



UNSW Course Outline

AVIA2401 Aviation Law and Regulations - 2024

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General Course Information

Course Code : AVIA2401

Year : 2024

Term : Term 2

Teaching Period : T2

Is a multi-term course? : No

Faculty : Faculty of Science

Academic Unit : School of Aviation

Delivery Mode : In Person

Delivery Format : Standard

Delivery Location : Kensington

Campus : Sydney

Study Level : Undergraduate

Units of Credit : 6

Useful Links

[Handbook Class Timetable](#)

Course Details & Outcomes

Course Description

The aviation industry is a highly regulated and legislated sector. In alignment with this, an aviation professional should be conversant with, and knowledgeable of, the law as it applies to the aviation industry. However, although aviation professionals are highly trained technicians or

managers, their training does not necessarily include significant knowledge and skills development in the law and legal systems. In fact, most sections of the aviation industry there are no formal requirements for training in the law or legal systems. Of course, there is a myriad of rules and regulations in aviation that must be known but that does not equate to training in statutory interpretation or the like.

Aviation Law and Regulations focuses on providing a comprehensive overview of the regulatory structure of civil aviation in Australia and also an understanding of this structure within a legal context. Topics include the Australian legal system, contract law; employment law and administrative law; criminal law and commercial law; and airline operations. The course provides students with the opportunity to start developing the skills needed to become an aviation professional knowledgeable in both aviation and the law through case-based learning delivered by industry experts and assessments exploring current aviation and legal issues. Development of these skills, knowledge and confidence will empower students to make appropriate decisions for addressing aviation challenges in their careers, whilst accommodating the changing needs of society with consideration of aviation regulations and the law.

Course Aims

The aim of this course is to provide students with an overview of the regulatory structure of civil aviation in Australia. The course focuses on the legal system within which this regulatory system operates and the powers, responsibilities and scope of the various aviation regulatory authorities. In particular, the subject will concentrate on providing a practical insight into the legal implications associated with various aviation personnel including the pilot-in-command.

The course aims to provide students with an understanding of the law and its relationship to the aviation regulatory regime, as well as how basic legal principles and concepts apply to the aviation industry. In certain instances, selected aviation-related cases are summarised to emphasise a point or legal principle. Legislation is explained in plain English and where relevant, extracted from source documentation.

The course also places particular emphasis on considering the role and functions of Airservices Australia and the Civil Aviation Safety Authority, and considers the importance of recent developments in the increasingly important area of aviation environmental law.

Course Learning Outcomes

| Course Learning Outcomes |
|--|
| CLO1 : Describe the regulatory structure of aviation in Australia and how it operates within the legal system. |
| CLO2 : Explain the legal implications associated with various aviation personnel including the pilot-in-command. |
| CLO3 : Demonstrate an understanding of the law and its relationship to the aviation regulatory regime, legal principles and concepts, when considering various aviation industry situations. |
| CLO4 : Recall and describe the way in which the Australian legal system has been developed. |

| Course Learning Outcomes | Assessment Item |
|--|--|
| CLO1 : Describe the regulatory structure of aviation in Australia and how it operates within the legal system. | <ul style="list-style-type: none">• Legal Assignment• Mid-Term Test• Final Examination |
| CLO2 : Explain the legal implications associated with various aviation personnel including the pilot-in-command. | <ul style="list-style-type: none">• Legal Assignment• Mid-Term Test• Final Examination |
| CLO3 : Demonstrate an understanding of the law and its relationship to the aviation regulatory regime, legal principles and concepts, when considering various aviation industry situations. | <ul style="list-style-type: none">• Mid-Term Test• Final Examination |
| CLO4 : Recall and describe the way in which the Australian legal system has been developed. | <ul style="list-style-type: none">• Legal Assignment |

Learning and Teaching Technologies

Moodle - Learning Management System

Learning and Teaching in this course

Aviation Law and Regulations provides you with an overview of the regulatory structure of civil aviation in Australia. The subject focuses on the legal system within which this regulatory system operates and the powers, responsibilities and scope of the various aviation regulatory authorities. In particular, the subject will concentrate on providing a practical insight into the legal implications associated with various aviation personnel including the pilot-in-command.

