Module Descriptor

Title	Advanced Law Of Obligations		
Session	2026/27	**Status**	**Approved**
Code	LAWW10017	**SCQF Level**	10
Credit Points	20	**ECTS (European Credit Transfer Scheme)**	10
School	**Business and Creative Industries**		
Module Co-ordinator	Nishant Gokhale		

Summary of Module

This module will explore advanced concepts and contentious issues relating to voluntary and involuntary obligations, the main emphasis being upon the Law of Contract and the Law of Delict.

The syllabus in law of contract will examine the latest developments in the Law of Contract from formation of a contract to breach of contract and termination of contracts. The module will cover different areas selected by the lecturer in each academic year and will involve a critical appraisal of the current state of the law in each particular area as well as an assessment of approaches in other jurisdictions. This may, for example, involve the issues of controlling or restricting liability in contracts, developments in the law relating to error in the Law of Contract and issues of frustration of contract.

The same approach will be taken in respect of the Law of Delict. The primary focus will be on developments in the law of negligence, including liability for psychiatric injury, though some consideration may also be given to statutory liability, such as occupiers' liability and liability for animals, and specific delicts, including defamation and verbal injury, nuisance, and fraud. Once again, this section will involve a critical appraisal of the current state of the law in each particular area as well as an assessment of approaches in other jurisdictions. This may, for example, involve the issues of causation and scope of liability, pure economic loss, alternatives to a nuisance-based approach and developments in the law of confidence.

This module is developed in accordance with the UWS Graduate Attributes and helps students to develop the range of skills, qualities and abilities which will prepare them for success both out with university and beyond their period of study at UWS. This module will help the student develop academic skills such as gaining knowledge, being a critical thinker, being analytical, being a problem solver, being digitally literate and being an autonomous learner.

Module Delivery Method	On-Campus[1] ☐	Hybrid[2] ☒	Online[3] ☐	Work -Based Learning[4] ☐
Campuses for Module Delivery	☐ Ayr ☐ Dumfries	☐ Lanarkshire ☐ London ☒ Paisley	☐ Online / Distance Learning ☐ Other (specify)	

Terms for Module Delivery	Term 1	☒	Term 2	☐	Term 3	☐
Long-thin Delivery over more than one Term	Term 1 – Term 2	☐	Term 2 – Term 3	☐	Term 3 – Term 1	☐

Learning Outcomes	
L1	Critically evaluate developments in the Law of Contract
L2	Critically evaluate developments in the Law of Delict
L3	Critically evaluate the reports of relevant court decisions and assess their significance within the law of contract and the law of delict
L4	Make effective use of physical and electronic resources in order to acquire specialist legal information.
L5	---

Employability Skills and Personal Development Planning (PDP) Skills	
SCQF Headings	**During completion of this module, there will be an opportunity to achieve core skills in:**
Knowledge and Understanding (K and U)	**SCQF 10** Demonstrate and work with: Knowledge that covers and integrates most of the principal areas, features, boundaries, terminology and conventions of the law of obligations A critical understanding of the principal theories, concepts and principles. Detailed knowledge and understanding in one or more specialisms, some of which is informed by, or at the forefront of, the law of obligations.

[1] Where contact hours are synchronous/ live and take place fully on campus. Campus-based learning is focused on providing an interactive learning experience supported by a range of digitally-enabled asynchronous learning opportunities including learning materials, resources, and opportunities provided via the virtual learning environment. On-campus contact hours will be clearly articulated to students.

[2] The module includes a combination of synchronous/ live on-campus and online learning events. These will be supported by a range of digitally-enabled asynchronous learning opportunities including learning materials, resources, and opportunities provided via the virtual learning environment. On-campus and online contact hours will be clearly articulated to students.

[3] Where all learning is solely delivered by web-based or internet-based technologies and the participants can engage in all learning activities through these means. All required contact hours will be clearly articulated to students.

[4] Learning activities where the main location for the learning experience is in the workplace. All required contact hours, whether online or on campus, will be clearly articulated to students

	Knowledge and understanding of the ways in which the law of obligations has developed, including a range of established techniques of enquiry or research methodologies.
Practice: Applied Knowledge and Understanding	**SCQF 10** Apply knowledge, skills and understanding: In using a wide range of the principal professional skills, techniques, practices and materials associated with the law of obligations In using a few skills, techniques, practices and materials that are specialised, advanced and at the forefront of the law of obligations. To practise in a range of professional level contexts that include a degree of unpredictability or specialism.
Generic Cognitive skills	**SCQF 10** Critically identify, define, conceptualise and analyse complex problems and issues. Offer professional insights, interpretations and solutions to problems and issues. Demonstrate some originality and creativity in dealing with professional issues. Critically review and consolidate knowledge, skills, practices and thinking in the law of obligations Make judgements where data/information is limited or comes from a range of sources.
Communication, ICT and Numeracy Skills	**SCQF 10** Use a wide range of routine skills and some advanced and specialised skills in support of established practices in the law of obligations, for example: Present or convey, formally and informally, information about specialised topics to informed audiences. Communicate with peers, senior colleagues and specialists on a professional level. Use a range of ICT applications to support and enhance work at this level and adjust features to suit purpose.
Autonomy, Accountability and Working with Others	**SCQF 10** Exercise autonomy and initiative in professional or equivalent activities. Exercise significant managerial responsibility for the work of others and for a range of resources. Practise in ways that show awareness of own and others' roles and responsibilities. Work, under guidance, in a peer relationship with specialist practitioners. Work with others to bring about change, development and new thinking.

