



2021

First Year

Survival Guide

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Welcome

Congratulations and welcome to the beginning of your law degree at the University of Newcastle. My name is Jesse, and I am the President of the University of Newcastle Law Students' Association (UNLSA). I am honoured to lead this association in 2021 as we continue working towards our mission statement of enhancing the law school experience.

In 2021, the UNLSA will continue to offer our social events, competitions, professional development, careers events/guidance and provide general guidance to all our members. My brilliant committee and I aim to bring exciting and brilliant events that have defined our organisation over the past decades to help YOU get the most out of your law degree here at UoN.

The best way to keep up-to-date with all our events and activities will be through our Facebook page. We look forward to the return of our fortnightly Coffee Stall, where you can come and say hi to our Committee members and have a chat about whatever you like - we don't bite, I promise!

I hope your time at Newcastle Law School will be filled with as wonderful and fulfilling as mine has been. Please do hesitate to come and say "hi" if you see me on campus. We will be hosting our first event, Law on the Lawn, in Week 3. It is a great event for all first- and second-year students to hang out, grab a delicious snag, and play some lawn bowls - I look forward to meeting you there!

Again, congratulations and good luck with your future degree. This will be the beginning of a challenging but incredibly rewarding time of your life which I hope you will all cherish.



Jesse Franks
President of the UNLSA

We are excited to welcome you to our Law School and to the study of law and justice.

You are embarking upon a program of study that is interesting, engaging and worthwhile and each of you have the capacity to change and reshape our society in important ways. You have joined Australia's leading clinical Law School which is distinctly different to all other Law Schools in that our clinical program ensures that you develop a deep understanding of client interests and the way that society works.

Our Law School is a leader in many areas of critical research and creative endeavour, and our faculty are committed and inspiring teachers. Newcastle Law School is recognised as a world class research intensive Law School and you will find our academic and clinical staff will be able to explore with you various aspects of the justice system with enthusiasm and energy. Our law students enjoy a research-enriched education that is complemented by applied, clinical and work integrated learning opportunities, making it among the best in the world.

You are also joining a wonderful community. Our staff and students care about each other and those within our community and distinguish themselves by behaving with respect and dignity. This is the foundation of your future role as a member of the legal profession. At the same time, Law School is about accessing the tools that will enable you to succeed into the future. We have carefully developed our Law program to make sure that it involves outstanding academic content as well as a focus on practical skills.

Our fantastic past students continue to progress in a range of high profile positions internationally as well as nationally and as alumni, they are also part of our Law School community and are keen to support our new and existing students. We hope you take the opportunity to attend one of our overseas clinical externships while you are with us and broaden your understanding of the world. We want to make sure that your time with us is a success and we look forward to seeing you flourish and thrive!

Professor Tania Sourdin
Head of School and Dean
Newcastle Law School



Meet the UNLSA

The University of Newcastle Law Students' Association (UNLSA) is a society run by law students, for law students. Our Executive and Committee members are more than happy to provide you with any assistance you need, even if it's just a chat over coffee!

We focus on balancing fun social events with quality career events and academically rigorous competitions. Our competitions allow you to get out of your comfort zone and learn valuable skills that will benefit you once you begin practicing law. These include mooting, negotiation, witness examination, client interviewing and paper presentation. Our Sponsorship Team provides amazing opportunities for professional development through networking and insight nights, ranging from commercial to criminal law and beyond.

Our first event will be Law on the Lawn, followed by Start of Semester drinks on Friday 12 March, Week 3. This is a great opportunity for you to meet fellow students from first to fifth year and enjoy a night out before the semester gets too busy!

Sponsorship

Hello, new recruits! Congratulations on your admission into Law School and taking the first steps to become baby lawyers!

I'm Jackson, the Vice President (Sponsorship) for the UNLSA in 2021. This role includes overseeing both the Sponsorship Portfolio run by Harry Thomas and Careers Portfolio run by Hollie and Isabella. The Sponsorship Portfolio is responsible for liaising with a number of law firms and local businesses to secure funds for the organisation that allow us to run all of our fantastic events. The Careers Portfolio run a series of events throughout both semesters which aim to educate students on just how to land their dream job post-law School.

These events include our Careers Roadshow, networking evenings, A Day in Corporate Law bus trip and Careers in Law panel series. I look forward to seeing you all there.

