

## **REGULATIONS FOR THE DEGREE OF MASTER OF COMMON LAW (MCL)**

*These regulations apply to students admitted to the MCL curriculum in the academic year 2014-15 and thereafter.*

*(See also General Regulations)*

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### **Admission requirements**

**LL59** To be eligible for admission to the courses leading to the Master of Common Law, a candidate shall

- (a) comply with the General Regulations; and
- (b)
  - (i) hold a degree of Bachelor of Laws with at least second class honours or an equivalent qualification in a non-common law jurisdiction; or
  - (ii) have been admitted to the professional practice of law in a non-common law jurisdiction.

A candidate for admission shall, if required, produce evidence of sufficient academic attainment, and shall satisfy the examiners in a qualifying examination if such an examination is required. A candidate who fails to meet the requirements of (b) above may, in exceptional circumstances, be admitted provided that the Faculty Higher Degrees Committee is satisfied that by reason of his or her background, experience and professional qualifications, if any, the candidate is fit to follow the courses, and the candidate satisfies the examiners in a qualifying examination.

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### **Qualifying examination**

- LL60**
- (a) A qualifying examination may be set to test the candidate's formal academic ability or his or her ability to follow the courses of study prescribed. It shall consist of one or more examination papers or a research paper.
  - (b) A candidate who is required to satisfy the examiners in a qualifying examination shall not be permitted to register until he or she has satisfied the examiners in the examination.
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### **Award of degree**

- LL61** To be eligible for the award of the Master of Common Law, a candidate shall
- (a) comply with the General Regulations; and
  - (b) complete the curriculum and satisfy the examiners in accordance with the regulations set out below.
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### **Curriculum**

**LL62** The curriculum for the Master of Common Law shall normally extend over one year of full-time study. To complete the curriculum, a candidate shall

- (a) follow instruction and attend classes as required, and complete all coursework required;
- (b) satisfy the examiners in each of a total number of courses amounting to at least 48 credits in value and selected (with the approval of the Programme Director) from the

courses listed in the course syllabuses below, which shall include at least 30 credits of courses designated below as “common law subjects”.

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### **Examinations**

**LL63** Any candidate who has failed to pass a course or courses in the manner provided for in these Regulations may be permitted

- (a) to sit a supplementary examination; or
- (b) to repeat the course or courses by following the course of instruction at the next available opportunity and taking the prescribed examination, or by taking the prescribed examination without following the course of instruction; or
- (c) to undertake the study of any alternative course or courses at the next available opportunity which enable completion of the curriculum.

**LL64** A candidate who has failed to pass a course or courses shall be recommended for the discontinuation of study under General Regulation G12 if not permitted to attend for examination at some other time or to sit a supplementary examination or to repeat the course or courses or to undertake the study of another course or courses which enable completion of the curriculum.

**LL65** A candidate who is unable through illness or other acceptable reason to attend for examination may apply for permission to attend for examination at some other time.

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### **Examination results**

**LL66** At the conclusion of the examinations, a pass list shall be published in alphabetical order. A candidate who has shown exceptional merit may be awarded a mark of distinction, and this mark shall be recorded in the candidate's degree diploma.

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## **COURSEWORK FOR THE MASTER OF COMMON LAW (MCL)**

Potential courses are listed below. Not all courses are offered every academic year, but are subject always to the availability of teachers and resources.

### **Common law subjects**

- . LLAW3093 Administrative law
- . LLAW6021 Advanced administrative law
- . LLAW3206 Advanced law of obligations
- . LLAW3205 Advanced legal theory
- . LLAW3199 Advanced topics in competition law
- . LLAW3214 Advanced Topics in Constitutional Law
- . LLAW3212 An Introduction to Derivatives Law and Practice
- . LLAW3112 Arbitration law
- . LLAW6157 Arbitration practice, procedure and drafting
- . LLAW3008 Bank security
- . LLAW3009 Banking law
- . LLAW3010 Business associations
- . LLAW3138 Carriage of goods by sea
- . LLAW3046 Child and the law
- . LLAW3097 Civil procedure
- . LLAW2012 Commercial law
- . LLAW3015 Company law
- . LLAW3123 Competition law I
- . LLAW6245 Compliance in the Hong Kong securities industry
- . LLAW2001 Constitutional law
- . LLAW3067 Construction law
- . LLAW3223 Construction of commercial contracts
- . LLAW3183 Corporate conflicts
- . LLAW6082 Corporate governance and shareholder remedies
- . LLAW1001 Criminal law I
- . LLAW1002 Criminal law II
- . LLAW3099 Criminal procedure
- . LLAW3066 Cross-border legal relations between the Mainland and Hong Kong (in putonghua)
- . LLAW6086 Current issues in corporate law: mergers and acquisitions
- . LLAW6088 Derivatives: law and regulation
- . LLAW3218 Energy law
- . LLAW3094 Equity and Trust I
- . LLAW3095 Equity and Trust II
- . LLAW3102 Evidence I
- . LLAW3013 Evidence II
- . LLAW6222 Financial dispute resolution: Hong Kong & international perspectives
- . LLAW3133 Healthcare law
- . LLAW3047 Hong Kong Basic Law
- . LLAW6005 Hong Kong intellectual property law
- . LLAW3022 Human rights in Hong Kong
- . LLAW6242 Human rights in practice
- . LLAW3024 Insurance law
- . LLAW3023 Insolvency law
- . LLAW3025 International commercial litigation
- . LLAW3076 International commercial transactions
- . LLAW6204 Introduction to common law
- . LLAW3209 Introduction to Hong Kong securities law
- . LLAW3001 Introduction to legal theory

