



## UNSW Course Outline

# JURD7613 Indigenous Peoples in International Law - 2024

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## General Course Information

**Course Code :** JURD7613

**Year :** 2024

**Term :** Term 2

**Teaching Period :** T2

**Is a multi-term course? :** No

**Faculty :** Faculty of Law and Justice

**Academic Unit :** School of Global and Public Law

**Delivery Mode :** Online

**Delivery Format :** Standard

**Delivery Location :** Kensington

**Campus :** Sydney

**Study Level :** Postgraduate

**Units of Credit :** 6

### Useful Links

[Handbook Class Timetable](#)

## Course Details & Outcomes

### Course Description

The past three decades have seen the world's more than 300 million indigenous people make significant advances in international law with the recognition of Indigenous rights through current and newly established mechanisms that advance the development of norms relating to

Indigenous rights. This course synthesises the contemporary international law pertaining to in particular the United Nations Declaration on the Rights of Indigenous Peoples.

This course is also available to students undertaking relevant postgraduate non-law degree programs at UNSW, provided such enrolment is approved by the appropriate non-law Faculty.

### Main Topics

- Who are ips? What is the right to self determination?
- United Nations Working Group on Indigenous Populations
- United Nations Draft Declaration on the Rights of Indigenous Peoples
- United Nations Special Rapporteur on the situation of human rights and fundamental freedoms of indigenous peoples
- United Nations Permanent Forum on Indigenous Issues
- World Bank, IMF, MNCs and economic development
- WTO: TRIPS, GASCM and FTAs
- Indigenous Knowledge: WIPO, CBD, Climate change
- ILO
- OAS

### Course Aims

The aim of the course is to consider the history of Indigenous engagement in the United Nations system and examine normative developments in international law relating to Indigenous Peoples rights.

# Course Learning Outcomes

Course Learning Outcomes
CLO1 : Engage in complex theoretical discussions regarding the wider political and economic culture of law making and examine the different approaches that inform Indigenous law and its policy (PLOs 1, 5, 6, 9 & 10)
CLO2 : Demonstrate effective written and oral communication skills by articulating a familiarity with Indigenous peoples issues in international law including an appreciation of the international human rights for Indigenous law and policy in Australia by way of a seminar presentation and accompanying essay (PLOs 6, 9 & 10)
CLO3 : Engage in self-led investigation and critical analysis of international law in relation to Indigenous peoples utilising professional and legal text to evaluate current policy and debate through an extended research essay (PLOs 1, 5, 6, 9 & 12)

Course Learning Outcomes	Assessment Item
CLO1 : Engage in complex theoretical discussions regarding the wider political and economic culture of law making and examine the different approaches that inform Indigenous law and its policy (PLOs 1, 5, 6, 9 & 10)	<ul style="list-style-type: none"><li>• Class Participation</li><li>• Rapid reactions</li><li>• Essay plan</li><li>• Research Essay</li></ul>
CLO2 : Demonstrate effective written and oral communication skills by articulating a familiarity with Indigenous peoples issues in international law including an appreciation of the international human rights for Indigenous law and policy in Australia by way of a seminar presentation and accompanying essay (PLOs 6, 9 & 10)	<ul style="list-style-type: none"><li>• Class Participation</li><li>• Rapid reactions</li><li>• Essay plan</li><li>• Research Essay</li></ul>
CLO3 : Engage in self-led investigation and critical analysis of international law in relation to Indigenous peoples utilising professional and legal text to evaluate current policy and debate through an extended research essay (PLOs 1, 5, 6, 9 & 12)	<ul style="list-style-type: none"><li>• Rapid reactions</li><li>• Essay plan</li><li>• Research Essay</li></ul>

## Learning and Teaching Technologies

Moodle - Learning Management System

# Assessments

## Assessment Structure

Assessment Item	Weight	Relevant Dates
Class Participation Assessment Format: Individual	20%	
Rapid reactions Assessment Format: Individual	10%	
Essay plan Assessment Format: Individual	10%	
Research Essay Assessment Format: Individual	60%	

## Assessment Details

### Class Participation

#### Assessment Overview

This assessment requires you to prepare for and actively engage in class-based and online activities.

#### Course Learning Outcomes

- CLO1 : Engage in complex theoretical discussions regarding the wider political and economic culture of law making and examine the different approaches that inform Indigenous law and its policy (PLOs 1, 5, 6, 9 & 10)
- CLO2 : Demonstrate effective written and oral communication skills by articulating a familiarity with Indigenous peoples issues in international law including an appreciation of the international human rights for Indigenous law and policy in Australia by way of a seminar presentation and accompanying essay (PLOs 6, 9 & 10)

### Rapid reactions

#### Assessment Overview

This assessment requires a rapid reaction oral presentation to required reading.

#### Course Learning Outcomes

- CLO1 : Engage in complex theoretical discussions regarding the wider political and economic culture of law making and examine the different approaches that inform Indigenous law and its policy (PLOs 1, 5, 6, 9 & 10)
- CLO2 : Demonstrate effective written and oral communication skills by articulating a familiarity with Indigenous peoples issues in international law including an appreciation of the international human rights for Indigenous law and policy in Australia by way of a seminar presentation and accompanying essay (PLOs 6, 9 & 10)

- CLO3 : Engage in self-led investigation and critical analysis of international law in relation to Indigenous peoples utilising professional and legal text to evaluate current policy and debate through an extended research essay (PLOs 1, 5, 6, 9 & 12)

## Essay plan

### Assessment Overview

This assessment requires you to write a plan for an essay.

