THE UNIVERSITY OF THE WEST INDIES
CAVE HILL CAMPUS, BARBADOS

THE FACULTY OF
LAW

UNDERGRADUATE PROGRAMME
& COURSES HANDBOOK

2011-2012
THE UNIVERSITY OF THE WEST INDIES
CAVE HILL CAMPUS

FACULTY OF LAW
UNDERGRADUATE PROGRAMME AND COURSES HANDBOOK
2011 - 2012
This booklet gives information on Courses offered in the Faculty of Law at the Cave Hill Campus of the University of the West Indies (Barbados). For courses offered at the other Campuses, please see Faculty booklets for the Mona (Jamaica) and St. Augustine (Trinidad & Tobago) Campuses.

THE UNIVERSITY RESERVES THE RIGHT TO MAKE SUCH CHANGES TO THE CONTENTS OF THIS PUBLICATION AS MAY BE DEEMED NECESSARY.

Students should consult the Dean’s office where clarification is required.

These regulations govern the programmes of study for all students entering in 2010/11. Students who started programmes in previous years are governed by the regulations in force in their year of entry which can be found online at www.cavehill.uwi.edu/law
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INTRODUCTION

The Faculty of Law was established at the University of the West Indies in 1970 with headquarters at the Cave Hill Campus. Its primary objective is to provide for an academic qualification which is a compulsory prerequisite to professional legal training for lawyers in the Commonwealth Caribbean. However, the traditional basic legal skills of concise and pertinent oral argument, systematic and relevant presentation of essential issues, clarity and precision of written opinions and detached and balanced judgment are also useful and reliable skills for other professions such as the Civil and Police Service, Accountancy, Banking and Commerce.

The Faculty of Law offers both an undergraduate and postgraduate programme. The undergraduate programme is offered only to students from territories which contribute to the Faculty. The programme is divided into 3 parts - Part I - III are offered at the Cave Hill and Mona Campuses and also at the College of the Bahamas. Commencing 2010/2011 the three-part programme also commenced at the St. Augustine campus of the University of the West Indies. Part I is offered at the Turkeyen Campus of the University of Guyana.

A student is generally required to complete each Part successfully before being allowed to enroll for the part following. However, very limited trailing is permitted into Parts II and III of the programme.

The degree offered by the Faculty of Law is the LL.B. which may be awarded in the following categories:

- First Class Honours
- Upper Second Class Honours
- Lower Second Class Honours
- Pass

Graduate studies in the Faculty lead to the Graduate Diploma, the LL.M., M.Phil and Ph.D. The LL.M. is awarded on the basis of coursework and an optional research paper. It is offered in the areas of Corporate and Commercial Law; Legislative Drafting; and Public Law. The Legislative Drafting option is open only to members of the legal profession who are specifically nominated by their Governments.

The M. Phil and Ph.D. by research are available to suitably qualified candidates.

Full details on these programmes are contained in the Faculty’s Graduate Information Guide, the Faculty Office or the website of the School for Graduate Studies and Research www.cavehill.uwi.edu/gradstudies.
DEAN’S MESSAGE

A hearty welcome to the Faculty of Law if you are starting the LL.B. programme at the Cave Hill, St. Augustine or Mona Campus. If you are returning to the Faculty as a second or final year student, we are happy to have you back.

As the Mission Statement shows, in 2011 the Faculty remained as wedded to the concept of delivery of a solid academic foundation for the practice of law as it was in 1970. The main difference between now and then is the wider range of subjects from which a final year student may choose in order to prepare for a legal career in the 21st century, or use as a basis for a career in another field.

You have become a student in the Faculty of Law at a time when the University has emphasized student centredness, along with excellence in research and teaching and satisfaction of regional needs in its 2007-12 Strategic Plan. The Law Society, your mouthpiece, is entitled to send representatives to meetings of the Board of the Faculty of Law and of higher level bodies in the University so that you are actively involved in decisions affecting you, as students. The Law Society also spearheads an active social programme which ensures that you take short, refreshing breaks from your studies. I urge you to take part in these activities, and also to be aware of and discuss events at the local, regional and international level which affect us, as Caribbean people.

Today, the Faculty of Law is faced with two main challenges. The first challenge is to cultivate in all our law graduates the arts of critical thought and reasoned exposition to which our Mission Statement speaks. Both you, and those who teach you must rise to this challenge so that in the end, you are proud of yourselves and we of you. The second challenge is to find ways of ensuring that all citizens of Commonwealth Caribbean countries which are part of the University of the West Indies family who have an interest in a legal education can access our LL.B. and other programmes. All possible avenues will be explored.

Best wishes for 2011/2012 and always.

Velma Newton
July 2011
## Calendar: 2011-2012

### Semester 1

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<tr>
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<td>Tuesday April 30, 2012</td>
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### Graduation

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<td>St. Augustine</td>
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<td>Mona</td>
<td>November 4-5, 2011</td>
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COURSE REQUIREMENTS FOR THE LL.B.

Every student in his or her first year is required to read Foundation courses unless exempted from so doing under the terms of Faculty Regulations (see Examination and Regulations). Every first year student is required by the University to read such Foundation courses as may be prescribed by the Faculty of Law.

ACADEMIC PROGRAMME

Courses may be taught in a semester other than as indicated below.

PART I (YEAR ONE)

Semester I
LAW1010 Law and Legal Systems
LAW1110 Criminal Law I
LAW1230 Legal Methods, Research and Writing (continued in Semester II)
FOUN1002 Language Argument
FOUN1101 Caribbean Civilisation
FOUN1210 Science, Medicine & Technology in Society

Semester II
LAW1020 Constitutional Law
LAW1120 Criminal Law II
LAW1230 Legal Methods, Research and Writing (continued)
LAW1410 Law of Contract I
LAW1310 Law of Torts I

PART II (YEAR TWO)

Semester I
LAW2010 Law of Torts II
LAW2110 Law of Contract II
LAW2210 Real Property I

Semester II
LAW2220 Real Property II
LAW2320 Public International Law II
LAW2710 Administrative Law
LAW2810 Equitable Remedies
LAW2720 Commonwealth Caribbean Human Rights Law

PART III (YEAR THREE)

Ten courses chosen from the following list of Optional Courses. It should be noted that not all of the courses may be available in any academic year.

LAW3020 Employment Law
LAW3030 Discrimination in Employment Law
LAW3110 Company Law
LAW3120 Law of Corporate Management
LAW3150 Revenue Law
LAW3170 Law of Trusts
LAW3180 Administration of Trusts and Estates
LAW3200 Family Law I (Law Relating to Husband and Wife)
LAW3220 Family Law II (Law Relating to Children)
LAW3290 Independent Research Paper
LAW3330 International Trade Law
LAW3400 Insurance Law
LAW3440 European Law
LAW3450 Caribbean Environmental Law
LAW3550 General Principles of Private International Law
LAW3630 Caribbean Integration Law
LAW3640 Introduction to Offshore Law
LAW3720 International Law of Human Rights
LAW3760 Intellectual Property
LAW3840 Alternative Disputes Resolution
LAW3650 Competition Law

Not being offered:
LAW3140 Law of Corporate Insolvency
LAW3260 Gender and the Law in Commonwealth Caribbean
LAW3560 Specialized Problems in Private International Law Litigation
LAW3620 Law of International Organisations
LAW3870 Poverty Law I
LAW3560 Poverty Law II

Students in Part III may select up to two one-Semester Courses offered in a Faculty other than the Faculty of Law, as approved by the Dean of the Faculty of Law.
UNIVERSITY OF TORONTO/UWI STUDENT EXCHANGE PROGRAMME

A maximum of four (4) places per year are available for study at the University of Toronto under the University of Toronto/UWI Student Exchange Programme. The length of the programme is one semester and students may attend the University of Toronto in either semester. Students are required to maintain a ‘B’ average in order to be eligible for participation in the programme.