- . LLAW3030 Introduction to private international law (conflict of laws)
- . LLAW3032 Issues in family law
- . LLAW3033 Issues in intellectual property law
- . LLAW3034 Labour law
- . LLAW2013 Land law I
- . LLAW2014 Land law II
- . LLAW3105 Land law III (conveyancing)
- . LLAW3142 Law and politics of constitutions
- . LLAW6239 Law and regulation of private banking and wealth management I
- . LLAW6246 Law and regulation of private banking and wealth management II
- . LLAW1001 Law of contract I
- . LLAW1002 Law of contract II
- . LLAW3048 Law of restitution I
- . LLAW3121 Law of restitution II
- . LLAW1005 Law of tort I
- . LLAW1006 Law of tort II
- . LLAW3061 Law, the individual and the community: a cross-cultural dialogue
- . LLAW1013 Legal research and writing I
- . LLAW2017 Legal research and writing II
- . LLAW3073 Media law
- . LLAW3040 Medico-legal issues
- . LLAW6097 Pension and investment funds in Hong Kong and the PRC
- . LLAW3042 Planning and environmental law
- . LLAW3043 Principles of family law
- . LLAW3072 Principles of Hong Kong taxation on income
- . LLAW3075 Privacy and data protection
- . LLAW6098 Project finance
- . LLAW3069 Regulation of financial markets
- . LLAW3045 Remedies
- . LLAW3115 Rights and remedies in the criminal process
- . LLAW6049 Securities regulation I
- . LLAW6244 Securities regulation II
- . LLAW6240 Security and human rights
- . LLAW3116 Selected legal issues in commercial practice
- . LLAW3054 Succession
- . LLAW1008 The legal system of the Hong Kong SAR
- . LLAW3221 Trusts in Practice

### **Non-common law subjects**

- . LLAW3113 Advanced issues in information technology law
- . LLAW6243 Advanced issues in intellectual property law
- . LLAW6022 Advanced research methodology
- . LLAW3007 Alternative dispute resolution
- . LLAW3140 Animal law
- . LLAW6023 Arbitration law workshop
- . LLAW6058 Armed conflict, humanitarian law and human rights
- . LLAW6153 Business and human rights
- . LLAW3139 Communications law
- . LLAW3125 Comparative constitutional law
- . LLAW3144 Comparative environmental law
- . LLAW3191 Comparative family law
- . LLAW3016 Comparative law
- . LLAW3156 Comparative remedies in trust law
- . LLAW3124 Competition law II

- . LLAW6245 Compliance in the Hong Kong securities industry
- . LLAW3196 Constitutionalism in emerging states
- . LLAW3200 Copyright and creativity
- . LLAW3017 Copyright law
- . LLAW3184 Credit and security law
- . LLAW6059 Criminal justice and human rights
- . LLAW3018 Criminology
- . LLAW3211 Critical theory in legal scholarship
- . LLAW3182 Cross border corporate finance: issues and techniques
- . LLAW6084 Cross-border insolvency law
- . LLAW3100 Current issues in comparative commercial law
- . LLAW6127 Current issues in financial law
- . LLAW6060 Current issues in human rights
- . LLAW3092 Current issues in insolvency law
- . LLAW6137 Current issues in international arbitration and dispute settlement
- . LLAW3019 Current legal controversies
- . LLAW3101 Cybercrime
- . LLAW3127 Dealing with legacies of human rights violations
- . LLAW6061 Development and human rights
- . LLAW3179 Digital copyright
- . LLAW3151 E-business law
- . LLAW3020 Economic analysis of law
- . LLAW3117 Economic, social and cultural rights
- . LLAW3063 Emerging markets: finance and investment
- . LLAW3218 Energy law
- . LLAW3071 Equality and non-discrimination
- . LLAW6030 Equality and the law
- . LLAW3091 Ethnicity, human rights and democracy
- . LLAW6065 Freedom of speech and the press
- . LLAW6066 Gender issues in human rights
- . LLAW3220 Gender, sexuality and the law
- . LLAW3165 Global business law I
- . LLAW3166 Global business law II
- . LLAW3169 Globalisation and human rights
- . LLAW3080 Governance and law
- . LLAW3203 Guided research
- . LLAW6031 Hong Kong and international law
- . LLAW3110 Human rights and cyberspace
- . LLAW3168 Human rights and governance
- . LLAW3083 Human rights: history, theory and politics
- . LLAW3065 Information technology law
- . LLAW3084 Intellectual property and Information technology
- . LLAW3155 Intellectual property policy and practice
- . LLAW3104 Intellectual property, innovation and development
- . LLAW3085 International and comparative intellectual property law
- . LLAW3086 International and regional protection of human rights
- . LLAW6237 International arbitration: practice, process & strategy
- . LLAW3111 International commercial arbitration
- . LLAW3057 International criminal law
- . LLAW3078 International economic law
- . LLAW3134 International environmental law
- . LLAW3026 International human rights
- . LLAW3175 International humanitarian law
- . LLAW3157 International law and modernity for a multipolar world
- . LLAW3158 International law in a world of crises

