UNSW Course Outline

JURD7344 Electronic Commerce Law - 2024

Published on the 28 Jan 2024

General Course Information

Course Code : JURD7344
Year : 2024
Term : Term 1
Teaching Period : T1B
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

<u>Useful Links</u>

<u>Handbook</u> <u>Class Timetable</u>

Course Details & Outcomes

Course Description

This course examines how and to what extent law (and other sources of regulation) controls the mechanisms which facilitate electronic commerce. The course considers the regulation of electronic commerce from the point of view of a relatively broad range of legal topic areas, from

concepts of private international law in the assumption of jurisdiction over online transactions, to the regulatory and contractual framework for electronic commerce, to issues such as domain name regulation, online consumer protection, payment systems, e-security and cybercrime.

Main Topics

- Electronic Commerce regulatory structure and sources of law
- Jurisdictional issues
- Online contract formation 1
- Online dispute resolution
- Online business conduct - Codes of conduct and regulations
- Cyber-crime
- Online payment systems and transactions
- Security and the determination of liability for unauthorised access and transactions

Course Aims

The aims of the course are to introduce students to and facilitate examination of the laws relating to electronic commerce and the impact of technology in facilitating electronic transactions. It aims to consider and evaluate the value of self regulatory and co-regulatory models in regulating electronic commerce; examine the emergence and role of international standards; and the jurisdictional issues that arise in this area.

Course Learning Outcomes

Course Learning Outcomes
CLO1 : Identify, examine and engage in complex critical analysis of the regulation of electronic commerce (PLO 1)
CLO2 : Demonstrate high level skills of oral communication and collaboration by discussing and debating course concepts onelectronic commerce law in a scholarly, reflective and respective manner (PLOs 1, 6, 9, 10)
CLO3 : Produce a briefing note that demonstrates critical analysis of one area of electronic commerce law and practice(PLOs 1, 5, 6, 9, 12)
CLO4 : Engage in advanced critical analysis of key themes, emerging trends and practical problems in electronic commercelaw through the completion of an extended research essay (PLOs 1, 5, 6, 9, 12)

Course Learning Outcomes	Assessment Item
CLO1 : Identify, examine and engage in complex critical analysis of the regulation of electronic commerce (PLO 1)	• Class Participation
CLO2 : Demonstrate high level skills of oral communication and collaboration by discussing and debating course concepts onelectronic commerce law in a scholarly, reflective and respective manner (PLOs 1, 6, 9, 10)	• Class Participation
CLO3 : Produce a briefing note that demonstrates critical analysis of one area of electronic commerce law and practice(PLOs 1, 5, 6, 9, 12)	• Briefing Note
CLO4 : Engage in advanced critical analysis of key themes, emerging trends and practical problems in electronic commercelaw through the completion of an extended research essay (PLOs 1, 5, 6, 9, 12)	• Research Essay

Learning and Teaching Technologies

Moodle - Learning Management System

Assessments

Assessment Structure

Assessment Item	Weight	Relevant Dates
Briefing Note Assessment Format: Individual	20%	
Research Essay Assessment Format: Individual	60%	Due Date: 09/05/2024 06:00 PM
Class Participation Assessment Format: Individual	20%	

Assessment Details

Briefing Note

Assessment Overview

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

Course Learning Outcomes

- CLO3 : Produce a briefing note that demonstrates critical analysis of one area of electronic commerce law and practice(PLOs 1, 5, 6, 9, 12)

Detailed Assessment Description

The Case Study scenario for the Briefing Note will be released on Friday 22 March 2024.

The Briefing Note need not be in formal essay format, and can include lists, tables and bullet points setting out key issues and responses.

The due date for the Briefing Note is 6.00p.m. Sunday 14 April, 2024. Individual feedback will be given to students on or before 28 April, 2024.

Assessment Length

1500 words

Research Essay

Assessment Overview

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

Course Learning Outcomes

- CLO4 : Engage in advanced critical analysis of key themes, emerging trends and practical problems in electronic commercelaw through the completion of an extended research essay (PLOs 1, 5, 6, 9, 12)

Detailed Assessment Description

The research essay can be on any topic covered during the course. Students must choose their topic and can base it on their Briefing Note, but need to avoid self-plagiarism. Students are encouraged to send their proposed topic to Verity by email before 26 April, 2024, if they want feedback in advance on their proposed essay.

The essay must be no longer than 4,500 words with a 10% over limit allowance (excluding footnotes) and be referenced using AGLC 4. It is due before 18:00 on Thursday, 9 May, 2023 on Turnitin.

Assessment Length

4,500 words

Assignment submission Turnitin type

This assignment is submitted through Turnitin and students do not see Turnitin similarity reports.

Class Participation

Assessment Overview

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

Course Learning Outcomes

- CLO1 : Identify, examine and engage in complex critical analysis of the regulation of electronic commerce (PLO 1)
- CLO2 : Demonstrate high level skills of oral communication and collaboration by discussing and debating course concepts onelectronic commerce law in a scholarly, reflective and respective manner (PLOs 1, 6, 9, 10)

Submission notes

Evaluation of participation during the intensive seminar period is ongoing. A Class Participation Assessment Rubric, available on Moodle, is to be submitted at the completion of Term 1 (19 April, 2024).able on Moodle, is to be completed and submittedSubmission of a Class

Assignment submission Turnitin type

Not Applicable

General Assessment Information

The requirements for each Assessment will be discussed at length during the course. Adequate consultation time will be available period prior to submission of the assessments.

Grading Basis

Standard

Requirements to pass course

Students must achieve an overall mark of 50% to pass the course.

Course Schedule

Teaching Week/Module	Activity Type	Content
Week 1 : 18 March - 24 March	Intensive	Day One: Monday 18 March • AM: Electronic Commerce- sources of law. • PM: Online contracting and consent. Day Two: Tuesday 19 March • AM: Privacy, data protection and security. • PM: Business models and platforms. Day Three: Thursday 21 March • AM: Payments, gambling, blockchain and cybercrime • PM: Competition and consumer law online. Day Four: Friday 22 March • AM: Online disutes and their resolution. Legal Personality. • PM: Fintech, Regtech and algorithmic driven businesses.

Attendance Requirements

As this is an intensive course, 100% attendance at classes is required. Students must seek Special Consideration if they miss classes due to illness or misadventure.

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.

General Schedule Information

This is an intensive course which will be offered in Week 6, Term 1 (Week 1: 18 March 2024- Friday 22 March 2024).

Seminars will be run face-to-face.

The Day/Starting time is as follows:

- Monday 18 March : 09.00-17.00
- Tuesday 19 March : 09.00-17.00
- Thursday 21 March : 09.00-17.00
- Friday 22 March : 09.00-17.00

Each day will be comprised of two seminars, as well as student participation and activities that reinforce the content of the seminars. Pre-reading of prescribed and suggested readings is essential.

Course Resources

Prescribed Resources

Details of readings for each topic will be provided on the course Moodle page.

Recommended Resources

Details of readings for each topic will be provided on the course Moodle page.

Course Evaluation and Development

Student feedback is encouraged throughout the course and will be sought through the MyExperience survey.

Staff Details

Position	Name	Email	Location	Phone	Availability	Equitable Learning Services Contact	Primary Contact
Lecturer	Verity Green wood					Yes	Yes
Convenor	Alexandra Ge orge					Yes	No

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.

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.