Students are expected to follow a programme comprising courses totaling 13-15 credits. These courses must be approved by the Dean, Faculty of Law at Cave Hill. No fees are payable to the University of Toronto. However students are expected to fund their own living expenses in Toronto for the semester. Such students may apply to the UWI for assistance. Students are required to pay their annual fees to the University of the West Indies as usual. Grades obtained at the University of Toronto will be taken into consideration in awarding the U.W.I. LL.B. degree.

Application forms are available in the International office and on completion must be approved by the Dean, Faculty of Law.

All applications must be submitted to the Dean by late March so that they can be forwarded to the International office by mid April.
A. FIRST YEAR COURSES

LAW1010 Law and Legal Systems

1. General

This course will be taught in the first Semester of Year 1 of the LL.B degree programme. It is a compulsory core course.

2. Course Objective

The fundamental objective of this course is to provide students with knowledge of the historical, institutional and legal context of law in the Commonwealth Caribbean, including the important comparative law dimension. The issues dealt with in the course cover not only institutions within the legal system, but also significant legal functionaries within it.

3. Course Content

The topics covered in this course are as follows:

i. The Nature and Functions of Law
ii. Legal Families and Traditions, including Hybrid Legal Systems
iii. The Reception of Law in the Commonwealth Caribbean and its historical context.
iv. Sources of Law
v. The Court System and Administration of Justice.

4. Method of Teaching

This course will be taught by way of three lectures per week. Each lecture will be of one hour's duration.

5. Method of Assessment

Assessment is by way of a 100% examination whereby the student is required to answer three questions from a total of not less than six questions.

LAW1020 Constitutional Law

1. General

This course will be taught in the second Semester of Year I of the LL.B. degree programme. It is a compulsory core course.

2. Course Objective

All of the independent states of the Commonwealth Caribbean have written constitutions which represent their basic law. It is therefore crucial that students be exposed very early in their law course to a study of this basic law. The aim of the Constitutional Law course, then, is to provide such exposure.
3. **Course Content**

Because of its importance, the Constitutional Law course coverage aims at both depth and breadth. The topics covered include:
(i) The General Characteristics of the Constitution
(ii) General Constitutional Principles including Judicial Review
(iii) The Legislature
(iv) The Executive
(v) The Judiciary
(vi) The Machinery for Protection of Fundamental Rights and Freedoms
(vii) Constitutional Reform

4. **Method of Teaching**

This course will be taught by way of two lectures and one tutorial per week. Each lecture will be of one hour’s duration and the tutorial will also be of one hour’s duration.

5. **Method of Assessment**

Students will be assessed through a three-hour final examination at the end of the semester in which it is taught. Students will be required to answer three questions selected from a total of six questions.

**LAW1110 Criminal Law I**

1. **General**

This course will be taught in the First Semester of Year One of the LL.B. programme. It is a compulsory core course.

2. **Course Objective**

The course is intended to expose students to a critical appreciation of the nature and purpose of the Criminal Law and to the general principles of criminal responsibility which are or may be applicable in the context of specific crimes.

3. **Course Content**

The course will include the following topics:
(i) nature and purpose of the Criminal Law
(ii) proof
(iii) elements of a crime - actus reus and mens rea
(iv) strict liability
(v) participation in crimes
(vi) causation
(vii) general defenses
(viii) inchoate crimes - incitement, conspiracy, attempt

4. **Method of Teaching**

The course will be taught through two lectures and one tutorial each week. Each class will last for one hour. Students will be expected to prepare in advance for these classes, which are intended not only to impart knowledge and understanding but also to promote those analytical and critical skills which are essential in legal argument.

5. **Method of Assessment**

Students will be assessed through a two-hour written examination at the end of the Semester. Candidates will be required to answer three from a total of six questions.
LAW 1120 Criminal Law II

1. General

This course will be taught in the Second Semester of Year One of the LL.B. programme. It is a compulsory core course.

2. Course Objective

The course is intended to complement Criminal Law I by a close study of specific crimes.

3. Course Content

The course will include the following topics:

(i) homicide - murder and manslaughter
(ii) defenses to murder - provocation and diminished responsibility
(iii) non-fatal offences against the person
(iv) sexual offences
(v) minor crimes
(vi) offences against property - theft, deception, criminal damage

4. Method of Teaching

As for Criminal Law I.

5. Method of Assessment

As for Criminal Law I. Candidates will not be examined specifically on those areas covered by Criminal Law I but will be expected to retain sufficient knowledge and understanding of that course to be able to recognise and illustrate its relevance.

LAW 1410 Law of Contract I

1. General

This course will be taught in Year I as a core subject of the LL.B. degree programme.

2. Course Objective

The primary objective of this course is to examine the purpose and scope of the legal protection accorded to agreements. To achieve this, the course attempts to deal with the general principles applicable to the types of bargain transactions found in contemporary West Indian society.

3. Course Content

Contract I focuses on problems of contract formation, the doctrine of consideration, the problem of third party beneficiaries, intention as an element in contractual objections, and the problem of determining the boundaries of obligations created by the contracts, with special reference to exemption clauses. The topics covered are:

i. Offer and Acceptance
ii. Intention to Create Legal Relations
iii. Consideration
iv. Privity
v. Contractual Terms
vi. Exemption Clauses
4. Method of Teaching

This course will be taught by way of two lectures and one tutorial per week. Each lecture will be of one hour’s duration and the tutorial will also be of one hour’s duration.

5. Method of Assessment

This course will be assessed by way of a two-hour final examination at the end of the Semester. Students will be required to answer three questions selected from a total of six questions. The examination question paper may be divided into two parts, with students being required to answer at least one question from each part.

LAW1230 Legal Methods, Research and Writing

1. General
This course will be taught in Semesters I and II of the first year of the LL.B. degree programme. It is a compulsory core course.

2. Course Objective

The basic objectives of this course are to introduce students to the methodology of legal research and to lay a foundation for the understanding of legal concepts and the effective written presentation of legal argument and analysis.

3. Course Content

i. The basics of legal reasoning.
ii. The case brief.
iii. The case note.
iv. Fundamentals of effective legal writing.
v. Fundamentals of legal research.
vi. Forms of citation and elements of style.
vii. Basics of editing.
viii. The office memorandum/opinion.
ix. Writing essays and answering problem questions.

4. Method of Teaching

This course will be taught by lectures, seminars and workshops.

5. Method of Assessment

This course will be assessed by coursework. There will be no supplemental examination offered in this course.

LAW1310 Law of Torts I

1. General
This course is taught as a core subject in the first year of the LL.B. degree programme.

2. Course Objective

The law of torts is essentially concerned with regulating the means of redressing losses incurred by a person where the person does not rely on a contractual relationship with that person who caused the loss. The issues considered in this course therefore, concern the type of loss for which the law grants compensation. The course analyses the legal concepts which the court uses and the public policy positions implicit in these concepts.
3. Course Content

Torts I concentrates on the historical development of torts and the nature of the law of torts. The following topics are examined.

   i. History and the Nature of Law of Torts
   ii. Trespass and Malicious Prosecution
   iii. Negligence
   iv. Nuisance
   v. Rylands v. Fletcher
   vi. Occupiers’ Liability

4. Method of Teaching

This course will be taught by way of two lectures and one tutorial per week. Each lecture and tutorial will be of one hour’s duration.

5. Method of Assessment

This course will be assessed by way of a two-hour final examination at the end of the Semester. Students will be required to answer three questions selected from a total of six questions. The examination paper may be divided into two parts, with students being required to answer at least one question from each part.

B. SECOND AND THIRD YEAR COURSES

COMPULSORY CORE COURSES

LAW2010 Law of Torts II

1. General

This course is taught as a core subject in Year II of the LL.B. degree programme.

2. Course Objective

This course builds on the knowledge developed in Law of Torts I and introduces the student to other specific torts. It will be assumed in this course that students have sufficient knowledge of the basic principles of Negligence.