Prerequisites	**Module Code**	**Module Title**
	LAWW07021	Scots Private Law 2: Delict
	LAWW07024	Scots Private Law 1: Contract

	Other Previously undertaken appropriate modules equivalent to the Contract Law and Delict modules noted above. The appropriateness of any such modules will be determined by the Module Co-ordinator and Program Leader	
Co-requisites	**Module Code**	**Module Title**

Learning and Teaching	
In line with current learning and teaching principles, a 20-credit module includes 200 learning hours, normally including a minimum of 36 contact hours and maximum of 48 contact hours.	
Learning Activities During completion of this module, the learning activities undertaken to achieve the module learning outcomes are stated below:	**Student Learning Hours** (Note: Learning hours include both contact hours and hours spent on other learning activities)
Tutorial / Synchronous Support Activity	24
Independent Study	176
Please select	
Please select	
Please select	
Please select	
TOTAL	200

Indicative Resources

The following materials form essential underpinning for the module content and ultimately for the learning outcomes:

Unlike other undergraduate courses, there is no definitive list of resources given the topical and changing nature of this module. Instead, current specific reading lists will be given for each seminar. Students will be expected to at least consult the basic reading before attending class. The following are indicative of some required general resources:

Black, G., Woolman on Contract (6th edition, W Green 2018)

Right Hon Lord Eassie and MacQueen, H., Gloag and Henderson: The Law of Scotland (14th edition, W Green 2017)

MacQueen, H., MacQueen and Thomson on Contract Law in Scotland (5th edition, Bloomsbury Professional 2020)

McBryde, W.W., The Law of Contract in Scotland (3rd edition, W Green 2007)

McManus, F. et al., Delict: A Comprehensive Guide to the Law in Scotland (3rd edition, Edinburgh University Press 2021)

Peel, E., Treitel on the Law of Contract (15th edition, Sweet & Maxwell 2020)

Gatica, M.P., Fault-Based And Strict Liability In The Law of Neighbours, (Edinburgh Legal Education Trust 2023)

Goudkamp, J. & Nolan, D., Winfield and Jolowicz on Tort (20th edition, Sweet & Maxwell 2020)

Pillans, B., Delict: Law & Policy (5th edition, W Green 2014) Reid, E. The Law of Delict in Scotland, (Edinburgh University Press 2022) Stewart, W.J., A Casebook on Delict, (2nd edition, W Green/Sweet & Maxwell 1997) Cameron, G., Thomson's Delictual Liability (6th edition, Bloomsbury Professional 2021)
(N.B. Although reading lists should include current publications, students are advised (particularly for material marked with an asterisk*) to wait until the start of session for confirmation of the most up-to-date material)

Attendance and Engagement Requirements
In line with the Student Attendance and Engagement Procedure, Students are academically engaged if they are regularly attending and participating in timetabled on-campus and online teaching sessions, asynchronous online learning activities, course-related learning resources, and complete assessments and submit these on time. **For the purposes of this module, academic engagement equates to the following:** Students are required to attend scheduled teaching sessions and engage with the Virtual Learning Environment, lack of which could result in the student being referred to the Engagement Panel or other appropriate body, and could prevent student progression, and ultimately successful degree completion.

Equality and Diversity
The University's Equality, Diversity and Human Rights Procedure can be accessed at the following link: UWS Equality, Diversity and Human Rights Code. Reasonable accomodation will be made as applicable within the module to both teaching and assessments.
(N.B. Every effort will be made by the University to accommodate any equality and diversity issues brought to the attention of the School)

Supplemental Information

Divisional Programme Board	**Accounting Finance Law**
Overall Assessment Results	☐ **Pass / Fail** ☒ **Graded**
Module Eligible for Compensation	☒ **Yes** ☐ **No** **If this module is eligible for compensation, there may be cases where compensation is not permitted due to programme accreditation requirements. Please check the associated programme specification for details.**
School Assessment Board	Accounting, Finance and Law
Moderator	**TBC**
External Examiner	Tinache Masvimbo Madebwe
Accreditation Details	Law Society of Scotland
Module Appears in CPD catalogue	☐ **Yes** ☒ **No**
Changes / Version Number	

Assessment (also refer to Assessment Outcomes Grids below)

Assessment 1
An essay worth 50% of the overall mark critically evaluating developments in the Law of Contract.
Assessment 2
An essay worth 50% of the overall mark critically evaluating developments in the Law of Delict.
Assessment 3
NA
(N.B. (i) Assessment Outcomes Grids for the module (one for each component) can be found below which clearly demonstrate how the learning outcomes of the module will be assessed. (ii) An indicative schedule listing approximate times within the academic calendar when assessment is likely to feature will be provided within the Student Module Handbook.)

Component 1							
Assessment Type	**LO1**	**LO2**	**LO3**	**LO4**	**LO5**	**Weighting of Assessment Element (%)**	**Timetabled Contact Hours**
Essay	☒	☐	☒	☒	☐	50	0

Component 2							
Assessment Type	**LO1**	**LO2**	**LO3**	**LO4**	**LO5**	**Weighting of Assessment Element (%)**	**Timetabled Contact Hours**
Essay	☐	☒	☒	☒	☐	50	0

Component 3							
Assessment Type	**LO1**	**LO2**	**LO3**	**LO4**	**LO5**	**Weighting of Assessment Element (%)**	**Timetabled Contact Hours**
NA	☐	☐	☐	☐	☐	0	0
Combined total for all components						100%	hours

Change Control

What	**When**	**Who**