

Module Descriptor

Module Title	Civil Litigation
Course Title	LLB (Hons) Law, LLB (Hons) Business Law, LLB (Hons) Criminal Law and LLB (Hons) Law with Criminology
School	<input type="checkbox"/> ASC <input type="checkbox"/> ACI <input type="checkbox"/> BEA <input type="checkbox"/> BUS <input type="checkbox"/> ENG <input type="checkbox"/> HSC <input checked="" type="checkbox"/> LSS
Division	Law
Parent Course (if applicable)	LLB (Hons) Law
Level	6
Semester	2
Module Code	LAW_6_CIV
JACS Code	
Credit Value	20 credit points
Student Study Hours	Contact hours: 48 Student managed learning hours: 152
Pre-requisite Learning	None
Co-requisites	None
Excluded combinations	None
Module co-ordinator	
Short Description	The module examines key areas in the civil litigation process, from pre-action steps, issue of claim, through to trial and appeal. The module applies these practical aspects to theoretical but realistic civil litigation disputes, requiring students to read and analyse legal materials relating to civil litigation. It provides a grounding in the intellectual and academic skills required for conducting civil litigation.
Aims	This module aims to Provide students with an in depth understanding of the law and procedure of civil litigation in England & Wales in relation to pre-action matters, ADR, the application of the CPR and of the steps required to progress an action through the courts. Allow students to consider matters of funding, the appropriate court, the tracks, causes of action, defences, counterclaims, additional claims, disclosure, evidence (both of fact and expert evidence), interim applications, costs, judgments, enforcement, appeals; Understand the professional conduct rules; and Appreciate how to use negotiation or advocacy skills in Civil Litigation including ADR, offers to settle, client interviewing, interim applications and case management conferences.
Learning Outcomes	At the end of the module students will be able to Describe systematically and apply the law and procedure civil litigation in England & Wales in relation to pre-action matters, alternative dispute resolution, the application of the Civil Procedure Rules and of the steps required to progress an action through the courts; and Identify and apply professional conduct rules; and Use and apply negotiation or advocacy skills relating to Civil Litigation.

Employability	This module will develop key employability skills, which will enable students to appreciate, develop and apply key skills relevant to the legal profession and understand the transferability of these skills.
Teaching and learning pattern	Contact hours includes the following: (please click on the checkboxes as appropriate) <input checked="" type="checkbox"/> Lectures <input type="checkbox"/> Group Work: <input checked="" type="checkbox"/> Seminars <input type="checkbox"/> Tutorial: <input type="checkbox"/> Laboratory <input checked="" type="checkbox"/> Workshops <input type="checkbox"/> Practical <input type="checkbox"/> VLE Activities
Indicative content	Key aspects of Civil Litigation; Introduction to the civil courts structure and the Civil Procedure Rules including the 'overriding objective' and the role of alternative dispute resolution; Remedies available to civil litigants; Financing civil litigation; Pre-action matters and pre-action protocols; Starting a claim and defending a claim; Termination without trial; Case management and allocation to track; Interim applications and hearings; Evidence – disclosure of documents, witness statements and experts; Offers to settle; The trial; Costs orders; Enforcing judgements; and Appeals.
Assessment method	Formative assessment Students will have the opportunity in seminars to practise presentations and to receive tutor and peer feedback. They will also undertake a mock examination and receive tutor feedback. Summative assessment <u>CW1 50% Written and Oral Assignment</u> Written Aspect 1125 Words Oral Aspect 10 Minutes e.g. Practical Application Advocacy with a Skeleton Argument <i>At least 21 Days from Release to Submission</i> <u>CW2 50% Written Assignment</u> Written Aspect 2250 words e.g. Practical Problem Style Question/Advice; and/or Evaluation style Question/Advice <i>At least 21 Days from Release to Submission</i>
Mode of resit assessment	CW1: same assessment method and content CW2: same assessment method, fresh content
Indicative Sources	Current editions of Core Materials: Susan Cunningham-Hill & Karen Elder, <i>Civil Litigation Handbook</i> , OUP Other materials: Stuart Sime, <i>A Practical Approach to Criminal Procedure</i> , OUP John O'Hare, <i>Civil Litigation</i> , Sweet & Maxwell Lord Justice Jackson (ed.), <i>The White Book (Civil Procedure)</i> , Sweet & Maxwell

	<p>P.K.J. Thompson (ed.), <i>The Green Book (Civil Court Practice)</i>, Butterworths</p> <p>Deirdre Dwyer (ed.), <i>The Civil Procedure Rules Ten Years On</i>, OUP</p> <p>Hazel Genn, <i>Judging Civil Justice (The Hamlyn Lectures)</i>, CUP</p>
<p>Other Learning Resources</p>	<p>Students will be directed to other resources, including key journals, on the Module Moodle site and OUP Law Trove as well as the on-line resources listed below:</p> <p>www.justice.gov.uk: The Ministry of Justice, includes the Civil Procedure Rules and pre-action protocols; civil court forms and explanatory guidance; Legal Aid and the Legal Aid Agency.</p> <p>www.sra.org.uk: The Solicitors Regulation Authority, for the Solicitors Code of Conduct 2011</p> <p>www.lawsociety.org.uk: The Law Society, for a wide range of consultation papers and access to litigation and client care practice notes</p> <p>http://www.judiciary.gov.uk/related-offices-and-bodies/advisory-bodies/cjc/: The Civil Justice Council, information on the civil justice system</p>