

Subject Description Form

Subject Code	CSE374
Subject Title	Environmental and Safety & Health Legislation
Credit Value	3
Level	3
Pre-requisite / Co-requisite/ Exclusion	Pre-requisite: CSE376
Objectives	This subject aims to provide students with a basic knowledge on the legal system of Hong Kong through explanation of basic legal concepts and to have a sound understanding on environmental and occupational safety & health legislations.
Intended Learning Outcomes	<p>Upon completion of the subject, students will be able to:</p> <ol style="list-style-type: none"> a. recognize the historical development in Hong Kong Legal System; b. prioritize the legal status of both legal document and general guidance; c. interpret the importance of general and specific legislation; d. critically review the legal implication of current and future trend development; e. demonstrate an ability to adapt the change and continuing improvement in good practice with reference to the minimum legal requirement; f. construct the logical way of thinking in interpreting legal matters.
Subject Synopsis/ Indicative Syllabus	<p>The Hong Kong Legal Studies</p> <ol style="list-style-type: none"> 1. <u>Brief Introduction of the Hong Kong Legal System</u> Legal framework in Hong Kong SAR; Sources of Hong Kong Law; Hong Kong Courts. <p>Specific Legal Concept</p> <ol style="list-style-type: none"> 2. <u>The Law of Contract</u> Essential elements of a valid contract. Misrepresentation, privity of contract, discharge of contract; The doctrine of fundamental breach; Remedies for breach of contract. Exemption Clauses. 3. <u>The Law of Tort</u> Civil liability including occupier's liability; vicarious liability: employer, agent, independent contractor; negligence: essential elements, duty of care, standard of care, negligent statement, damages, defences; compensation in tort. <p>Statutory Liability including Occupiers Liability Ordinance, Employees' Compensation Ordinance, Pneumoconiosis (Compensation) Ordinance; Occupational Deafness (Compensation) Ordinance.</p>

Student Study Effort Expected	Class Contact:	Average hours per week
	▪ Lectures / Tutorial / Site Visits	3 Hrs.
	Other Study Effort	
	▪ Coursework	3 Hrs.
	▪ Self Study	3 Hrs.
	Total Study Effort	9 Hrs.
Reading List and References	<p>Essential Textbooks:</p> <p>Dobinson, I. and Roebuck, D. (2001). <i>Introduction to Law in the Hong Kong SAR</i>. Hong Kong: Sweet & Maxwell.</p> <p>Wesley-Smith, P. (1998). <i>An Introduction to the Hong Kong Legal System</i>. (Third Edition). Hong Kong: Oxford University Press.</p> <p>Reference Textbooks:</p> <p>Roger, W. V. H. (2006). <i>Winfield and Jolowicz on Tort</i>. (17th Edition). London: Sweet & Maxwell.</p> <p>Stone, R. (2005). <i>Contract Law Q & A Series</i>. (6th Edition). London: Cavendish.</p> <p>Justice Department, HKSAR, http://www.doj.gov.hk/eng/index.html</p>	