3. Course Content

The topics covered in Torts II are as follows:

   i. Vicarious Liability
   ii. Employers’ Liability
   iii. Liability for Animals
   iv. Defamation
   v. Damages for Personal Injuries

4. Method of Teaching

This course will be taught by way of two lectures and one tutorial per week. Each lecture will be of one hour’s duration.

5. Method of Assessment

This course will be assessed by way of a two-hour final examination at the end of the Semester. Students will be required to answer three
questions selected from a total of six questions. The examination question paper may be divided into two parts, with students being required to answer at least one question from each part of the paper.

**LAW2110 Law of Contract II**

1. **General**

   This course will be taught as a core subject in Year II of the LL.B. degree programme.

2. **Course Objective**

   The primary objective of this course is to examine the purpose and scope of particular areas of the Law of Contract.

3. **Course Content**
   i. Mistake  
   ii. Misrepresentation  
   iii. Illegality  
   iv. Breach of Contract  
   v. Frustration of Contract  
   vi. Remedies including quasi contractual remedies

4. **Method of Teaching**

   This course will be taught by way of two lectures and one tutorial per week. Each lecture will be of one hour’s duration and the tutorial will also be of one hour’s duration.

5. **Method of Assessment**

   This course will be assessed by way of a two-hour final examination at the end of the Semester. Students will be required to answer three questions selected from a total of six questions. The examination question paper may be divided into two parts, with students being required to answer one question from each part of the paper.

**LAW2210 Real Property I**

1. **General**

   This course will be taught in Semester I of Year II of the LL.B. degree programme.

2. **Course Objective**

   The purpose of this course is to examine the fundamental principles governing the holding, use and disposition of land in the Commonwealth Caribbean.

3. **Course Content**

   The areas to be covered in Real property I are as follows:
   i. Historical Introduction, Classification and Meaning of Land  
   ii. Tenures and Estates  
   iii. Nature of Equitable Interests, Priorities and Licences  
   iv. Outline of Registration of Title and Registration of Deeds  
   v. Adverse Possession  
   vi. Settlements and Trusts for Sale  
   vii. Co-ownership.
4. **Method of Teaching**

This course will be taught by way of two lectures and one tutorial per week. Each lecture will be one hour’s duration and the tutorial will also be of one hour’s duration.

5. **Method of Assessment**

This course will be assessed by way of a two-hour final examination at the end of the Semester. Students will be required to answer three questions selected from a total of six questions. The examination question paper may be divided into two parts, with students being required to answer at least one question from each part of the paper.

**LAW 2220 Real Property II**

1. **General**

This course is taught in Semester II of Year II of the LL.B. degree programme.

2. **Course Objective**

This course builds on the knowledge conveyed in Real Property I and introduces the student to the five most important areas of modern land law.

3. **Course Content**

This course will deal with the following topics:

   i. Leases and Tenancies
   ii. Condominium Law
   iii. Easements
   iv. Restrictive Covenants
   v. Mortgages.

**LAW2310 Public International Law I**

1. **General**

This course will be taught in the first Semester of Year II of the LL.B. degree programme.

2. **Course Objective**

The objective of this course is to provide an introduction to the principles, customs and rules of International Law. Students after completing this course should be able to tackle most advanced International Law topics.

3. **Course Content**

The course will deal with the following topics:
i. Nature and History of International Law  
ii. Sources of International Law  
iii. Law of Treaties  
iv. Subjects of International Law and Recognition of States and Governments  
v. International Law and Municipal Law  
vi. International Dispute Settlement

4. **Method of Teaching**

This course will be taught by way of lectures and workshops. There will be two hours of lectures per week and two-hour workshop per week.

5. **Method of Assessment**

This course will be assessed by way of a two hour final examination at the end of the Semester in which it is taught. Students will be required to answer two questions selected from a total of four questions.

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**LAW2320 Public International Law II**

1. **General**

This course will be taught in the second Semester of Year II of the LL.B. degree programme. Public International Law I is a prerequisite for this course.

2. **Course Objective**

This course builds on the knowledge as required in Public International Law I and introduces advanced topics of International Law.

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**LAW2510 Jurisprudence**

1. **General**

This course will be taught in the first Semester of the second year of the LL.B. degree programme.

2. **Course Objective**

The general objective of this course is to examine the theories of jurisprudence and provide students with a philosophical approach to understanding the nature of law.
3. Course Content

The areas to be covered are as follows:

i. Natural Law
ii. Positivism
iii. Realism
iv. Dworkin
v. Kelsen

4. Method of Teaching

This course will be taught by way of two lectures per week and one tutorial per week. Each lecture and tutorial will be of one hour’s duration.

5. Method of Assessment

This course will be assessed by way of a two hour final examination at the end of the Semester. Students will be required to answer three questions selected from a total of six questions.

LAW2710 Administrative Law

1. General

This is a core course to be taught in the second Semester of Part II the LL.B. degree programme.

2. Course Objective

The course surveys the legal principles of governance by administrative agencies. It emphasises judicial control of administrative action but also explores other controls of administrative action.

3. Course Content

The areas to be covered in this course include:

i. Constitutional Basis of the Review of Administrative Action
ii. Delegated Legislation
iii. The Doctrine of Ultra Vires
iv. Judicial Review of Administrative Decisions
v. Natural Justice
vi. Public Law Remedies
vii. The Civil Liability of the State
viii. The Office of the Ombudsman

4. Method of Teaching

There will be no limitation on numbers in this course. Consequently, the course will be taught by way of two lectures and one tutorial per week. Each lecture will be of one hour duration.

5. Method of Assessment

This course will be assessed by way of a two-hour final examination at the end of the Semester in which it is taught. Students will be required to answer two questions from a total of four questions.

LAW2720 Commonwealth Caribbean Human Rights Law

1. General

This course will be taught in Semester II of the second year of the LL.B. programme. It is a compulsory core course and the complement to
Constitutional Law. It is devoted to exploring the chapters protecting fundamental rights and freedoms in the Constitutions of the Commonwealth Caribbean, also referred to as the “bills of rights”.

2. Course Objective

The aim of this course is to strengthen the student’s understanding of constitutional law and of the importance of “bills of rights” as part of the system of democratic governance and constitutionalism in the Caribbean.

3. Course Content

1. Introduction to background and structure of the “bill of rights” and to the concept of fundamental rights.

2. Fundamental principles

   a. Opening sections to the bill of rights
   b. Savings law clauses
   c. State action doctrine
   d. Presumption of constitutionality
   e. Limitations on rights
   f. Periods of emergency
   g. Redress and locus standi
   h. Bills of rights and international law

3. Some of the following specific rights:

   a. Expression
   b. Association and assembly
   c. Movement
   d. Religion
   e. Liberty and security of person
   f. Privacy
   g. Life
   h. Property
   i. Non-discrimination
   j. Fair Trial
   k. Cruel and degrading punishment

4. Method of Teaching

This course will be taught by a combination of lectures and seminars. There will be two lectures, each of one hour’s duration, and one seminar each week.

5. Method of Assessment

This course will be assessed by way of a two hour written final examination at the end of Semester II. Students will be required to answer two questions from a total of four questions.

LAW2810 Equitable Remedies

1. General

This is a core course to be taught in the second Semester of Part II of the LL.B. degree programme.

2. Course Objective

The gamut of equitable remedies is very wide and growing. The objective of the course, therefore, is to expose students to the subject by focusing on specific equitable remedies which reflect recent developments in the area, and by analysing the modern approach to their application.
3. Course Content

   i. Equity in an historical context
   ii. The Injunction: particularly interlocutory injunction, such as the Mareva injunction and the Anton Piller order
   iii. Specific Performance and Part Performance
   iv. Damages in Equity
   v. The Trust as a Remedy: Constructive and

4. Method of Teaching

   This course will be taught by way of two lectures and one tutorial per week. Each lecture will be of one hour’s duration and the tutorial will also be of one hour’s duration.