This course aims to provide an academic environment in which students are actively engaged in the learning process. The course aims to be interesting, challenging and enjoyable. Activities are linked to research, scholarship and the real world, allowing students to reflect on how system

safety issues affect them and others in the aviation industry. Student diversity in terms of experiences and learning styles is valued. A supportive on-line environment is provided but there is an expectation that students will take responsibility for their own learning and also learn co-operatively with their peers.

Student assessment is designed to reflect the learning outcomes and meaningful and timely feedback will be provided on coursework.

Assessments

Assessment Structure

| Assessment Item | Weight | Relevant Dates |
|--|--------|--|
| Legal Assignment Assessment Format: Individual | 10% | Start Date: Week 1 Due Date: 23/06/2024 11:59 PM |
| Mid-Term Test Assessment Format: Individual | 40% | Start Date: 9/07/2024 during class time Due Date: 9/07/2024 during class time |
| Final Examination Assessment Format: Individual | 50% | Start Date: UNSW Exam Period Due Date: UNSW Exam Period |

Assessment Details

Legal Assignment

Assessment Overview

You are required to write and submit a 500-word individual assignment on an essay question based on the Australian legal system and aviation law. This assessment is due in Week 4 and assignment information will be released in Week 1. Marks and detailed written feedback will be provided to students in class within 10 working days of the submission deadline.

Course Learning Outcomes

- CLO1 : Describe the regulatory structure of aviation in Australia and how it operates within the legal system.
- CLO2 : Explain the legal implications associated with various aviation personnel including the pilot-in-command.
- CLO4 : Recall and describe the way in which the Australian legal system has been developed.

Detailed Assessment Description

You are required to write and submit a 500 word individual assignment on an essay question based on the Australian legal system and aviation law. This assessment is due in Week 4 and assignment information will be released in Week 1. Marks and detailed written feedback will be provided to students in class within 10 working days of the submission deadline.

Assessment Length

500 words

Submission notes

Submit online in Week 4 on Sunday 23 June

Assignment submission Turnitin type

This assignment is submitted through Turnitin and students can see Turnitin similarity reports.

Mid-Term Test

Assessment Overview

You will be required to undertake an in-person mid-semester test during class time in week 7. The test will comprise of multiple-choice questions and cover all topics taught from Week 1 to Week 6, inclusive. Marks and detailed written feedback will be provided within 10 working days after the test is complete.

Course Learning Outcomes

- CLO1 : Describe the regulatory structure of aviation in Australia and how it operates within the legal system.
- CLO2 : Explain the legal implications associated with various aviation personnel including the pilot-in-command.
- CLO3 : Demonstrate an understanding of the law and its relationship to the aviation regulatory regime, legal principles and concepts, when considering various aviation industry situations.

Detailed Assessment Description

You will be required to undertake an in-person mid-semester test during class time in week 7. The test will comprise of multiple choice questions and cover all topics taught from Week 1 to Week 6, inclusive. Marks and detailed written feedback will be provided within to 10 working days after the test is complete.

Assessment Length

N/A

Submission notes

Submit online during Week 7. Details to be provided in class.

Assignment submission Turnitin type

This is not a Turnitin assignment

Final Examination

Assessment Overview

You will be required to complete a final examination during the official UNSW examination period. All content covered throughout the entire course will be assessed and the exam will comprise of multiple-choice questions.

You will be provided with 120 minutes to complete the examination.

The purpose of the examination is to test your understanding of the underlying principles of Aviation Law and Regulation and will concentrate on assessing your grasp of legal concepts, and the application of legal principles to aviation scenarios and the aviation industry. You will be permitted to bring in and to use your prescribed text and any other reference materials.

Feedback is available through inquiry with the course convenor.

Course Learning Outcomes

- CLO1 : Describe the regulatory structure of aviation in Australia and how it operates within the legal system.
- CLO2 : Explain the legal implications associated with various aviation personnel including the pilot-in-command.
- CLO3 : Demonstrate an understanding of the law and its relationship to the aviation regulatory regime, legal principles and concepts, when considering various aviation industry situations.

Detailed Assessment Description

You will be required to complete a final examination during the official UNSW examination period. All content covered throughout the entire AVIA2401 course will be assessed and the exam will comprise of multiple-choice questions.

The purpose of the examination is to test your understanding of the underlying principles of Aviation Law and Regulation and will concentrate on assessing your grasp of legal concepts, and the application of legal principles to aviation scenarios and the aviation industry. You will be permitted to bring in and to use your prescribed text and any other reference materials.