Meet the UNLSA

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Competitions

Hi everyone! My name is Charu, I am the Vice President (Competitions) for 2021! I am responsible for overseeing the competition directors Rachel & Jonty (Advocacy) and Lindsay & Cormac (Skills). Together, we run all the internal competitions that UNLSA offers. I also run workshops for our upcoming competitions each semester where you will hear from past competition winners who will give you tips and tricks!

Finally, my role also involves organising all intervarsity competitions and liaising with the Law School faculty in choosing teams. These are external competitions that allow students from different universities to compete against each other. I look forward to getting to meet you all!

Finance

Hi new students! My name is David. My role involves all things finance related to the Committee. I am a long term member of the UNLSA and although I don't run any events myself you are sure to see me around. Can't wait to meet you all!

Education

Hello everyone and congratulations for getting into university! My name is Tori and I am the Vice President (Education). I make sure that every student at Newcastle Law School is receiving an equitable education and getting the most out of their studies! I liaise with the Newcastle Law School, the University faculty and other university organisations.

I oversee 5 directors, which consist of Student Representatives Tahlia (LLB), Danial (JD), Phoebe (Indigenous Representative) and the International Representative, James! I also look after Lauren, the Director of Social Justice. If you ever have any issues and aren't sure who to talk to, come and have a chat! I can't wait to see you all around campus.

Administration

Hi everyone! My name is Gianni and I am the Vice-President (Administration). I aid in the general governance, administration and organisation of the association. This includes calling and scheduling all of the UNLSA's meetings and keeping accurate records of our operations.

Events

Hi everyone! My name is Tomika and I am the Vice-President of Events. My team is responsible for organising and running the most anticipated and attended event of the year: Law Ball! We are also the producers of Newcastle Law Revue, an annual production that provides endless laughs as Law students sing, dance and joke about life as a Law student!

I oversee the Social Events director Bianca who organises multiple casual events including the upcoming Start of Semester Drinks in Week 3. Another aspect of our role is overseeing Social Sport which is run by Dafydd . We facilitate social sports teams in a variety of sports. We also are part of the Interfaculty Sports Day and the annual Law vs Med rugby match!

Marketing

Hi everyone! My name is Brittany, and I am the Vice-President (Marketing) for 2021. My team includes Isabella, who is our Director of Social Media, and Daniel, who is our Director of IT.

We are responsible for co-ordinating the UNLSA's marketing strategy, maintaining our website, and keeping our Facebook, Instagram and LinkedIn profiles engaging and exciting! I also get to create the gorgeous documents we produce - just like this one!

NUspace Hub Staff

The Student Hub staff are located on the ground level of NUspace and are available on weekdays from 9-5pm, and also in the library after hours until midnight. Student Central is your first point of contact for anything student-related. Staff at Student Central can offer help and advice about the facilities, services and procedures of UON. This includes: student ID cards travel concession information (OPAL) parking permits applying for adverse circumstances referrals to other support services

Program Advisor

Your Program Advisor is a professional staff member and has specialist knowledge of your program. They are available to assist you to ensure you are meeting the requirements and structure of your program and provide you with advice on course enrolment and program progression. If you need any assistance, your Program Advisor can be contacted at ProgramAdvice@newcastle.edu.au.

NUspace Counsellors

UON has a range of support options available across different locations. Professionally trained psychologists and social workers are available at both NU Space and Callaghan Campuses. You can book an appointment online or with the NU Space hub staff.

More information about these options can be found here:

<https://uonblogs.newcastle.edu.au/onlinecounselling/online-support/blog/>

Library

The library is a versatile space that provides a wealth of knowledge for all courses, as well as quiet and group spaces. The library is located on Level 1 of NU Space and is where you can find the Law Collection with the required textbooks for your weekly reading or extra books to assist you in finishing your essays. Whilst the hours of the library vary, the Ground Level and Level 1 of NU Space are available 24 hours - just don't forget your student card to swipe in!

NUspace Shuttle

To save on the cost of parking in the city, or if you study at both Callaghan and NU Space, the NU Space shuttle will be one of the best options for travel. You can park at Callaghan and get a free shuttle that will take you to and from NU Space. The service is free to use, but all students and staff will be required to show the driver their UON ID card when boarding the bus.