5. Method of Assessment

   This course will be assessed by way of a two-hour final examination at the end of the semester. Students will be required to answer three questions selected from a total of six questions. The examination question paper may be divided into two parts, with students being required to answer at least one question from each part of the paper. OPTIONS

2. Course Objective

   The general objective of this course is to introduce students to the major principles of law which govern industrial relations and trade unions. The course aims at breadth without sacrificing depth and prepares students interested in Industrial Relations Law for advanced courses in this area.

3. Course Content

   i. Trade Unions and their Legal Structure
   ii. Trade Unions: their Membership and Internal Government
   iii. Trade Union Disputes
   iv. The Law on Strikes
   v. Freedom of Association
   vi. Picketing
   vii. Tort Liability of Trade Unions
   viii. The Collective Bargaining Process and the Collective Agreement

4. Method of Teaching

   This course will be taught in two lectures and one tutorial per week, each lecture and tutorial being of one hour’s duration. A seminar approach would be optional, depending on numbers.

5. Method of Assessment

   This course will be assessed by means of a two-hour final examination at the end of the semester in which it is taught. Students will be required to answer two questions out of a total of a minimum of four questions, one of which will be a compulsory question.

LAW3010 Industrial Relations Law

1. General

   This course will be taught either in the first or in the second semester of the third year of the LL.B. programme. This is an optional course but it may be slated to be a pre-requisite for other options.
LAW3020 Employment Law

1. General

This course will be taught either in the first or in the second semester of the third year of the LL.B. programme. This is an optional course but it may be slated to be a pre-requisite for other options.

2. Course Objective

The general objective of this course is to introduce students to the major principles of law that govern the contract of employment and their terms and conditions of work. The course aims at breadth without sacrificing depth and prepares students interested in Employment Law for advanced courses in this area.

3. Course Content

i. identifying the Contract of Employment
ii. Terms and Conditions of the Contract of Employment
iii. Termination of the Contract of Employment
iv. Occupational Safety and Health Legislation
v. Redundancy
vi. The Relationship of the Collective Agreement to the Contract of Employment

4. Method of Teaching

This course will be taught in two lectures and one tutorial per week, each lecture and tutorial being of one hour’s duration. A seminar approach would be optional, depending on numbers.

5. Method of Assessment

The course will be assessed by a two-hour examination that will account for 100% of the final mark. In the two-hour examination students will be required to answer two out of a total of a minimum of four questions, one of which may be a compulsory question.

LAW3030 Discrimination in Employment

1. General

This course will be taught either in the first or in the second semester of Year III of the LL.B. programme.

2. Course Objective

This course will examine the several broad areas of discrimination which exist in employment and posit solutions to the problem. It will draw on the increasing legislation on specific areas (such as race, equal pay), the ILO Conventions and case-law on the subject, and the dynamic and contemporary jurisprudence which is emerging from the courts.

The course will also attempt to straddle the public law arena, since underlying notions supporting legal solutions to the problem of discrimination in employment are derived from public law.

3. Course Content

The following topics will be examined:

ii. Discrimination on Ground of Religion.

iii. The role of the ILO in eliminating discrimination in employment - The conventions and ILO case-law.

iv. Gender Issues - Philosophical Underpinnings of Gender in Employment.

v. Equal Pay and Equal Remuneration for Work of Equal Value.

vi. Equal Access to Employment (Gender, Race)


viii. HIV/AIDS and Employment Law.

ix. Issues of Race - New Legislative Initiatives on Relevant Case-law.

x. Discrimination against Trade Union members legislative protection and the use of Judicial Review proceedings.

4. Method of Teaching

This course will be taught by way of two lectures and one tutorial per week, each lecture and tutorial being of one hour’s duration. A seminar would be optional, depending on numbers.

5. Method of Assessment

This course will be assessed by means of a two hour final examination at the end of the semester in which it is taught. Students will be required to answer two questions from a selection of at least four questions. The examination paper may be divided into two parts, with students being required to answer at least one question from each part.

LAW3040 Dismissal Law
(Not being offered)

1. General

This course will be taught either in Semester I or in Semester II of Year III of the LL.B. degree programme. Students applying for participation in this course are expected to have at least a rudimentary knowledge of LAW3020 (LA30B) - Employment Law. Application for entry to this course should be made in writing to the Course Director by the last teaching week of the first semester.

2. Course Objective

This course is designed to explore the law and practice governing the termination of private individual employment at the initiative of the employer in the Commonwealth Caribbean. In particular, it examines the historical evolution of the law governing dismissals and analyses the impact of international conventions, statute and judicial activism on the common law.

3. Course Content

This course will deal with the following topics:

i. Termination of Employment

ii. The Nature of Dismissal

iii. Wrongful Dismissal

iv. Unfair and Other Statutory Dismissals
4. **Method of Teaching**

The course will be taught by way of two seminars of two hours each per week.

5. **Method of Assessment**

This course will be assessed by way of a term paper which will account for 33 1/3% of the final mark and a written two hour examination (66 2/3%) at the end of the semester in which it is taught.

**LAW3110 Company Law**

1. **General**

This course will be taught in the first semester of the third year of the LL.B. degree programme. This course is optional but it is prerequisite for the Law of Corporate Management and the Law of Corporate Finance.

2. **Course Objective**

The main objective is to introduce students to the concept of the Company and to equip students for in-depth study in the Law of Corporate Finance and/or the Law of Corporate Management.

3. **Course Content**

   i. Corporate Personality and Limited Liability
   ii. Promotion and Pre-Incorporation Contracts
   iii. Equity Financing and Debt Contracts
   iv. The question of Corporate Capacity
   v. The Relationship between the Company and Corporate Investors (in particular - Shareholders)
   vi. Company Officers (in particular - Directors and the Corporate Secretary)
   vii. Shareholder Protection

4. **Method of Teaching**

The course will be taught by way of two one-hour lectures per week and one one-hour tutorial per week.

5. **Method of Assessment**

This course will be assessed by way of a two-hour final examination at the end of the semester in which it is taught. Students will be required to answer three questions selected from a total of six questions.

**LAW3120 The Law of Corporate Management**

1. **General**

This course will be taught in the second semester of the third year of the LL.B. degree programme. Company Law (LAW 3110) is a prerequisite for this course.

2. **Course Objective**

The main objective of this course is to explore the major legal and related problems of Corporate Management. Particular emphasis will be placed
on the competing interests of shareholders, creditors and management in the affairs of the company.

3. Course Content

i. The Distribution of Power within a Company
ii. Company Officers (in particular the
iii. Director and the Company Secretary)
iv. Directors’ Duties
v. Insider Trading
vi. Investor Protection (in particular Minority
Protection)
vii. Remedies

4. Method of Teaching

The course will be conducted on the basis of a two-hour weekly seminar and a one-hour weekly workshop.

5. Method of Assessment

The course will be assessed by way of one “take-home” written assignment during the Semester, and one two-hour examination at the end of the Semester in which it is taught. Students will be required to answer two questions selected from a total of six questions in the two-hour examination.

LAW3130 Law of Corporate Finance

1. General

This course will be taught in Semester II of the third year of the LL.B. degree programme. Company Law (LAW 3110) is a prerequisite for this course.

2. Course Objective

The main objective of this course is to engender in the student an appreciation of the rules of corporate finance and the various interests which these rules protect or infringe upon.

3. Course Content

i. The concept of Capital and Financing of Companies
ii. Raising Share Capital and the Capital Maintenance doctrine
iii. Corporate Self Dealings
iv. Corporate Distribution
v. Classes of Shares (and Class rights)
vi. Loan Capital (in particular - Debt Financing)
vii. The Taxation of Companies

4. Method of Teaching

The course will be conducted on the basis of a two-hour weekly seminar and a one-hour weekly workshop.

5. Method of Assessment

This course will be assessed by way of one “take-home” written assignment during the semester and a two-hour examination at the end of the semester in which it is taught. Students will be required to answer two questions from a total of four questions.
LAW3140 Corporate Insolvency Law

1. General
This course will be taught as an option in the second semester of year III of the LL.B degree programme. It is recommended that students taking this option should have already studied Company Law (LAW3110) and Law of Trusts (LAW3170) but these subjects are not prerequisites.