Assessment Length

2 hours

Submission notes

UNSW Exam Period TBA

Assessment information

Please note: The final examination will be **in-person** and **invigilated**, with the actual examination being conducted through an online safe exam browser. The examination will occur during the official UNSW examination period, and you will be provided with 2 hours to complete the examination. Feedback is available through enquiry with the course convenor

Assignment submission Turnitin type

This is not a Turnitin assignment

General Assessment Information

UNSW Aviation's decision for Short Extension Policy

The School of Aviation has carefully reviewed its range of assignments and projects to determine their suitability for automatic short extensions as set out by the UNSW Short Extension Policy. After careful consideration of our course offerings and our current structure, we have determined that our current deadline structures already accommodate the possibility of unexpected circumstances that may lead students to require additional days for submission. **Consequently, the School of Aviation has decided to not adopt the Short Extension provision for all its courses and has reassured that flexibility is integrated into our assessment deadlines.** The decision is subject to revision in response to the introduction of new course offerings. Students may still apply for Special Consideration via the usual procedures.

Grading Basis

Standard

Requirements to pass course

In order to pass the course, students are required to achieve a composite mark of 50 out of 100.

Course Schedule

| Teaching Week/Module | Activity Type | Content |
|------------------------------|---------------|---------------------------------------|
| Week 1 : 27 May - 2 June | Lecture | An Introduction to the Law |
| Week 2 : 3 June - 9 June | Lecture | The Regulation of Aviation |
| Week 3 : 10 June - 16 June | Lecture | The Australian Legal System |
| Week 4 : 17 June - 23 June | Lecture | Contract Law – Part I |
| Week 5 : 24 June - 30 June | Lecture | Contract Law – Part II |
| Week 7 : 8 July - 14 July | Lecture | Negligence & others Torts |
| Week 8 : 15 July - 21 July | Lecture | Employment Law and Administrative Law |
| Week 9 : 22 July - 28 July | Lecture | Criminal & Commercial Law |
| Week 10 : 29 July - 4 August | Lecture | Airline Operations |

Attendance Requirements

Please note that lecture recordings are not available for this course. Students are strongly encouraged to attend all classes and contact the Course Authority to make alternative arrangements for classes missed.

General Schedule Information

UNSW Aviation's decision to not release Lecture Recordings:

The School of Aviation prides itself on offering education that supports students in their personalised learning journey. This involves providing opportunities for students to engage with academics and key aviation experts to identify and address learning gaps, develop core skills and knowledge, and foster an environment of collaboration and meaningful discussion with the UNSW Aviation community. To support this vision, UNSW Aviation has decided to require students to attend all synchronous lectures (in-person or online) and not release class recordings to the student cohort. If students cannot attend a class and require learning support due to unforeseen circumstances, they should contact their Course Coordinator or Program Coordinator to discuss options for support and making up for missed class time.

Course Resources

Prescribed Resources

The prescribed text, which is also a good reference text for other courses on safety management, airport operations, airline operations, security, airworthiness and aircraft accident investigation is: *Bartsch, R. Aviation Law in Australia (6th Edition)* Thomson Reuters, Sydney, 2019

Print:

<https://www.bookshop.unsw.edu.au/details.cgi?ITEMNO=9780455248233>

Digital:

<https://unswbookshop.vitalsource.com/products/aviation-law-in-australia-ron-bartsch-v9780455248240>

Recommended Resources

Internet

Of increasing importance and relevance in studying is of course the Internet. Online legal systems allow you to research source material such as legislation and judgments (both reported and unreported). Search facilities allow instant access to quality information not previously possible. CASA, Airservices (Aviation Information Centre) and ATSB all have excellent websites.

Aviation law public research site at: <http://avlawinternational.com/publicresources/>

Please ensure you fully cite any web references you use in your assignments and the date on which you referenced the material.

Online reference materials for the course is a most important aspect for any course but in particular for legal studies as the latest law sources must always be referenced. I have established an aviation law specialist website that provides up to date reference materials and links to other aviation law sites. This reference material is available at: <http://www.avlawinternational.com>

The Australian Legal Information Institute website <http://www.austlii.edu.au> is a joint UNSW and UTS law faculty database of legislation and case law and is an extremely useful research and reference site.

Additional Costs

There is no additional costs to undertake this course.