When travelling from Callaghan to NU Space, the shuttle will stop on the University House side of King Street and will pick you up on the Civic Park side of King Street (diagonally across from University House).

Important Note: When parking your car at Callaghan, you will still need to display a valid parking permit or purchase a parking ticket from the ticket machines located within the car parks.

Adverse

Circumstances

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When it comes to the completion of assignments, we understand that there may be events or circumstances that stand in the way of you completing them on time. An adverse circumstances application will either provide you with more time to complete your assignment or reschedule your exam to a later date. To submit an application, you complete the online adverse circumstance application in myUON.

The grounds upon which you can submit an application are as follows:

- Health grounds: either physical or psychological;
- Compassionate grounds: The death or serious injury of a close family member or friend;
- Hardship or trauma: Sudden loss of employment; family breakdown; severe disruption to domestic arrangements or the impact of a crime, accident or natural disaster; or
- Unavoidable commitments: being a student Reservist, an elite sportsperson or for religious responsibilities.

The documentation you will need for this will vary depending on the grounds upon which you are applying.

- Health grounds: A letter or medical certificate from an accepted health professional, including the date(s) that the health grounds have adversely affected the relevant assessment item(s).
- Compassionate grounds: This may include a funeral notice or letter from a counselling service.
- Hardship or trauma: this may include a letter from a counselling service, letter from a police officer or other emergency officer.

- Unavoidable commitments: this may include an official notification or letter from a person/s in authority such as a letter from an Elite Athletes Coordinator.
- Evidence supporting jury duty or other court-ordered appearances.

NOTE: a Statutory Declaration will be accepted along with other documentation to demonstrate compassionate grounds, hardship or trauma. You should submit this along with the above documentation if practicable.

You will have three calendar days after the submission of the online application to upload supporting documentation, though it is recommended you do it at the time of the application (if possible).

It is important to know what is not counted toward an adverse circumstances application:

- Misreading the Course Outline or the exam timetable;
- Usual work commitments; or
- Unawareness of the assumed knowledge requirements for a course.

For further information, make sure you read the **Adverse Circumstances Affecting Assessment Items Procedure** and the **Adverse Circumstances Affecting Assessment Items Policy**.

Tips for Success

at Law School

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Dr Bin Li – LLB Program Convenor

I am delighted to welcome you to Newcastle Law School in 2021! Congratulations on making the decision to study at our Law School. I am the LLB Program Convenor—this means that I am your point of contact for any program related queries and concerns you might have. I have teaching responsibilities in Legal System and Method, Torts, and Alternative Dispute Resolution. My research lies at the intersection of technology, law and justice. Specifically, my research assesses the legal regulation of space technologies and also explores the benefits and risks that new technologies, such as Artificial Intelligence, pose for justice reform.

Tips for Success

1

Preparation is the key to success across the entirety of the learning process, including in examinations and other assessments. Preparation should start in Week One of the semester rather than in the study period just before the exam. Do your readings and follow the course content each week.

Tips for Success at Law School

2

Take advantage of learning opportunities during the semester. Most subjects will give you the opportunity to complete problem questions in class during the seminar. It will be much better for your learning if you come to class with your own written answers prepared. By actively engaging in learning activities you will be ready to tackle questions on your own during an exam. Another type of learning opportunities is mooted competitions which enables you to apply the knowledge and skills acquired in class to solving real-world legal problems.

3

The best study notes are your own notes. Although you might think you've hit the law student jackpot if someone else gives you their notes, they are not nearly as useful as the ones you write for yourself. This is because the process of writing notes is crucial to your understanding of a particular area of law. Good study notes are best prepared and honed over the entire semester.

Tips for Success

at Law School

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4

An open book exam requires organisation. Law exams are usually open book and this can sometimes lull students into a false sense of security about the need for study and exam preparation. Clear and concise notes (written by you) will always be more user friendly in an exam than a pile of textbooks.

5

Be brave and willing to conquer new ground. It is tempting when you sit down to begin studying for the day to work through 'easy' material or material you already understand. Instead, work through material which is really challenging in order to get the most out of limited study time.

6

The amount of time you spend studying is about quality not quantity. Two hours of really focused studying is always going to be a more effective use of your time than four hours of 'Facebooking' with your textbook open next to you.

7

Answer the actual questions in the exam or essay rather than the question you wish you were asked. Read the questions carefully and think about what you are being asked. Take some time to plan your answer.