2. Course Objective
In the last twenty-five years or so, businesses have been assuming more and more importance in the economic life of CARICOM countries. Many of these businesses are incorporated and many of them fail. One result of all this is that the corporate lawyers in the Caribbean are having to confront more and more corporate insolvency legal issues, the rules applicable to the resolution of these issues, and the legal policies which underline those rules.

3. Course Content
   i. Framework of Corporate Insolvency Law
      (a) Theory and Sources of Corporate Insolvency Law
      (b) Corporate Debt and Securities
      (c) Creditor Protection and Registration of Company Charges

   ii. Management of Corporate Solvency
      (a) Directors, General Duties to Creditors
      (b) Compromise and Arrangements
      (c) Amalgamations
      (d) Fraudulent Preferences and Wrongful Trading
      (e) Misfeasance

   iii. Secured Creditors Remedy - Receiverships

   iv. Liquidations (Both Solvent and Insolvent)

4. Method of Teaching
This course will be conducted on the basis of a two-hour weekly seminar and a one-hour weekly workshop.

5. Method of Assessment
This course will be assessed by way of one “take-home” written assignment during the second semester and a two-hour written examination at the end of the second semester. Students will be required to answer two questions from a total of six which will cover topics taught in the course. The “take-home” assignment will account for 331/3% of the final marks.

LAW3150 Revenue Law

1. General
This course will be taught either in Semester I or in Semester II of the third year of the LL.B. degree programme. The course is an optional one but it may be slated to be a prerequisite for other options.
2. **Course Objective**

The course is based mostly on income taxation of the individual and as such is about technical tax law. The overriding objective of the course, however, is to develop in students skills to deal with tax statutes and tax policy which guide courts in resolving tax problems.

3. **Course Content**

Given its fundamental objectives, the topics covered in this course are as follows:

i. Constitutional and Fiscal Background to Taxation
ii. Lawyer and Taxing Statutes
iii. Chargeability: Residence and Source Concepts
iv. The Income Concept
v. Business Income
vi. Employment Income
vii. Income from Property
viii. Deductibility Concept
ix. Computation
x. Tax Planning and the Concept of Fiscal Nullity.

4. **Method of Teaching**

This course will be conducted on the basis of a two hour weekly seminar and a one hour weekly workshop.

5. **Method of Assessment**

This course will be assessed by way of one “take-home” written assignment during the Semester and one two-hour written examination at the end of the Semester in which it is taught. Students will be required to answer two questions selected from a total of six questions in the two hour examination. The “take-home” assignment will account for 33 1/3 % of the final mark.

**LAW3170 The Law of Trusts**

1. **General**

This course will be taught in either the first or the second Semester in the third year of the LL.B. degree programme. It is an optional one but may be slated to be a prerequisite for other options.

2. **Course Objective**

The primary objective of the course is to provide students with an in-depth knowledge of the modern trust. This knowledge is believed to be especially useful in estate planning and tax planning.

3. **Course Content**

Given its basic objectives, the topics which will be covered in the course are as follows:

i. Trusts distinguished from other legal relationships
ii. Formalities and Constitution of Trusts
iii. Charitable Trusts
iv. Non-charitable Purpose Trusts
v. Secret Trusts and Mutual Wills
vi. Donationes mortis causa
vii. Resulting Trusts
4. **Method of Teaching**

The course will be taught by way of three one-hour seminars per week.

5. **Method of Assessment**

This course will be assessed by way of a two-hour final examination at the end of the Semester in which it is taught. Students will be required to answer three questions selected from a total of six questions. The examination paper may be divided into two parts, with students being required to answer at least one question from each part of the paper.

**LAW3180 The Administration of Trusts and Estates**

1. **General**

This course will be taught in either the first or the second Semester of the third year of the LL.B. degree programme. The course is an optional one but may be slated to be a prerequisite for other options.

2. **Course Objective**

The primary objective of the course is to provide students with an in-depth knowledge of the administration of trusts, including the duties and powers of trustees, and of the administration of the estates of deceased persons, including the duties and powers of executors and administrators.

3. **Course Content**

Given its basic objectives, the topics which will be covered in the course are as follows:

i. Categories of Trustee
ii. Appointment, Retirement and Removal of Trustees
iii. Duties and Powers of Trustees
iv. Accountability of Trustees and Other Fiduciaries
v. Variation of Trusts
vi. Remedies for Breach of Trust
vii. Grants of Probate and Letters of Administration
viii. Duties and Powers of Personal Representatives

4. **Method of Teaching**

This course will be taught by way of three one-hour seminars per week.

5. **Method of Assessment**

This course will be assessed by way of a two hour written final examination at the end of the Semester in which it is taught, and students will be required to answer three questions selected from a total of six questions. The examination paper may be divided into two parts, with students being required to answer at least one question from each part of the paper.

**LAW3210 Family Law I - Law Relating to Husband and Wife**

1. **General**

This course will be taught in the first Semester of the third year of the LL.B. degree programme. The course is an optional one but it may be
slated to be a prerequisite for other options.

2. **Course Objective**

This course explains the principles and policies which guide the law relating to domestic relationships in the Commonwealth Caribbean as well as proposals for reform.

3. **Course Content**

The topics to be covered in this course include:

i. Introduction to the Family Law of the Commonwealth Caribbean.

ii. Marriage

(a) Engagement Contracts
(b) Contracts of Marriage, Capacity, Formalities, etc.
(c) Annulment of Marriages.

iii. Husband and Wife

(a) Legal Effects of Marriage, e.g. unity of man and wife, contractual capacity of married women, right of consortium, criminal and tort liability, marital communications
(b) Separation agreements
(c) Maintenance and property adjustment
(d) Proceedings for resolving property disputes
(e) Ownership and occupation of matrimonial home
(f) Devolution of property on death
(g) Property rights of de facto spouses
(h) Protection against domestic violence

iv. Divorce

(a) grounds for divorce
(b) bars (defences) to divorce.

4. **Method of Teaching**

The course will be taught by way of two lectures and one tutorial per week. Each lecture and tutorial will be of one hour’s duration.

5. **Method of Assessment**

This course will be assessed by means of a two-hour final examination at the end of the semester in which it is taught. Students will be required to answer two questions selected from a total of four questions.

LAW3220 Family Law II - Law Relating to Children

1. **General**

Family Law I (Law Relating to Husband and Wife) and Family Law II are separate and distinct courses. Therefore, the completion of Family Law I is not a prerequisite in order to enroll in Family Law II.

This course will be taught in the second semester of the third year of the LL.B. degree programme. The course is an optional one but it may be slated to be a prerequisite for other options.

2. **Course Objective**

This course explains the principles and policies which guide the law relating to children in the
Commonwealth Caribbean, including proposals for reform.

3. Course Content

The topics to be covered in this course include:

i. Introduction to the law relating to children of the Commonwealth Caribbean
ii. Status of Children at Common Law, Presumption of Legitimacy
iii. Status of Children’s Legislation, Presumption of Paternity, Blood Test Evidence
iv. Maintenance
v. Property Rights
vi. Inheritance, including Inheritance Family Provision Legislation
vii. Affiliation Proceedings
viii. Adoption
ix. Custody Proceedings under Guardianship, Matrimonial Causes, Maintenance and Affiliation Acts
x. Wardship Proceedings
xi. Child Abduction
xii. Miscellaneous Parental Rights and Duties
xiii. Child Care Law and Child Protection Legislation
xiv. Domestic Violence

4. Method of Teaching

The course will be taught by way of two lectures and one tutorial per week. Each lecture and tutorial will be of one hour’s duration.

5. Method of Assessment

This course will be assessed by means of a two-hour final examination at the end of the semester in which it is taught. Students will be required to answer two questions selected from a total of four questions. The paper will be divided into two parts - one consisting of essays and the other of scenario questions - requiring the candidate to answer one question from each part.

