UNSW Course Outline

JURD7399 Funds Management, Superannuation and Insurance - 2024

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General Course Information

Course Code : JURD7399
Year : 2024
Term : Term 3
Teaching Period : T3
Is a multi-term course? : No
Faculty : Faculty of Law and Justice
Academic Unit : School of Private and Commercial Law
Delivery Mode : In Person
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 course focuses on providing a comprehensive and practical examination of the regulatory

framework governing the Managed Investment, Superannuation and Insurance industries and related compliance issues. The course is presented in such a way as to develop an understanding of the interrelationship between these industries. The course is designed both for those who unfamiliar with, and those with practical knowledge of the financial services sector and of the regulatory framework governing this industry. The course will address topical issues faced by industry participants, including the increasing convergence of these industries.

Main Topics

The course deals with the operation the regulatory framework for financial services in the following specific areas:

- Managed investment schemes
- Regulatory framework for superannuation
- Compliance in financial services
- Legal framework for insurance

Secondly, the course deals more generally with the operation of the overall regulatory framework for financial services. The course develops knowledge about the practical operation of regulation by:

- Focusing on topical and practical issues
- Considering the increasing convergence of regulation in this area of law
- Reviewing the operation of the Financial Services Reform Act.

Course Aims

The course aims to promote understanding of the practical implications of the principles animating the regulation of the financial products in Australia through examination of both specific rules and the regulatory regimes in which those rules are found. The course also aims to promote the development of more sophisticated research, analytical and writing skills in a practical legal environment.

Course Learning Outcomes

Course Learning Outcomes
CLO1 : Familiarity with the regulatory regimes applied to managed investment schemes, insurance contracts and superannuation funds, and the institutions responsible for them
CLO2 : Awareness of some of the current regulatory issues animating the financial services industry
CLO3 : Developed or enhanced their ability to identify and analyse legal issues in order to propose solutions to them
CLO4 : An ability to evaluate and criticize legal rules and regulatory regimes
CLO5 : Developed the capacity to research practical issues and find solutions

Course Learning Outcomes	Assessment Item
CLO1 : Familiarity with the regulatory regimes applied to managed investment schemes, insurance contracts and superannuation funds, and the institutions responsible for them	• Research Essay • Final Exam • Class Participation
CLO2 : Awareness of some of the current regulatory issues animating the financial services industry	• Research Essay • Final Exam • Class Participation
CLO3 : Developed or enhanced their ability to identify and analyse legal issues in order to propose solutions to them	• Research Essay • Final Exam • Class Participation
CLO4 : An ability to evaluate and criticize legal rules and regulatory regimes	• Research Essay • Final Exam • Class Participation
CLO5 : Developed the capacity to research practical issues and find solutions	• Research Essay • Final Exam

Learning and Teaching Technologies

Moodle - Learning Management System

Assessments

Assessment Structure

Assessment Item	Weight	Relevant Dates
Research Essay Short Extension: Yes (5 days)	30%	Start Date: 11/09/2024 09:00 AM Due Date: 16/10/2024 05:00 PM
Final Exam Short Extension: Yes (5 days)	60%	Start Date: 30/09/2024 12:00 AM Due Date: 06/11/2024 12:00 PM
Class Participation	10%	Start Date: Not Applicable Due Date: Not Applicable

Assessment Details
Research Essay

Assessment Overview

Research essay based around a specific case.

Feedback includes formative feedback, peer feedback in class, online and the use of a rubric.

Course Learning Outcomes

- CLO1 : Familiarity with the regulatory regimes applied to managed investment schemes, insurance contracts and superannuation funds, and the institutions responsible for them
- CLO2 : Awareness of some of the current regulatory issues animating the financial services industry
- CLO3 : Developed or enhanced their ability to identify and analyse legal issues in order to propose solutions to them
- CLO4 : An ability to evaluate and criticize legal rules and regulatory regimes
- CLO5 : Developed the capacity to research practical issues and find solutions

Assessment Length

1200

Assignment submission Turnitin type

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

Generative AI Permission Level

Generative AI Software-based Assessments

This assessment is designed for you to use generative AI as part of the assessed learning

outcomes. Please refer to the assessment instructions for more details.

For more information on Generative AI and permitted use please see here.