- . LLAW3058 International moot competition
- . LLAW3027 International organizations
- . LLAW3035 International protection of refugees and displaced persons
- . LLAW3136 International securities law
- . LLAW6096 International tax and tax planning
- . LLAW3028 International trade law I
- . LLAW6129 International trade law II
- . LLAW3160 Interpretation of statutes, contracts and treaties
- . LLAW3150 Introduction to information technology law
- . LLAW3120 Introduction to international human rights law
- . LLAW3188 Introduction to law and literary studies
- . LLAW3159 Introduction to negotiation theory and practice
- . LLAW3059 Jessup international law moot court competition
- . LLAW6074 Labour rights and human rights
- . LLAW3141 Law and film
- . LLAW3128 Law and literature
- . LLAW3174 Law and policy
- . LLAW3208 Law and practice of investment treaty arbitration
- . LLAW3118 Law and religion
- . LLAW3172 Law and social theory
- . LLAW3035 Law in East Asia
- . LLAW3056 Law of international finance I
- . LLAW6094 Law of international finance II
- . LLAW3049 Law of the sea
- . LLAW3145 Law, economics, regulation and development
- . LLAW3036 Law, justice and ideology
- . LLAW3161 Law, meaning and interpretation
- . LLAW3090 Legal aspects of white collar crime
- . LLAW3190 Legal discourse and the mind
- . LLAW6042 Legal fictions: representations of the law in literature, philosophy and cinema
- . LLAW3162 Legal translation
- . LLAW6043 Liabilities in international aviation
- . LLAW3215 Luxury Brands and Trademark Law
- . LLAW3192 Mediation
- . LLAW3146 Multiculturalism and the law
- . LLAW6075 National protection of human rights
- . LLAW6163 Negotiation: settlement and advocacy
- . LLAW3178 Online dispute resolution
- . LLAW6045 Postmodern legal theory
- . LLAW3167 Preventative law: approach to conflict prevention and resolution
- . LLAW3044 Public international law
- . LLAW3163 Public international law in domestic courts
- . LLAW3180 Regulation of cyberspace
- . LLAW6224 Resolution of transnational commercial disputes: processes and principles
- . LLAW3068 Rights of the child in international and domestic law
- . LLAW6240 Security and human rights
- . LLAW3051 Selected problems in international law
- . LLAW6076 Seminar in human rights research, sources and methodology
- . LLAW3053 Sociology of law
- . LLAW3147 Space law and policy
- . LLAW3143 Topics in law and literature: Flaubert and Eliot
- . LLAW3171 Topics in English and European legal history
- . LLAW3176 Trademarks and unfair competition
- . LLAW3070 World Trade Organization: law and policy

## **COURSE DESCRIPTIONS**

Please refer to the course descriptions in the Regulations for the Degree of Bachelor of Laws (LLB), the Regulations for the Degrees of Master of Laws (LLM), Master of Laws in Chinese Law (LLM[Chinese Law]), Master of Laws in Corporate and Financial Law (LLM[CFL]), Master of Laws in Human Rights (LLM[HR]) and Master of Laws in Information Technology and Intellectual Property Law (LLM[IT&IPL]) and the Regulations for the Degree of Master of Laws in Arbitration and Dispute Resolution (LLM[ARB]).

## **REGULATIONS GOVERNING THE FORMAT, BINDING, AND PRESENTATION OF DISSERTATIONS FOR HIGHER DEGREES BY COURSEWORK**

1. Each copy of a dissertation shall be typewritten or printed on one side only of International size A4 paper<sup>1</sup> (except for drawings, maps, or tables on which no restriction is placed), with a margin of not less than 38mm on the left-hand edge of each page.
2. The appropriate Board of the Faculty shall decide whether any dissertation submitted successfully in part-fulfilment of a higher degree by coursework shall be an accession to the University Library.
3. If it is to be an accession to the Library the top copy of the dissertation shall be used, and bound in one or more volumes as determined by the Librarian and between boards faced with cloth in black for MA, MPA, MMedSc, in dark blue for MSW, MBA, and in green for all others. The title, name of author, degree, and date shall be lettered in gilt on the front cover and spine in accordance with the standard layout approved by the Librarian. The title of a dissertation written in Chinese shall be lettered on the cover in Chinese and English.

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<sup>1</sup> 297 mm x 210 mm

N.B. Candidates for higher degrees are reminded that any dissertation not typed or printed on the correct paper will not be accepted. Any candidate who has difficulty in obtaining the paper should consult his Faculty Office.