### Course Learning Outcomes

- CLO1 : Engage in complex theoretical discussions regarding the wider political and economic culture of law making and examine the different approaches that inform Indigenous law and its policy (PLOs 1, 5, 6, 9 & 10)
- CLO2 : Demonstrate effective written and oral communication skills by articulating a familiarity with Indigenous peoples issues in international law including an appreciation of the international human rights for Indigenous law and policy in Australia by way of a seminar presentation and accompanying essay (PLOs 6, 9 & 10)
- CLO3 : Engage in self-led investigation and critical analysis of international law in relation to Indigenous peoples utilising professional and legal text to evaluate current policy and debate through an extended research essay (PLOs 1, 5, 6, 9 & 12)

## Research Essay

### Assessment Overview

This assessment requires you to write a research essay.

### Course Learning Outcomes

- CLO1 : Engage in complex theoretical discussions regarding the wider political and economic culture of law making and examine the different approaches that inform Indigenous law and its policy (PLOs 1, 5, 6, 9 & 10)
- CLO2 : Demonstrate effective written and oral communication skills by articulating a familiarity with Indigenous peoples issues in international law including an appreciation of the international human rights for Indigenous law and policy in Australia by way of a seminar presentation and accompanying essay (PLOs 6, 9 & 10)
- CLO3 : Engage in self-led investigation and critical analysis of international law in relation to Indigenous peoples utilising professional and legal text to evaluate current policy and debate through an extended research essay (PLOs 1, 5, 6, 9 & 12)

## General Assessment Information

### Grading Basis

Standard

# Course Schedule

## Attendance Requirements

Please see information about attendance requirements in **Law & Justice Assessment Procedure and Student Information** located in the Other Useful Information tab in the Academic Information field.

Please be advised there will be no classes on public holidays. If your class falls on a public holiday, alternative arrangements will be made by the course convenor to make up the missed class.

## Staff Details

Position	Name	Email	Location	Phone	Availability	Equitable Learning Services Contact	Primary Contact
	Megan Davis					Yes	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](#).

### UNSW Law & Justice Assessment Policy

It is essential that all students undertaking this course read and abide by the [UNSW Law & Justice Assessment Policy & Student Information](#). This document includes information on Class

Attendance, Late Work, Word Limits, Marking, Special Consideration, Workload, and Academic Misconduct & Plagiarism. More information can also be found at [Assessment & Exam Information](#).

Information regarding Course Outlines are subject to change and students are advised to check updates. If there is a discrepancy between the information posted here and the handbook or the UNSW Law & Justice website, please contact [Student Services via The Nucleus Hub](#) for advice. UNSW Law & Justice reserves the right to discontinue or vary such courses or staff allocations at any time. If your course is not here, please visit [Handbook](#) for information.

## Academic Honesty and Plagiarism

As a student at UNSW you are expected to display [academic integrity](#) in your work and interactions. Where a student breaches the [UNSW Student Code](#) with respect to academic integrity, the University may take disciplinary action under the Student Misconduct Procedure. To assure academic integrity, you may be required to demonstrate reasoning, research and the process of constructing work submitted for assessment.

To assist you in understanding what academic integrity means, and how to ensure that you do comply with the UNSW Student Code, it is strongly recommended that you complete the [Working with Academic Integrity](#) module before submitting your first assessment task. It is a free, online self-paced Moodle module that should take about one hour to complete.

## Submission of Assessment Tasks

Before submitting assessment items all students must read and abide by the [UNSW Law & Justice Assessment Policy & Student Information](#).

## Special consideration

Special consideration is primarily intended to provide you with an extra opportunity to demonstrate the level of performance of which you are capable. To apply, and for further information, see Special Consideration on the UNSW [Current Students](#) page.

## Feedback

UNSW Law & Justice appreciates the need for students to have feedback on their progress prior to the last date for withdrawal without failure. All courses will therefore provide feedback to

students prior to this date, as well as throughout the course. However, students should note that feedback does not take the form only of formal grades and written comments on written assessments. Rather, formative feedback, which helps students to self-assess, to identify misunderstandings, and to identify areas requiring further work, will occur during class and possibly online. For example, where a teacher asks the class a question, all students should think about how they might answer. Even though not all students will necessarily be able to respond orally, everyone can reflect on their tentative answer in light of the teacher's response and subsequent class discussion. If you are struggling to understand what is being asked in class, or if your tentative answers prove incorrect and subsequent discussion does not clear things up, then you should continue to ask questions (of yourself, your peers or your teacher). Similarly, you can get a sense of your ability in a course through peer feedback during group work, your teacher's responses to your in-class contributions, and your own response to in-class problems and examples (whether or not you are called on to relay your answer to the class) and also your online activities and responses by others to those activities. Students enrolled in this course may check their Moodle course page for details on the specific feedback used in this course.

## Faculty-specific Information

### Additional support for students

- Student support: <https://www.student.unsw.edu.au/support>
- Academic Skills and Support: <https://student.unsw.edu.au/academic-skills>
- Student Wellbeing, Health and Safety: <https://student.unsw.edu.au/wellbeing>
- Equitable Learning Services: <https://student.unsw.edu.au/els>
- UNSW IT Service Centre: <https://www.myit.unsw.edu.au>

### Course improvement

Student feedback is very important to continual course improvement. This is demonstrated within the Faculty of Law & Justice by the implementation of the UNSW online student survey myExperience, which allows students to evaluate their learning experiences in an anonymous way. myExperience survey reports are produced from each survey. They are released to staff after all student assessment results are finalised and released to students. Course convenors will use the feedback to make ongoing improvements to the course. Students enrolled in this course may check their Moodle course page for details on the actions taken in response to evaluation feedback in Student Survey.

## School Contact Information

Please contact [Nucleus Student Hub](#) for all enquiries. The Nucleus acts as a central communications hub for UNSW and will distribute your enquiry to the best person to respond.