Students may use generative AI, as well as translation and research tools, to research and write their Research Essay Plan and Literature Review. They are responsible for any errors in what they submit and will score poor marks if their submission contains errors or material that is not relevant to the course, whether or not those shortcomings are the result of using AI or not.

Final Exam

Assessment Overview

Take-home exam with problem question(s) and short research component.

Course Learning Outcomes

- CLO1 : Familiarity with the regulatory regimes applied to managed investment schemes, insurance contracts and superannuation funds, and the institutions responsible for them
- CLO2 : Awareness of some of the current regulatory issues animating the financial services industry
- CLO3 : Developed or enhanced their ability to identify and analyse legal issues in order to propose solutions to them
- CLO4 : An ability to evaluate and criticize legal rules and regulatory regimes
- CLO5 : Developed the capacity to research practical issues and find solutions

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Students may use generative AI, as well as translation and research tools, to research and write their Research Essay and answer the problem question. They are responsible for any errors in what they submit and will score poor marks if their submission contains errors or material that is not relevant to the course, whether or not those shortcomings are the result of using AI or not.

Class Participation

Assessment Overview

Assessed by the course convenor based on the degree of engagement in open class discussions, responses to questions and engagement in in-class group exercises.

Course Learning Outcomes

- CLO1 : Familiarity with the regulatory regimes applied to managed investment schemes, insurance contracts and superannuation funds, and the institutions responsible for them
- CLO2 : Awareness of some of the current regulatory issues animating the financial services industry
- CLO3 : Developed or enhanced their ability to identify and analyse legal issues in order to propose solutions to them
- CLO4 : An ability to evaluate and criticize legal rules and regulatory regimes

Assignment submission Turnitin type

Not Applicable

Generative AI Permission Level

Not Applicable

Generative AI is not considered to be of assistance to you in completing this assessment. If you do use generative AI in completing this assessment, you should attribute its use.

For more information on Generative AI and permitted use please see here.

General Assessment Information

For further information on generative AI use in the Faculty of Law & Justice, please review the section titled 'Academic Honesty and Plagiarism' under the 'Other Useful Information' tab.

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.

Course Resources

Prescribed Resources

There is no textbook for this course. Course materials are to be found in Moodle. Students are encouraged to conduct research outside the course materials for the various assessment tasks in the course.

Staff Details

Position	Name	Email	Location	Phone	Availability	Equitable Learning Services Contact	Primary Contact
Convenor	Scott Donald					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 Plagarism

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.

Generative AI

Using generative AI to conduct research or to organise your argument is not prohibited but is not encouraged. We note that the output from generative AI tools is often incorrect and almost always more superficial than is required to achieve a passing grade. Moreover, any substantive errors in the assessment, such as inappropriate references or incorrect statements, will be regarded negatively by the marker, just as they would if not generated by AI. You should limit your use of AI to simple editorial assistance, such as standard editing and referencing functions in word processing software in the creation of your submission. You must not use any functions that generate or paraphrase passages of text, whether based on your own work or not. If your marker or Turnitin identify the wrongful use of generative AI in the text of your assessment submission, including the use of paraphrasing software, your assessment may be referred to the Student Integrity team for investigation. Please go to the link for further information about referencing and acknowledging the use of artificial intelligence tools.

Prohibition on use of translation apps

With limited exceptions for language study, the course of study and assessment in Australian universities must be in English (Higher Education Standard Framework (Threshold Standards)

2021 1.5 6(c)).

In Law & Justice many classes have assessable class participation. This must be in English. **Use of a translation device to assist with contributions to class discussion is not allowed.** Marks for class participation may be reduced where use of translation devices is detected. Similar prohibitions apply to use of any other generative text app that is not specifically permitted by the class teacher. However, use of translation software to assist a student to understand material outside of class, or to assist with preparation for assessment is generally permitted.

Further considerations apply to LLB and JD students. International lawyers who seek to be admitted in NSW must satisfy an English proficiency test. That test is expressed as equivalent to IELTS scores of 7.0 -8.0 across the tests. It is assumed that UNSW graduates are at or above those levels of English proficiency. Use of translation apps can impede the attainment of that level of proficiency. Students should avoid behaviours that put them at risk of breach of legal requirements which can have significant consequences, including potential consequences for your admission as a lawyer.

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.