

*Legal Studies for VCE*  
*Units 3 & 4 Justice & Outcomes 15E*  
Student book contents [DRAFT]

**CHAPTER 1 LEGAL TOOLKIT**

- 1.1 Understanding the VCE Legal Studies course
- 1.2 Setting yourself up for success in VCE Legal Studies
- 1.3 Tips for success on assessment tasks
- 1.4 Mastering legal citation
- 1.5 Careers in the law

**UNIT 3 RIGHTS AND JUSTICE**

**CHAPTER 2 INTRODUCTION TO UNIT 3**

- 2.1 An overview of the Australian legal system
- 2.2 Criminal law and civil law
- 2.3 The meaning of the rule of law

**CHAPTER 3 INTRODUCTION TO THE VICTORIAN CRIMINAL JUSTICE SYSTEM**

- 3.1 Introduction to the criminal justice system
  - 3.2 The principles of justice
  - 3.3 Key concepts in the Victorian criminal justice system
  - 3.4 The rights of the accused
  - 3.5 The rights of the victims
- Chapter 3 review

**CHAPTER 4 DETERMINING A CRIMINAL CASE**

- 4.1 The role of Victorian Legal Aid in assisting an accused
  - 4.2 The role of community legal centres in assisting an accused
  - 4.3 The purposes of committal proceedings
  - 4.4 Plea negotiations
  - 4.5 Sentence negotiations
  - 4.6 The reasons for a Victorian court hierarchy
  - 4.7 The responsibilities of the judge and jury in a criminal trial
  - 4.8 The responsibilities of the parties and legal practitioners in a criminal trial
  - 4.9 The purposes of sanctions
  - 4.10 Types of sanctions – fees
  - 4.11 Types of sanctions – imprisonment
  - 4.12 Sentencing factors
- Chapter 4 review

**CHAPTER 5 REFORMING THE CRIMINAL JUSTICE SYSTEM**

- 5.1 Cost factors
  - 5.2 Time factors
  - 5.3 Cultural factors
  - 5.4 Recent reforms
  - 5.5 Recommended reforms
- Chapter 5 review

**CHAPTER 6 INTRODUCTION TO THE VICTORIAN CIVIL JUSTICE SYSTEM**

- 6.1 Introduction to the civil justice system
- 6.2 The principles of justice

- 6.3 Key concepts in the Victorian civil justice system
  - 6.4 Relevant factors when initiating a civil claim – negotiation and costs
- Chapter 6 review

**CHAPTER 7 RESOLVING A CIVIL DISPUTE**

- 7.1 Consumer Affairs Victoria
  - 7.2 The Victorian Civil and Administrative Tribunal
  - 7.3 The purposes of civil pre-trial procedures
  - 7.4 The reasons for a Victorian court hierarchy
  - 7.5 The responsibilities of the judge and jury in a civil trial
  - 7.6 The responsibilities of the parties and legal practitioners in a civil trial
  - 7.7 Judicial powers of case management
  - 7.8 Courts as dispute resolution bodies
  - 7.9 Methods used to resolve civil disputes – mediation and conciliation
  - 7.10 Methods used to resolve civil disputes – arbitration
  - 7.11 Remedies
- Chapter 7 review

**CHAPTER 8 REFORMING THE CIVIL JUSTICE SYSTEM**

- 8.1 Cost factors
  - 8.2 Time factors
  - 8.3 Accessibility factors
  - 8.4 Recent reforms
  - 8.5 Recommended reforms
- Chapter 8 review

**UNIT 4 THE PEOPLE AND THE LAW**

**CHAPTER 9 INTRODUCTION TO UNIT 4**

- 9.1 The historical development of the British parliament
- 9.2 The federation of Australia
- 9.3 Parliaments in Australia
- 9.4 The meaning of the rule of law

**CHAPTER 10 THE PEOPLE, THE PARLIAMENT AND THE CONSTITUTION**

- 10.1 Introduction to the Australian Constitution
  - 10.2 The role of the Commonwealth parliament in law-making
  - 10.3 The role of the Victorian parliament in law-making
  - 10.4 The role of the Crown in law-making
  - 10.5 The division of constitutional law-making powers
  - 10.6 Section 109 of the Australian Constitution
- Chapter 10 review

**CHAPTER 11 CHECKS ON PARLIAMENT IN LAW-MAKING**

- 11.1 Introduction to the checks on Parliament in law-making
- 11.2 The bicameral structure of the Commonwealth parliament

- 11.3 The separation of exclusive, legislative and judicial powers
  - 11.4 The express protection of rights
  - 11.5 The role of the High Court in interpreting the Australian Constitution
  - 11.6 The requirement for a double majority in a referendum
- Chapter 11 review

**CHAPTER 12 CHANGING AND PROTECTING THE AUSTRALIAN CONSTITUTION**

- 12.1 High Court cases and sections 7 and 24 of the Constitution
  - 12.2 Protecting the Australian Constitution – the 1999 Referendum
  - 12.3 Changing the Australian Constitution – the 1967 Referendum
  - 12.4 The High Court and the division of law-making powers
  - 12.5 Interpretation of the external affairs power
- Chapter 12 review

**CHAPTER 13 THE PARLIAMENT**

- 13.1 The roles of the houses of parliament
  - 13.2 The representative nature of parliament
  - 13.3 Political pressures
  - 13.4 Restrictions on law-making powers
- Chapter 13 review

**CHAPTER 14 THE COURTS**

- 14.1 Introduction to the courts
  - 14.2 The role of the courts in law-making
  - 14.3 Statutory interpretation
  - 14.4 Factors that affect the ability of the courts to make law – the doctrine of precedent
  - 14.5 Factors that affect the ability of the courts to make law – judicial conservatism
  - 14.6 Factors that affect the ability of the courts to make law – judicial activism
  - 14.7 Factors that affect the ability of the courts to make law – cost and time bringing a case to court
  - 14.8 Factors that affect the ability of the courts to make law – the requirement of standing
  - 14.9 The relationship between courts and parliament in law-making
- Chapter 14 review

**CHAPTER 15 LAW REFORM**

- 15.1 Reasons for law reform
  - 15.2 Individuals influencing law reform through petitions
  - 15.3 Individuals influencing law reform through demonstrations
  - 15.4 Individuals influencing law reform through the courts
  - 15.5 The role of the media in law reform
  - 15.6 The Victorian Law Reform Commission
  - 15.7 Parliamentary committees
  - 15.8 Royal commissions
  - 15.9 The ability of parliament and the courts to respond to the need for law reform
- Chapter 15 review