LAW3260 Gender and the Law in the Commonwealth Caribbean

1. General

The course will be taught in the first or second semester of the third year of the LL.B. degree programme. It is an optional course. Some of the substantive areas covered in Gender and the Law in the Commonwealth Caribbean will be familiar to students who have studied Employment Law or Family Law and Commonwealth Caribbean Human Rights. However, none of these courses is a prerequisite.

2. Course Objective

The main objective of this course is to examine issues of gender and the law in the Commonwealth Caribbean. The first part of the course will introduce students to some relevant theoretical issues and themes. The second part of the course will examine gender in some substantive areas such as wage work, the family, family violence, reproduction and pornography, focusing on the constitutions,
legislation, common law and legal systems of the Commonwealth Caribbean.

3. Course Content

Part I - Theories and Themes

i. Introduction to Feminist Theory
ii. The “Neutrality” of Law
iii. Equality
iv. Public/Private Divide

Part II - Selected Issues

i. Wage work
ii. Family
iii. Family Violence
iv. Reproduction
v. Pornography

4. Method of Teaching

The course will be conducted by a two-hour weekly seminar.

5. Method of Assessment

Students will be assessed by way of two written “take home” essays during the semester.

LAW3280 (LA32E) International Mooting

1. General

The completion of Public International Law I is a prerequisite for this course, which is optional and will be taught in the second Semester of year III of the LL.B. programme. Course enrolment will be restricted, and students will have to compete for class spaces through Moot Selection Rounds.

2. Course Objective

This course will prepare students for participation in selected international moot court competitions. It will develop skills related to research, writing, and oral and written advocation.

3. Course Content

i. Introduction to the substantive areas of law related to each moot (public international law and international human rights law).
ii. Research techniques
iii. Memorial writing techniques
iv. Independent research
v. Oral skills sessions/practice moots
vi. International moot participation

4. Method of Teaching

This course will be taught in small seminars and workshops. It will involve significant independent research.

5. Method of Assessment

Students will be assessed on the basis of their participation in seminars and workshops (20%), written memorials (40%), and practice moots (40%).

LAW 3330 International Trade Law

1. General

This course will be taught in the first or second
semester of the third year of the LL.B. degree programme. It is an optional course. The completion of Public International Law I is a prerequisite for this course. The completion of Public International Law II is recommended.

2. Course objective

The aim of this course is to introduce students to the basic concepts and principles underlying the WTO multilateral trading system and WTO dispute settlement. It also sensitizes students to CARICOM’s experiences with and perspectives on the WTO.

3. Course content

The areas to be covered:

(i) Historical background to the International Trading System/GATT 1947
(ii) The World Tarde Organisation
(iii) Schedules of Concessions and Border measures
(iv) Most-Favoured Nation Obligation
(v) National Treatment Obligation
(vi) General Exceptions
(vii) Regional Trade Agreements/Free Trade Areas
(viii) Dispute Settlement

4. Method of Teaching

This course will be taught by way of two lectures and one tutorial per week, each lecture and tutorial being of one hour’s duration.

5. Method of Assessment

The course will be assessed by way of a two-hour examination at the end of the semester in which it is taught. Students will be required to answer two out of a total of four questions. The examination paper will be divided into two parts with students being required to answer at least one question from each part of the paper.

LAW 3340 European Union Law

1. General

This course is an optional one taught in either Semester I or Semester II of the third year of the LL.B degree programme.

2. Course Objective

The primary objective of this course is to provide students with a clear understanding of the structure and operation of European Union Law relating to and surrounding the Internal Market of the EU. All matters will be considered both from the perspective of businesses established within Member States and from that of businesses established outside the EU but involved in business activities or investment, or both, within the EU.

3. Course Content

Particular attention will be paid to:

i. Fundamental principles relating to the free movement of goods between Member States of the EU;
the prohibition of discriminatory internal taxation; the prohibition of quantitative restrictions and measures having equivalent effect; exceptions to that prohibition.

ii. Intellectual property rights under the EC Treaty, including parallel imports of protected goods from outside the EU.

iii. The free movement of persons, citizenship of the EU, derogation based on public policy, public security and public health.

iv. The freedom of establishment (Arts. 43-48 TFEU) and freedom to provide and receive services (ART 49-55 TFEU).

v. EC Competition Law including the Examination of Arts. 101 and 102 TFEU and Merger Regulation 139/2004, the enforcement of EU Competition Law and its extra-territorial application.

4. **Method of Teaching**

This course will be delivered by means of a weekly two-hour lecture and one-hour seminar. Lectures will be used to provide a conceptual framework and perspectives on the internal market. The main objective of a seminar will be to analyse and evaluate the particular area of law under the consideration and to provide students with the opportunity of discussing controversial and difficult topics in the light of the relevant case law. Students will be invited to develop their own ideas about some of the more problematic aspects of EU law.

5. **Method of Assessment**

The Assessment will be twofold: by one assignment of no more than 1500 words in the form of a case study. The assignment will be handed out to the students in the third week of the semester for the completion by week 8. This work will account for 40% of the total mark. Students will be required to sit an end of semester formal examination, which will account for 60% of the total mark. The examination paper will contain four questions. Students will be asked to answer only two of these. There will be no compulsory questions.

**LAW3400 Insurance Law**

1. **General**

Insurance Law is an optional course which relies heavily on Contract Law. Accordingly, the attainment of at least a “B” average in Contract Law I and II might be required as a prerequisite for studying the course. Insurance Law will be taught in either Semester I or Semester II of the third year of the LL.B. programme.

2. **Course Objective**

This course is designed to explore basic principles of modern Insurance Law and to introduce students to specialized problems in particular areas of the subject.
3. **Course Content**

The topics to be covered in the course may include all or any of the following:

i. **Introductory Principles**

ii. **Insurable Interest**
   - Insurable Interest - Life and Property Insurances - Assignment.

iii. **Uberrimae fides**
   - Making the contract - Agency - Contract formation Premiums - Utmost good faith and Non-disclosure - Interim cover.

iv. **Risk**
   - Terms of policy - Construction - Causation.

v. **Indemnity**
   - Claims - Settlement - Subrogation - Contribution - Double Insurance.

vi. **Specialised Problems**

4. **Method of Teaching**

This course will be taught either by way of two one-hour lectures or by way of one two-hour seminar, plus one one-hour enhancement session per week. Students will be notified of the teaching method to be adopted for the Semester in which they register to read the course during the first week of the Semester.

5. **Method of Assessment**

This course will be assessed by way of a two-hour final examination at the end of the semester in which it is taught. Students will be required to answer three questions, one of which may be a compulsory question, from a total of six questions.

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**LAW3450 Caribbean Environmental Law**

1. **General**

This is an optional course which will be taught in the first or second Semester of the third year of the LL.B. degree programme.

2. **Course Objective**

The course is designed to examine the methods by which the law has sought to place limits on human activity having adverse impacts on the environment. In particular, the course explores the evolution from common law control to regulatory means established primarily by statute, with particular reference to environmental laws in force and decided cases in Commonwealth Caribbean countries.

3. **Course Content**

The topics to be covered in the course may include all or any of the following:

i. Introduction to Environmental Law
ii. Constitutional Aspects
iii. Regulation of Land Development
iv. Environmental Impact Assessment
4. **Method of Teaching**

This course will be taught by a combination of lectures and seminars. There will be one two-hour lecture and one-hour seminar each week, unless notified otherwise.

5. **Method of Assessment**

This course will be assessed by means of a coursework assignment, accounting for 33 1/3% of the final mark, and a two-hour final examination accounting for 66 2/3% of the final mark. In the final two-hour examination, students will be required to answer two questions out of a total of four.

**LAW3460 International Environmental Law**

1. **General**

   International Environmental Law is an optional course which will be taught in the first or second Semester of the third year of the LL.B. degree programme.
4. **Method of Teaching**

This course will be taught by a combination of lectures, seminars and workshops. There will be either (i) a two hour weekly seminar and a one hour weekly or fortnightly lecture or (ii) a two hour weekly seminar and a one hour weekly or fortnightly workshop.

