: 21 – 27 July  
Available to Masters students only

### Planning

#### Planning Law

**NEW TO MConstrLaw**

Sem 1: 2 – 8 June  
Available to Masters students only

### More Info

Melbourne Law Masters

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[www.masters.law.unimelb.edu.au/constructionlaw](http://www.masters.law.unimelb.edu.au/constructionlaw)

\* Students without a law degree from a common law system must complete Fundamentals of the Common Law (Masters) or Australian Legal Process and Legal Institutions (Graduate Diploma). See page 32 of the 2010 Melbourne Law Masters Handbook for further details on the construction law program.

# Melbourne Law Masters: Construction Law 2010

## Subject Details: At a Glance

Subject (shaded subjects are not offered in 2010)	Assessment*	Coordinator/s	2008	2009	2010	2011
<b>Core construction law subjects</b>						
<a href="#">Principles of Construction Law</a>	THE	<a href="#">Mr Matthew Bell</a>		Melb S1 Melb S2	Melb S1 Melb S2	Melb S1 Melb S2
<a href="#">Construction Contracts</a>	RP/THE	<a href="#">Mr John Sharkey AM</a> <a href="#">Mr David Bennett QC</a>	Melb S1 Syd S2	Melb S1 Melb S2	Melb S1 Syd S2	Melb S1 Melb S2
<a href="#">Advanced Construction Law</a> (a revised combination of Rights and Liabilities in Construction and Advanced Construction Claims)	THE	<a href="#">Professor Ian Bailey SC</a> (S1+2) <a href="#">Mr Andrew Stephenson</a> (S1) <a href="#">Professor Doug Jones AM</a> (S1)	Melb S1 Melb S2	Melb S1 Syd S2	Melb S1 Melb S2	Melb S1 Syd S2
<a href="#">Construction: Principles into Practice</a>	THE	<a href="#">A/Professor Peter Williams</a>	Melb S1	Melb S2	Melb S2	Melb S2
<b>Specialist construction law subjects (usually offered on a two-year cycle)</b>						
<a href="#">Advanced Construction Contracts</a>	DA/THE	<a href="#">Mr David Bennett QC</a> <a href="#">Mr Matthew Bell</a>		Melb S2		Melb
<a href="#">Avoiding and Managing Construction Disputes</a>	THE	<a href="#">Mr David Opperman</a>	Melb S2		Melb S2	
<a href="#">Construction Dispute Resolution</a>	RP	<a href="#">Mr Andrew Stephenson</a> <a href="#">Mr Nick Hopkins</a>	Melb S2	Melb S1	Melb S1	TBA
<a href="#">Construction Risk: Allocation and Insurance</a>	RP/THE	<a href="#">Mr Tony Horan</a> <a href="#">Mr Peter Wood</a>	Melb S2	Melb S2	Melb S2	TBA
<a href="#">Current Application of Legal Remedies</a>	THE	<a href="#">Mr David Bennett QC</a>	Melb S1		Melb S1	
<a href="#">Design and Construct: Specialised Construction Contracts</a>	RP	<a href="#">Mr John Dorter</a>		Melb S1		Melb
<a href="#">Infrastructure Delivery A: Principles and Practice</a>	RP	<a href="#">Mr James Forrest</a>	Melb S2		Melb S1	TBA
<a href="#">Infrastructure Delivery B: Public Private Partnerships</a>	RP	<a href="#">Professor Doug Jones AM</a> <a href="#">A/Professor Colin Duffield</a>		Melb S2	Melb S2	TBA
<a href="#">International Construction Law</a>	EX/RP	<a href="#">Mr John Digby QC</a> <a href="#">Professor Doug Jones AM</a>	Melb S1		Melb S1	
<a href="#">Payment Matters in Construction Projects</a>	RP/THE	<a href="#">Mr John Baartz</a> <a href="#">Mr David Campbell-Williams</a>	Melb S1 Syd S2	Melb S1 Bris S2	Melb S2	TBA
<a href="#">Residential Construction Law</a> (NEW in 2010)	RP/THE	<a href="#">Professor Philip Britton</a>			Melb S2	
<b>Other Melbourne Law Masters subjects credited in the Construction Law Program</b>						
<a href="#">Environmental Law</a> (now available [to Masters students only])	Pres/RP	<a href="#">Professor Lee Godden</a> <a href="#">A/Professor Jacqui Peel</a>			Melb S2	TBA
<a href="#">Event Management Law</a> (available to Masters students only)	RP	<a href="#">Mr Lloyd Freeburn</a> <a href="#">Ms Luci Bryce</a> <a href="#">Ms Elizabeth Charpentier</a>	Melb S1		Melb S1	TBA
<a href="#">Labour Standards under the Fair Work Act</a> (formerly Regulating Working Conditions)	RP/THE	<a href="#">A/Professor John Howe</a> <a href="#">Mr Paul O'Grady</a>	Melb S2	Melb S2	Melb S2	TBA
<a href="#">Planning Law</a> (now available [to Masters students only])	Pres/RP	<a href="#">Professor Lee Godden</a> <a href="#">Mr Barnaby Chessell</a>			Melb S1	TBA
<a href="#">Project Finance</a>	RP	<a href="#">Mr Peter Fox</a> <a href="#">Mr Michael Tuckfield</a>	Melb S2	Melb S2	Melb S2	TBA
<a href="#">Workplace Health and Safety</a>	RP/THE	<a href="#">Mr Peter Rozen</a>	Melb S1	Melb S1	Melb S1	TBA