Tips for Success at Law School

8

Allocate your time according to the marks for each question. Most students who fail do not complete the exam or are left with very little time to properly attempt some of the questions. It is better to write a hurried answer rather than no answer at all.

9

Engage with your peers and build your professional network. Engaging with your classmates, professors and community provides you opportunities for friendship and collaborations into the future.

Associate Professor Neil Foster

Course Co-ordinator: Torts

The rise of “social media” in recent years (Facebook, Twitter, and other ways of sharing your views and pictures online) has given rise to a number of important issues for those studying law with a view to future professional practice. You need to be aware of these issues from the very start of your law studies.

Consider these two connected propositions:

1. The internet is not a “law-free zone”; and
2. What is posted on the internet always has the potential to be found and publicised at some time in the future, even if you think it has been shared privately or deleted.

Not a “law free zone”

The laws of Australia apply to the publication of material on the internet as much as they apply to publication in other forms. As we will see in more detail in Torts I, the law of defamation makes it a civil wrong to attack someone else’s reputation by telling lies about them. This civil wrong may be remedied by a court action which exposes you to a large amount of damages, and commonly high levels of lawyer’s costs.

This means that from the beginning of your studies, you need to be aware that unjustified derogatory remarks about others on social media are not only inappropriate and unprofessional, but may expose you to legal and monetary consequences. When you are tempted to make those remarks about fellow students, or others- you should resist the temptation!

The internet is not going away

Apart from possible serious present legal and financial consequences of defamatory comments about others, it is just a fact of the employment market that future employers will often conduct searches about your previous social media conduct.

Please exercise discretion in what you say and post on the internet. The short term “buzz” of increased “likes” to some comment or photo will not make up for the damage that defamatory and inappropriate material can cause to your personal and professional reputation, now and in the future.

(You should also note that the University’s Code of Conduct, binding on all staff and students, requires us to “promote a culture that does not tolerate bullying or harassment” (cl 31). A breach of the Code of Conduct may lead to disciplinary action under the University’s Student Conduct Rule for “non-academic misconduct”- see cl 14.)

Our Law School is dedicated to training professional lawyers who will be equipped to serve their clients and the community at the highest level of skill and ethical commitment. We hope that you will see your future as a legal professional starting now, and will aim to behave with the highest degree of professionalism in all areas of your conduct and future studies.

➔ Ms Sher Campbell – Course Co-ordinator: Legal System and Method I

Welcome to Newcastle Law School and may I say not any law school, but the law school considered the best in Australia for teaching! My warmest congratulations to you all. My name is Sher Campbell, and I am the first-year co-ordinator for Legal System and Method.

In LAWS1010 we will be exploring the foundations of the legal system, discussing some different approaches to tricky ethical questions, and practising the foundational skills you will develop throughout your law degree. You will be encouraged to reflect on the process of becoming a law student and on the nature of the legal profession.

Classes are divided into seminars covering 'Legal System' and workshops covering 'Legal Method'. You will also have the chance to learn legal research in some additional classes with the expert law librarians including Ruth Talbot-Stokes. (Ruth is brilliant and writes the legal textbook that is used across Australia.)

Sarah Breusch from the Legal Clinic will be running the Workshops along with Mirella Atherton. Dr Tim Connor and Virginia Newell will be lecturing in Legal System. Students will benefit from the wealth of practical experience and insight, theory, and real-world application that this team brings to our students. I am privileged to be working with this great team.

Advice for Students

A bit about my background. Apart from lecturing here at UoN, I am also an executive member of The Women Lawyers' Association of NSW. WLANSW is the peak professional body representing women lawyers in NSW. The Association have been committed to improving the status and working conditions of women lawyers since 1952.

(In the picture please note that the Chief Justice of Australia. Her Honour Susan Kiefel has served on the High Court since 2007, having previously been a judge of the Supreme Court of Queensland and the Federal Court. Her Honour is the first woman to serve as Chief Justice. Beside her is former Judge Jane Mathews, the state's first female Crown prosecutor and the first woman to be appointed as a judge of a NSW court. Sadly, she passed away in 2019. Jane Matthews had a deep commitment to social justice, left an indelible mark on the legal profession and the women who followed in her footsteps.)