5. **Method of Assessment**

This course will be assessed in one of two ways. Either there will be a “take-home” semester assignment to account for 33 1/3% of the final mark and a two hour final examination to account for 66 1/3% of the final mark in which students will be required to answer two questions from a total of four; or there will be a two hour final examination to account for 100% of the final mark in which students will be required to answer three questions selected from a total of six questions, one of which may be a compulsory question. Students will be advised of the selected method of assessment at the start of the semester in which the course is taught.

**LAW3550 General Principles of Private International Law**

1. **General**

This optional course will be taught in the first or second Semester of the third year of the LL.B. degree programme.

2. **Course Objective**

The fundamental objective of this course is to provide students with an insight into the ways in which Caribbean courts deal with legal problems that are connected with foreign jurisdictions. The problems considered are drawn from those affecting private individuals as well as States acting in their private capacity. The course forms an essential basis for advanced work in all forms of transnational litigation.

3. **Course Content**

Part I - Preliminary Topics
   i. Definition, nature and scope of private international law
   ii. Historical development and current theories
   iii. Classification and Renvoi
   iv. Exclusion of foreign law
   v. Domicile and residence

Part II - Procedure
   i. Substance and procedure
   ii. Proof of foreign law

Part III - Jurisdiction and Foreign Judgments
   i. Jurisdiction
   ii. Staying of proceedings and restraining foreign proceedings
   iii. Recognition and enforcement of foreign judgments
   iv. Enforcement of foreign arbitral awards

4. **Method of Teaching**

This course will be taught by way of two one-hour lectures and a one-hour tutorial per week.

5. **Method of Assessment**

This course will be assessed by a written final examination at the end of the semester in which it is taught.
**LAW3560 Specialized Problems in Private International Law Litigation**

1. **General**

   This optional course will be taught in the first or second Semester of the third year of the LL.B. degree programme.

2. **Course Objective**

   This course builds upon the understanding of the General Principles of Private International Law. It examines the ways in which Caribbean courts deal with specific types of contractual and non-contractual litigation as well as family law disputes that are connected with foreign jurisdictions. An overriding objective is to facilitate understanding of the implications of transnational litigation and globalization trends for the Caribbean society.

3. **Course Content**

   i. Nature of Private International Law Litigation
   ii. Transnational Contracts
   iii. Multi-jurisdictional torts
   iv. Offshore investments
   v. Transnational Marriages and Matrimonial Causes
   vi. Polygamous Unions
   vii. Children

4. **Method of Teaching**

   This is a one-semester optional course. It will be taught by a combination of lectures, seminars and workshops.

5. **Method of Assessment**

   This course will be assessed by way of a written final examination at the end of the semester in which it is taught. Students will be required to answer three out of six questions. Students have the option of writing a term paper accounting for 33.3% of the final mark. In the event that the mark on the term paper is higher than the lowest mark obtained in the final examination, the mark for the term paper will be substituted for the examination mark.

**LAW3620 Law of International Organizations (Not being offered)**

1. **General**

   This course will be taught in either Semester I or Semester II of the Third Year of the LL.B. degree programme. It is an optional course but may be slated to be a prerequisite for other options. The completion of Public International Law I and Public International Law II would be an asset, but they are not prerequisites for this course.

2. **Course Objective**

   This course presents an overview of the role of international organizations in the maintenance of international peace and security and in the promotion of other world values including those associated with social, economic and political justice. An overriding objective of the course is to evaluate the extent to which such institutions can be seen as alternative to the state system rather than as extensions of it.
3. **Course Content**

   i. Institutionalization of the World Structure - Historical Overview
   ii. Universal International Organizations
   iii. Regional Organizations
   iv. International Judicial Institutions
   v. Common Features of International Organizations
   vi. The Prospects for the Future: Restructuring the U.N.

4. **Method of Teaching**

   This course will be taught in two lectures and one tutorial per week, each lecture and tutorial being of one hour’s duration.

5. **Method of Assessment**

   This course will be assessed by way of one essay assignment during the semester which will account for 30% of the final mark and one two-hour examination at the end of the semester. Students will be required to answer two questions selected from a total of four questions in the examination.

**LAW3630 Caribbean Integration Law**

1. **General**

   This course is an optional one taught in either Semester I or Semester II of the third year of the LL.B. programme. Public International Law 1 is a prerequisite for this course.

2. **Course Objective**

   The general objective is to introduce students to forms of integration structures to enable the development of a jurisprudence which addresses Caribbean Community issues.

3. **Course Content**

   i. Introduction: Broad Issues and Legal Concepts
   ii. Historical Development of Regional Organisations
   iii. Caribbean: Community Organs, Rule-Making Processes and Enforcement
   iv. European: Community Organisations, Rule-Making Process and Enforcement
   v. Internal Relations
   vi. External Relations and Policies

4. **Method of Teaching**

   This course will be taught by way of a combination of lectures and workshops for three hours per week.

5. **Method of Assessment**

   This course will be assessed by way of one “take-home” written assignment during the Semester in which it is taught and one two hour examination at the end of the Semester in which it is taught. Students will be required to answer two questions selected from a total of four questions in the two hour examination. The “take-home” assignment will account for 30% of the final mark and the two hour examination 70% of the final mark.
LAW3640 Introduction to Offshore Law

1. General

This optional course will be taught in the first and/or second Semester of the third year of the LL.B. degree programme.

2. Course Objective

The course aims to give an appreciation of the legal aspects of new, diverse and contemporary subject areas of offshore investment. It straddles several other legal disciplines such as the law of banking, fiscal law, the law of trusts and the conflict of laws. Still, the study is a unique and holistic subject in itself as several legal concepts are innovative and distinct. Students taking this course should have a background in either revenue law, the law of trusts or the conflict of laws.

3. Course Content

The areas to be covered are as follows:

i. The Anatomy of Offshore Financial Structures, their Development and Rationale
ii. The Nature of the Offshore Trust
iii. Problems facing the Offshore Trust
iv. Confidentiality and Disclosure Initiatives in Offshore Financial Regimes
v. Offshore Vehicles for Tax Avoidance
vi. Conflicts of Laws and Offshore Investment
vii. The Captive Insurance Model
viii. Ethical and Constitutional Issues in Offshore Investment
ix. Developmental Issues and Offshore Investment

4. Method of Teaching

The course will be taught by way of a combination of seminars, workshops and lectures for three hours per week.

5. Method of Assessment

The course will be assessed in one of two ways, either by a ‘take home’ semester assignment in the form of a research paper or project to account for 25% of the final mark and a two hour final examination to account for 75% of the final mark in which students will be required to answer two questions from a total of four, or by a two hour final examination to account for 100% of the final mark in which students will be required to answer two out of a minimum of four questions, one of which will be a compulsory question.

LAW3650 Competition Law in the CARICOM Single Market and Economy

1. General

This an optional course will be taught either in Semester I or Semester II of the third year of the LL.B. programme.

2. Course Objective

The principal aim of the course is to introduce students to competition law and policy in the
Caribbean region bearing in mind that it has either already influenced the CARICOM Single Market and Economy competition law or is likely to influence it, to provide students with a comparative perspective on the application and enforcement of competition law from a different jurisdiction.

3. Course Content

(i) Introduction:
The Development of Competition Law in the Caribbean Region: The Concept of Sustainable Competition Law; Competition Law in Small Market Economies; Challenges for Competition Authorities in Small Economies.

(ii) The Main Features of CSME Competition Law:
(iii) Comparing and contrasting Article 30(i) of Chapter 8 of the Revised Treaty of Chaguaramas with Article 81 EC.
(iv) Comparing and contrasting Article 30 (j) (k) of Chapter 8 of the Revised Treaty of Chaguaramas with Article 82 EC.
(v) Merger Control and the CSME.
(vi) Enforcement of the CSME and EC Competition Law.
(vii) The CSME Competition Law in the Context of World Trade.