Course Evaluation and Development

The myExperience Survey aims to boost student feedback, creating a continuous improvement culture by identifying, responding to, and acting on student feedback.

The course survey will open towards the end of Term. Students are encouraged to participate in the survey via Moodle, myUNSW, or through the direct myExperience link.

Please provide constructive feedback and focus on your learning experience in relation to the course material. While the survey is confidential, it is not anonymous. Comments that breach the Student Code of Conduct, that are hurtful, racist, sexist or ill natured, may lead to disciplinary action.

Staff Details

| Position | Name | Email | Location | Phone | Availability | Equitable Learning Services Contact | Primary Contact |
|----------|-----------------|-------|-------------------|-------|---|-------------------------------------|-----------------|
| Convenor | Ronald Bart sch | | Kensington campus | | By arrangement or 1 hour before the lecture | No | Yes |

Other Useful Information

Academic Information

Upon your enrolment at UNSW, you share responsibility with us for maintaining a safe, harmonious and tolerant University environment.

You are required to:

- Comply with the University's conditions of enrolment.
- Act responsibly, ethically, safely and with integrity.
- Observe standards of equity and respect in dealing with every member of the UNSW community.
- Engage in lawful behaviour.
- Use and care for University resources in a responsible and appropriate manner.
- Maintain the University's reputation and good standing.

For more information, visit the [UNSW Student Code of Conduct Website](#).

Academic Honesty and Plagiarism

Referencing is a way of acknowledging the sources of information that you use to research your assignments. You need to provide a reference whenever you draw on someone else's words, ideas or research. Not referencing other people's work can constitute plagiarism.

Further information about referencing styles can be located at <https://student.unsw.edu.au/referencing>

Academic integrity is fundamental to success at university. Academic integrity can be defined as a commitment to six fundamental values in academic pursuits: honesty, trust, fairness, respect, responsibility and courage. At UNSW, this means that your work must be your own, and others' ideas should be appropriately acknowledged. If you don't follow these rules, plagiarism may be detected in your work.

Further information about academic integrity, plagiarism and the use of AI in assessments can

be located at:

- The [Current Students site](#),
- The [ELISE training site](#), and
- The [Use of AI for assessments](#) site.

The Student Conduct and Integrity Unit provides further resources to assist you to understand your conduct obligations as a student: <https://student.unsw.edu.au/conduct>

Submission of Assessment Tasks

Penalty for Late Submissions

UNSW has a standard late submission penalty of:

- 5% per day,
- for all assessments where a penalty applies,
- capped at five days (120 hours) from the assessment deadline, after which a student cannot submit an assessment, and
- no permitted variation.

Any variations to the above will be explicitly stated in the Course Outline for a given course or assessment task.

Students are expected to manage their time to meet deadlines and to request extensions as early as possible before the deadline.

Special Consideration

If circumstances prevent you from attending/completing an assessment task, you must officially apply for special consideration, usually within 3 days of the sitting date/due date. You can apply by logging onto myUNSW and following the link in the My Student Profile Tab. Medical documentation or other documentation explaining your absence must be submitted with your application. Once your application has been assessed, you will be contacted via your student email address to be advised of the official outcome and any actions that need to be taken from there. For more information about special consideration, please visit: <https://student.unsw.edu.au/special-consideration>

Important note: UNSW has a “fit to sit/submit” rule, which means that if you sit an exam or submit a piece of assessment, you are declaring yourself fit to do so and cannot later apply for Special Consideration. This is to ensure that if you feel unwell or are faced with significant circumstances beyond your control that affect your ability to study, you do not sit an examination

or submit an assessment that does not reflect your best performance. Instead, you should apply for Special Consideration as soon as you realise you are not well enough or are otherwise unable to sit or submit an assessment.

Faculty-specific Information

Additional support for students

- [The Current Students Gateway](#)
- [Student Support](#)
- [Academic Skills and Support](#)
- [Student Wellbeing, Health and Safety](#)
- [Equitable Learning Services](#)
- [UNSW IT Service Centre](#)
- Science EDI Student [Initiatives](#), [Offerings](#) and [Guidelines](#)

School Contact Information

Email:

aviation@unsw.edu.au

Telephone:

Undergraduate Courses - +61 2 9385 5756 (Katie Wang)

Postgraduate Courses - +61 2 9385 5787 (Michelle Lee)