PLAN2005 Planning Law & Administration - 2024

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General Course Information

Course Code : PLAN2005
Year : 2024
Term : Term 1
Teaching Period : T1
Is a multi-term course? : No
Faculty : Faculty of Arts, Design and Architecture
Academic Unit : School of Built Environment
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

PLAN2005 Planning Law and Administration introduces you to the legal system and environmental planning law with particular reference to the Australian experience. The course covers three main topic areas: planning law, planning administration and land/real property.

In *Planning Law and Administration* you will explore the historical and social foundations of our legal system, and will learn about the administrative context within which planning operates as a function of government. The property dimension covers fundamental issues of property rights and property law, as well as engagement with Indigenous land rights and native title.

Course Learning Outcomes

Course Learning Outcomes
CLO1 : Recognise the significance of law and the legal system as a defining framework or boundary to planning activity.
CLO3 : Discuss and explain the administrative context within which planning operates as a function of government.
CLO4 : Evaluate common law and statutory laws which aim to protect the environment.
CLO5 : Distinguish the various roles and responsibilities of the Land and Environment Court, and various planning panels bodies, in environmental planning law.
CLO6 : Critically engage with principles of Indigenous land rights and native title in relation to statutory planning frameworks.

Course Learning Outcomes	Assessment Item
CLO1 : Recognise the significance of law and the legal system as a defining framework or boundary to planning activity.	• In-class tests • Case note • Planning Law Major Assignment
CLO3 : Discuss and explain the administrative context within which planning operates as a function of government.	• Case note • Planning Law Major Assignment
CLO4 : Evaluate common law and statutory laws which aim to protect the environment.	• Case note • Planning Law Major Assignment
CLO5 : Distinguish the various roles and responsibilities of the Land and Environment Court, and various planning panels bodies, in environmental planning law.	• In-class tests • Case note
CLO6 : Critically engage with principles of Indigenous land rights and native title in relation to statutory planning frameworks.	• In-class tests

Learning and Teaching Technologies

Moodle - Learning Management System | Echo 360

Assessments

Assessment Structure

Assessment Item	Weight	Relevant Dates
In-class tests Assessment Format: Individual	40%	Due Date: Week 4: 04 March - 10 March, Week 10: 15 April - 21 April
Case note Assessment Format: Group	20%	
Planning Law Major Assignment Assessment Format: Individual	40%	

Assessment Details

In-class tests

Assessment Overview

This assessment consists of two in-class tests conducted throughout the term, involving a mix of multiple choice and short answer questions.

You will receive written feedback on your results.

Course Learning Outcomes

- CLO1 : Recognise the significance of law and the legal system as a defining framework or boundary to planning activity.
- CLO5 : Distinguish the various roles and responsibilities of the Land and Environment Court, and various planning panels bodies, in environmental planning law.
- CLO6 : Critically engage with principles of Indigenous land rights and native title in relation to statutory planning frameworks.

Assignment submission Turnitin type

This is not a Turnitin assignment

Case note

Assessment Overview

This group assessment consists of a *Case Note,* explaining a recent NSW planning case or dispute, to be presented in class.

You will receive written feedback on your work.

Course Learning Outcomes

- CLO1 : Recognise the significance of law and the legal system as a defining framework or

boundary to planning activity.

- CLO3 : Discuss and explain the administrative context within which planning operates as a function of government.
- CLO4 : Evaluate common law and statutory laws which aim to protect the environment.
- CLO5 : Distinguish the various roles and responsibilities of the Land and Environment Court, and various planning panels bodies, in environmental planning law.

Planning Law Major Assignment

Assessment Overview

The major assignment for Planning Law and Administration consists of an 1800-2000 word essay. You will choose one of several questions relating to topics covered in the course, including Statutory Law, Administrative Law and Planning, Property and Land Tenure, Environmental Law, EP&A Act and the Planning System Reform.

You will receive written feedback on your work.

Course Learning Outcomes

- CLO1 : Recognise the significance of law and the legal system as a defining framework or boundary to planning activity.
- CLO3 : Discuss and explain the administrative context within which planning operates as a function of government.
- CLO4 : Evaluate common law and statutory laws which aim to protect the environment.

Assignment submission Turnitin type

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

General Assessment Information

Grading Basis

Standard

Course Schedule

Teaching Week/Module	Activity Type	Content
Week 1 : 12 February - 18 February	Lecture	Introduction to Planning Law and Administration
	Tutorial	
Week 2 : 19 February - 25 February	Lecture	The subject matter and sources of planning and environmental law
	Tutorial	
Week 3 : 26 February - 3 March	Lecture	Indigenous rights in planning and land law
	Tutorial	
Week 4 : 4 March - 10 March	Lecture	Key institutions and legislation in planning law
	Assessment	In-class test
Week 5 : 11 March - 17 March	Lecture	The Land and Environment Court
	Tutorial	
Week 6 : 18 March - 24 March	Other	Flex week - no classes
Week 7 : 25 March - 31 March	Lecture	Key institutions and legislation in planning (cont.)
	Tutorial	Group presentations - first week
Week 8 : 1 April - 7 April	Lecture	Property rights and planning
	Tutorial	Group presentations - second week
Week 9 : 8 April - 14 April	Lecture	The federal regulatory landscape
	Tutorial	Group presentations - third week
Week 10 : 15 April - 21 April	Lecture	Wrap up
	Assessment	In class test

Attendance Requirements

You are expected to be regular and punctual in attendance at all classes for the School of Built Environment courses in which you are enrolled. If and where individual courses have specific attendance requirements, these will be stated in the course outline.

If you do not attend, engage, or participate in scheduled class activities, including lectures, tutorials, studios, labs, etc, you run the risk of failing a course.