4. Method of Teaching

This course will be taught by way of two-hour lecture and one-honour seminar per week.

5. Method of Assessment

The course will be assessed by way of a two-hour written final examination at the end of the semester in which it is taught. Students will be required to answer two questions from a total of four questions.

LAW 3720 International Human Rights Law

1. General

This is an optional course which will be taught either in Semester I or in Semester II of the third year of the LL.B. programme.

2. Course Objective

This course is designed to provide a comprehensive understanding of international human rights standards and of the international machinery of the United Nations, the Council of Europe, and the OAS for the implementing these standards. It also examines the evolution of international human rights, the theoretical foundations of the idea of human rights in various civilizations and cultures, and the meaning and relevance of international human rights law in dealing with major issues in the contemporary world.

3. Course Content

Part I of course deals with the system of the United Nations for the protection and promotion of international human rights law. Part II of the course focuses on the rules, institutional
structures and processes of regional systems for the protection and promotional of human rights, in particular in the European and inter-American systems.

The following topics will be examined:

**PART I**

1. The UN Charter and the International Protection of Human Rights;

2. Implementation and Standard Setting in Conventions sponsored by the United Nations
   i. The International Covenant on Civil and Political of Human Rights;
   ii. The International Covenant on Economic, Social and Cultural Right;
   iii. The UN Convention against Torture and other Cruel, Inhuman and Degrading Treatment or Punishment;
   iv. The UN Convention Relating to the Status of Refugees

**PART II**

1. The Inter-American Rights System
2. The European System of Human Rights

4. **Method of Teaching**

The course will be taught by way of two lectures and one tutorial per week throughout the semester. Each lecture will be of one-hour duration and the tutorial will also be of one-hour duration.

**5. Assessment**

This course is assessed by one “take home” assignment, which contributes 30% of the overall mark, and one two-hour examination at the end of the course, which contributes 70% of the overall mark. The “take home” assignment shall be submitted on or before noon on the Monday which falls three weeks before the end of semester in which the course is taught.

**LAW3760 Intellectual Property**

1. **General**

This optional course will be taught in the first or second semester of the third year of the LL.B. degree programme.

2. **Course Objective**

The main objective of this course is to introduce students to the general principles of intellectual property law.

3. **Course Content**

The areas to be covered include:

   (i) The nature and objectives of intellectual property
   (ii) Copyright
   (iii) Trade Marks
   (iv) Patents
   (v) Confidential Information
   (vi) Designs
4. **Method of Teaching**

This course will be taught by way of two lectures and one tutorial per week, each lecture and tutorial being of one hour’s duration.

5. **Method of Assessment**

The course will be assessed by way of a two-hour written final examination at the end of the semester in which it is taught. Students will be required to answer three out of a total of six questions. The examination paper may be divided into two parts, with students being required to answer at least one question from each part of the paper.

**LAW3840 Alternative Disputes Resolution**

1. **General**

This optional course will be taught in either the first or the second semester of Year III of the LL.B. degree programme.

2. **Course Objective**

The course aims to enable students to appreciate the nature of ADR; to examine particular applications of ADR techniques to public law issues; and to provide students with a comparison with court based dispute resolution to public law issues.

3. **Course Content**

i. ADR in Public Law, nature of court based dispute resolution, identification of ADR techniques, application of ADR techniques to public law issues.

ii. Dispute resolution:
   - Tribunals
   - Ombudsman

iii. Dispute avoidance:
   - Circulars, Guidance and Extra Statutory Concessions

iv. Combined techniques:
   - Self-regulation and adjudication

v. Assessment of the role of ADR in Public Law.

4. **Method of Teaching**

The course will be taught by way of two lectures and one tutorial per week. Each lecture and tutorial will be of one hour’s duration.

5. **Method of Assessment**

This course will be assessed by way of a two-hour written final examination accounting for 70% of the final mark and a draft of an ADR clause accounting for the other 30%, at the end of the semester in which it is taught. In the two-hour examination students will be required to answer three questions selected from a total of six questions.

**LAW3850 Public Law Remedies**

1. **General**

This course is an optional course taught in the first or second semester of the third year of the
LL.B. degree programme. The prerequisite courses for this option are Constitutional Law and Administrative Law.

2. Course Objective

The course is intended to expose the student to an area of law which has become increasingly important in recent years. In this regard the course will focus on specific Public Law Remedies as well as the recent development of the law and the need for reform in this area.

3. Course Content

The areas to be covered in this course are:

i. The historical context of Public Law Remedies
ii. The Prerogative Remedies
iii. The Civil Liability of the State
iv. Public Law Remedies under Statute
v. Public Law Remedies under Caribbean Constitutions
vi. Procedures for Redress
vii. The need for Reform

4. Method of Teaching

This course will be taught by way of two lectures and one tutorial, each of one hour’s duration, per week.

5. Method of Assessment

This course will be assessed by way of a two-hour written final examination at the end of the Semester in which it is taught. Students will be required to answer three questions selected from a total of six questions.

LAW3870 Poverty Law I and LA3880 Poverty Law II

Poverty Law

1. General

The Poverty Law Programme will take place over the two Semesters of the academic year as LAW3870 and LA3880. This is an optional programme in Part III of the LL.B. programme.

2. Course Objective

The programme is designed to promote an understanding of varied experiences and perspectives in the inter-relationship of law and social deprivation and of legal, ethical and social dilemmas in the context of poverty. It seeks to promote fundamental inquiries into the nature, function and suitability of laws in the context of poverty within the developing societies of the Commonwealth Caribbean.

3. Course Content

Semester One - LAW3870 Poverty Law I

The teaching component of the Programme will include the following:-

(1) nature and causes of poverty
(2) access to justice - legal aid
(3) perspective on poverty - lawyer and
client, policeman and citizen, literacy in the courts

(4) perspective on poverty - child care, mental health, drugs, rastafarians as targets
(5) women in crisis
(6) minor offences - vagrancy-type provision and prostitution

At the commencement of the Programme, students will be assigned to a professional mentor (a practising lawyer) or to Community Legal Services. The assignment may include court visits.

Weekly clinics will be held in which students (under supervision) will interview and assist underprivileged members of the public who have legal problems. Students will prepare reports following the interviews and offer recommendations for further action.

During the Programme students will keep a journal of their experiences in class and clinics and of their own ‘interior journey’ of sensitisation to issues of deprivation and poverty.

**Semester Two - LAW3880 Poverty Law II**

The teaching component of the Programme will include the following:

(i) consumer protection
(ii) welfare
(iii) divorce and maintenance
(iv) taxation and National Insurance
(v) redundancy and wrongful dismissal
(vi) ADR - the role of the Ombudsman and mediation

The clinics will continue.

The journal will be kept.

Students will produce a research paper of upwards of 3 000 words which relates to some aspect of the Programme.

**Note:** since Poverty Law is a programme rather than a ‘course’, it may be necessary and/or desirable to modify its content as circumstances permit or dictate.

**4. Method of Teaching**

The academic component of the Programme will be taught through a two hour lecture/seminar each week. Further instruction will be given through the work of the clinics.

**5. Method of Assessment**

**Poverty Law I**

Students will be assessed through a two-hour written examination in which candidates will answer two from a total of six questions. This examination will carry 60% of the total marks awarded. The remaining 40% may be awarded after assessment of the journal (30%) and by continuous assessment of input to the Programme by the student (10%).

**Poverty Law II**

Students will be assessed through a two-hour written examination in which candidates will answer two from a total of six questions. This examination will carry 40% of the total marks awarded. A maximum of 30% of the total marks will be awarded after assessment of the research paper and 20% after assessment of
the journal. The remaining 10% may be awarded by continuous assessment of input to the Programme by the student.

6. **Prerequisites**

Because of its complex administrative nature, admission to the Programme will normally be limited to 20 students. These students are required to register for both Poverty Law I and Poverty Law II (the entire Programme). Students may not register for Poverty Law II unless they have completed Poverty Law I. Early registration is advised.