Pictured: Students and graduates Madeline Muddle, Hannah Stenstrom, NSW Attorney General and Minister for the Prevention of Domestic Violence Mark Speakman, Sher Campbell, Grace Worthington and Angela Kelly



If you were studying law in 2021, what advice would you give to students?

Lucky you are studying at Newcastle! We care about you and our aim is to provide you with the foundations for a long, happy and successful life in law.

The world of legal practice is changing. We regularly hear about new technologies that have the potential to remake long-term approaches to practising law. You are part of an incredible revolution that is changing all of us in terms of how we function and how we do things. It is important to recognise that we are all a part of a new era that will change the justice sector.

The study of law is inherently a practical process. When a case comes before the courts, it is not enough for the court to say that there are many ways of looking at the situation. The court must determine what the law requires of the parties involved and decide the outcome of the case. The decision of a court provides finality to a situation, so that parties do not argue indefinitely. Law is taught in the same way. For most assessments, your teachers are interested in finding the most likely legal outcome of the scenario they have presented you with. With this in mind, it is possible to identify several core skills that will help you get started in legal problem-solving. We will practise this in seminars and workshops.

Reading Cases and Identifying Legal Rules

When a judge makes a decision, this sets a precedent for other judges to follow. Judges favour consistency in the law, so that people can behave in accordance with the law. When you read a case, the story of what the parties have been through is interesting, but it is the judge's reason for their decision that is relevant for learning the law.

Reading Textbooks and Commentary

The authors of textbooks and legal commentary can only give their opinion on what the law is. If you want to be certain of the law then you must read the legislation of parliament and the decisions of judges for yourself. However, nobody has time to read all the legislation and cases relevant to an area of law in one semester. It is necessary to trust the authors of textbooks and legal commentary, (and your lecturers, especially as they are marking your assessments), and often it will not be until the end of a course that you realise how well the authors have summarised the law.

Reading

There are very few shortcuts in law. No matter how persuasive your arguments are, you will not be able to state the legal outcome of a scenario unless you can state the legal authority for the reasons for this outcome. You can only learn this legal authority by reading it (or hearing it.) Your reading fitness will develop as you study. At first you may only be able to absorb short amounts of information. Soon you will be able to read and understand lengthy cases and textbooks.

Planning

In legal practice, there are numerous dates that must be adhered to. For example, turning up to court prepared and on time, or signing a contract by a certain date. A realistic plan of how much preparation is needed before each of these dates is essential to good practice. Similarly, in legal study, a realistic plan for meeting all of your assessment due dates will make you an effective student. Because everything you say in law assessments must be backed up with authority, it is very difficult to write an assessment at the last minute.

You must allow yourself time to find the information that you need.

Final Comments and Summary

A Great Summary for Our Students Below: The Key Predictors for Success (research tells us this!)

- Regularly attend all lectures, seminars, and workshops. This way you create more opportunities for learning.
- Spend time on tasks. Spending time studying weekly for each course is the strongest predictor for success: "I need to put in effort and application".
- Develop a social network at uni (even one person is great). "I am connected to the system".
- Have a sense of vocational direction and purpose is an other predictor of success-"Law is the right choice for me".
- Engage in the online environment. It moderates success (Library and email).
- Balance commitments. Try and work no longer than 15 hours per week in paid employment- "I need time for study".
- Have expectations of success. Believe in yourself or self-efficacy is foundational for success in life- "I can do this".

We wish you all your best into the future!

Associate Professor Neil Foster 

Course Co-ordinator: Torts

Torts I (LAWS1020 for LLB(Hons) students, LAWS6120 for JD students) is the first of your law courses which introduces the actual content of legal rules and reasoning. While Legal System and Method I lays out the general skills you will need to read and learn the law of Australia, Torts I begins the process of learning what the law actually is. “Torts” is about civil liability (“suing people for stuff” is the short description you can give to your Aunt Agatha if she wants to know!) In semester 1 we cover suing people when they hit you (battery), steal your stuff (conversion), walk on your land (trespass to land), say nasty things about you which aren’t true (defamation), among other fascinating areas. And we discuss when a boss can be sued for something an employee or contractor has done wrong!