\*Assessment Key: THE: Take-home exam    RP: Research paper    DA: Drafting assignment    EX: Supervised exam    Pres: In class presentation and written submission

Please note: The program subsequent to the current year is indicative only and subject to change. Subjects are not confirmed until included in the Melbourne Law Masters Handbook and on the website. If there is any inconsistency with this document, the Melbourne Law Masters Handbook/website prevails.

# Melbourne Law Masters: Construction Law 2010

## Suggested Subject Sequences

### Master of Construction Law (8 subjects)

Student's Background		Subject 1	Subject 2	Subject 3	Subject 4	Subject 5	Subject 6	Subject 7	Subject 8
Student <i>does not</i> have a law degree from a common law system		<a href="#">Fundamentals of the Common Law</a> (compulsory)	<a href="#">Principles of Construction Law</a>	<a href="#">Construction Contracts</a> <sup>1</sup>	Students may then choose any subjects from the graduate program in construction law. Prerequisites apply to some subjects.				
Student has a law degree from a common law system	Student has completed prior studies in construction law and/or practised as a construction lawyer for more than two years <sup>2</sup>	<a href="#">Construction: Principles into Practice</a> <sup>3</sup>	<a href="#">Construction Contracts</a> <sup>1</sup>	Students may then choose any subjects from the graduate program in construction law. Students may choose one subject from any of those available in the Melbourne Law Masters program (excluding Fundamentals of the Common Law). Prerequisites apply to some subjects.					
	Student has neither of the above qualifications/experience	<a href="#">Principles of Construction Law</a> or <a href="#">Construction: Principles into Practice</a> <sup>3</sup>	<a href="#">Principles of Construction Law</a> or <a href="#">Construction: Principles into Practice</a> <sup>3</sup>	<a href="#">Construction Contracts</a> <sup>1</sup>	Students may then choose any subjects from the graduate program in construction law. Students may choose one subject from any of those available in the Melbourne Law Masters program (excluding Fundamentals of the Common Law). Prerequisites apply to some subjects.				

### Graduate Diploma in Construction Law (4 subjects)

Student's Background		Subject 1	Subject 2	Subject 3	Subject 4
Student <i>does not</i> have a law degree from a common law system		<a href="#">Preliminary subject: Australian Legal Process and Legal Institutions</a> (compulsory) ----- <a href="#">Principles of Construction Law</a>	<a href="#">Construction Contracts</a> <sup>1</sup>	Students may then choose any subjects from the graduate program in construction law. Prerequisites apply to some subjects.	
Student has a law degree from a common law system	Student has completed prior studies in construction law and/or practised as a construction lawyer for more than two years <sup>2</sup>	<a href="#">Construction: Principles into Practice</a> <sup>3</sup>	<a href="#">Construction Contracts</a> <sup>1</sup>	Students may then choose any subjects from the graduate program in construction law. Prerequisites apply to some subjects.	
	Student has neither of the above qualifications/experience	<a href="#">Principles of Construction Law</a> or <a href="#">Construction: Principles into Practice</a> <sup>3</sup>	<a href="#">Principles of Construction Law</a> or <a href="#">Construction: Principles into Practice</a> <sup>3</sup>	<a href="#">Construction Contracts</a> <sup>1</sup>	Students may then choose any subject from the graduate program in construction law. Prerequisites apply to some subjects.

Please see page 32 of the Melbourne Law Masters 2010 Handbook for more details.

Subject selection is an important decision – you are most welcome to contact the Melbourne Law Masters Office or Directors of Studies for Construction Law to discuss your individual circumstances. Further advice is available at [www.masters.law.unimelb.edu.au/constructionlaw](http://www.masters.law.unimelb.edu.au/constructionlaw).

<sup>1</sup> Construction Contracts is a prerequisites for some other construction law subjects; therefore, if you intend to undertake it, you should undertake it early in your course of study.

<sup>2</sup> Principles of Construction Law is not available to students with such prior study/practising experience.

<sup>3</sup> Construction: Principles into Practice is not available to students with qualifications or expertise in the technical aspects of construction (i.e. in engineering, architecture, construction delivery or other technical fields).