If illness or unexpected and beyond your control circumstances prevent you from completing a task on time, or substantially disturb your assessment performance, you should apply for Special Consideration, as soon as practicable, accompanied by appropriate documentation.

No special consideration will be provided if you miss out on essential course information and materials, or if you miss assessment tasks and deadlines due to unexplained absences or an unapproved lack of attendance.

You may be advised by the Course Convenor to withdraw from the course if significant learning activities are missed.

Course Resources

Prescribed Resources

There is a weekly reading assigned for this course - access will be provided via Leganto. Content from the weekly readings will be assessable in the two in-class tests.

Course Evaluation and Development

We encourage and support students to maintain regular contact with the course convenor to provide informal feedback throughout the course. For specific issues or detailed feedback, please arrange a meeting with the course convenor via email.

In this course there is an option for students to provide anonymous feedback via the course's Moodle page, which is directly sent to the convenor. As a final step, students are invited to share their insights and experiences by completing the MyExperience survey. The feedback gathered each year is integral to the continuous enhancement and development of the course.

Staff Details

Position	Name	Email	Location	Phone	Availability	Equitable Learning Services Contact	Primary Contact
	Laura Cromme lin					No	Yes

Other Useful Information

Academic Information

Due to evolving advice by NSW Health, students must check for updated information regarding online learning for all Arts, Design and Architecture courses this term (via Moodle or course information provided).

Please see: https://www.unsw.edu.au/arts-design-architecture/student-life/resources-support/protocols-guidelines for essential student information relating to:

- UNSW and Faculty policies and procedures;
- Student Support Services;
- Dean's List;
- review of results;
- credit transfer;

- cross-institutional study and exchange;
- examination information;
- enrolment information;
- Special Consideration in the event of illness or misadventure;
- student equity and disability;

And other essential academic information.

Academic Honesty and Plagarism

Plagiarism is using the words or ideas of others and presenting them as your own. It can take many forms, from deliberate cheating to accidentally copying from a source without acknowledgement.

UNSW groups plagiarism into the following categories:

- Copying: Using the same or very similar words to the original text or idea without acknowledging the source or using quotation marks. This includes copying materials, ideas or concepts from a book, article, report or other written document, presentation, composition, artwork, design, drawing, circuitry, computer program or software, website, internet, other electronic resource, or another person's assignment without appropriate acknowledgement.
- Inappropriate paraphrasing: Changing a few words and phrases while mostly retaining the original information, structure and/or progression of ideas of the original without acknowledgement. This also applies in presentations where someone paraphrases another's ideas or words without credit and to piecing together quotes and paraphrases into a new whole, without appropriate referencing.
- Collusion: Working with others but passing off the work as a person's individual work. Collusion also includes providing your work to another student for the purpose of them plagiarising, paying another person to perform an academic task, stealing or acquiring another person's academic work and copying it, offering to complete another person's work or seeking payment for completing academic work.
- Inappropriate citation: Citing sources which have not been read, without acknowledging the "secondary" source from which knowledge of them has been obtained.
- Duplication ("self-plagiarism"): Submitting your own work, in whole or in part, where it has previously been prepared or submitted for another assessment or course at UNSW or another university.

The UNSW Academic Skills support offers resources and individual consultations. Students are also reminded that careful time management is an important part of study. One of the identified causes of plagiarism is poor time management. Students should allow sufficient time for research, drafting and proper referencing of sources in preparing all assessment items. UNSW Library has the ELISE tool available to assist you with your study at UNSW. ELISE is designed to introduce new students to studying at UNSW, but it can also be a great refresher during your

study.

Completing the ELISE tutorial and quiz will enable you to:

- analyse topics, plan responses and organise research for academic writing and other assessment tasks
- effectively and efficiently find appropriate information sources and evaluate relevance to your needs
- use and manage information effectively to accomplish a specific purpose
- better manage your time
- understand your rights and responsibilities as a student at UNSW
- be aware of plagiarism, copyright, UNSW Student Code of Conduct and Acceptable Use of UNSW ICT Resources Policy
- be aware of the standards of behaviour expected of everyone in the UNSW community
- locate services and information about UNSW and UNSW Library

Use of AI for assessments

As AI applications continue to develop, and technology rapidly progresses around us, we remain committed to our values around academic integrity at UNSW. Where the use of AI tools, such as ChatGPT, has been permitted by your course convener, they must be properly credited and your submissions must be substantially your own work.

In cases where the use of AI has been prohibited, please respect this and be aware that where unauthorised use is detected, penalties will apply.

[Use of AI for assessments | UNSW Current Students](#)

Submission of Assessment Tasks

Turnitin Submission

If you encounter a problem when attempting to submit your assignment through Turnitin, please telephone External Support on 9385 3331 or email them on externalteltsupport@unsw.edu.au

Support hours are 8:00am – 10:00pm on weekdays and 9:00am – 5:00pm on weekends (365 days a year). If you are unable to submit your assignment due to a fault with Turnitin, you may apply for an extension, but you must retain your ticket number from External Support (along with any other relevant documents) to include as evidence to support your extension application. If you email External Support, you will automatically receive a ticket number, but if you telephone, you will need to specifically ask for one. Turnitin also provides updates on their system status on

Twitter.

Generally, assessment tasks must be submitted electronically via either Turnitin or a Moodle assignment. In instances where this is not possible, alternative submission details will be stated on your course's Moodle site. For information on how to submit assignments online via Moodle: https://student.unsw.edu.au/how-submit-assignment-moodle

Late Submission Penalty

UNSW has a standard late submission penalty of:

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

Students are expected to manage their time to meet deadlines and to request Special Consideration as early as possible before the deadline. Support with Time Management is available here.

School Contact Information

beadmin@unsw.edu.au