Our course this semester will involve you attending one two-hour “seminar” where the content of the topic will be explored in detail, and one two-hour “workshop” where you will have a chance in a smaller group to develop skills in essential areas such as case reading and problem solving. You will be assessed in different ways throughout the semester, through a short online quiz, a case analysis and a problem question, and an end of semester exam. (Details in the Course Outline.) Seminars will be taken by Neil, and workshops will be taught by either Neil or the other half of the “Torts team” this semester, Dr Bin Li.

Tips for success: there is sadly no “magic formula” for success in Torts. It will involve concentrated effort and hard work. You will need to attend classes, take notes, prepare for workshops and hand in assessment items on time. You will benefit from seminars most if you can read ahead in the course textbook about the topic for the coming week, and take the chance to ask questions in both seminars and workshops when you are struggling with concepts. If you do all those things, however, you will find Torts a fascinating and exciting introduction to the wonderful world of law!

Tips for Students

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From UNLSA Committee

One thing that all law students can agree on is how great coffee is! If you bring your reusable coffee cup to one of the coffee shops you will likely get a discount off your coffee order! Alternatively, you can bring your own coffee sachets and cup and use the hot water station on Level 1 of NU Space to make coffee.

A great way to save money is to bring your own lunch to uni. There are microwaves on Level 1 of NU Space to heat up your food.

When you come to NU Space, always remember to bring your student ID. Security requires you to have this on you at all times, and you cannot enter the building in the early hours of the morning, late at night or on the weekend without scanning your card at the door.

If you are having any issues about Law School, the best place to visit is the Law School office on Level 5 of NU Space where you will meet the lovely Donna. She is always available to help with any problem you may have, and she is great to chat with!

Feel free to say hi to us at any time for more tips or assistance throughout the year!

Transport and Parking @ NUspace

Light Rail

This service connects to the Newcastle Interchange so this gives you the opportunity to catch the train and connect to the light rail for the last kilometre to NU Space. When you connect your public transport journey, you get a great discount on your light rail portion of travel.

Driving

If public transport or bike riding is not for you, then you can always drive to NU Space. But be warned! It is very difficult to get a park near NU Space, especially a free one. Most parking behind Civic Park and Darby St is 2 hours ticketed parking, but be careful, you won't make it back in time with a two-hour class. Trust us we have tried!

Bike

If you choose to ride your bike to NU Space, there is a great bike hub located next to University House. This hub provides bike racks, lockers, toilets and showers so that you can store your items and freshen up before class.

Train

Catching the Hunter Line into the Newcastle Interchange will bring you from places such as Scone, Dungog & Maitland into Newcastle, with a 15-minute walk to the uni or the connecting tram line.

Ferry

If you live near Port Stephens, one of the best ways to get to uni is to drive to Stockton and catch the Ferry across to Newcastle. From there, it's only a short walk to NU Space!

Parking

The No. 2 Sportsground car park behind Markettown offers all-day parking. Now that we have the light rail, there is a free car park at Newcastle Beach which is only a short walk to the light rail.

Food & Coffee

at NUSpace

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NUSpace Cafe, located on the Ground Floor



Blue Door, located in Wheeler Place



The Press Bookhouse, located across the road
from NUSpace



Rascal, a short walk towards the courthouse on
King Street



Civic Delights, located 20 metres from
NUSpace



Subway, located just past the Courthouse



Newy Burger Co, located 200 metres from
NUSpace towards the Interchange



Clarendon Hotel, located 200 metres from
NUSpace towards the Beach



Join the UNLSA

At the University of Newcastle Law Students' Association, we are an active student group committed to enhancing the law school experience for our members.

Since 1994, we have been supporting the education and promoting the interests of Newcastle law students within the University, the legal profession, and the wider community.

We produce a wide variety of experiences to cater to all interests, including social and public interest events, legal skills and advocacy competitions as well as career information functions.

All students enrolled in a Law degree at UON are encouraged to get involved with the UNLSA by becoming a member. Membership is just \$5 per academic year.

So, what are the membership perks?

- Free or discounted entry to all social and career events;
- The opportunity to play in our local, interfaculty, and intervarsity sporting teams;
- Free coffee catch-ups every fortnight of semester;
- The chance to compete in all of our competitions

How do you become a member? SIMPLE! Sign up online via QPay:
<https://unlsa.getqpay.com/>

<https://www.facebook.com/unlsa>



<https://www.instagram.com/unlsa/>



<https://www.unlsa.com/>





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