University of the West of Scotland

Module Descriptor

Session: 2023-2024

Title of Module: Scots Private Law 2: Delict			
Code: LAWW07021	**SCQF Level: 7 (Scottish Credit and Qualifications Framework)**	**Credit Points: 20**	**ECTS: 10 (European Credit Transfer Scheme)**
School:	School of Business & Creative Industries		
Module Co-ordinator:	Clive Mitchell		

Summary of Module
This module examines the main principles of the Law of Delict. The primary focus will be upon the law of negligence, though some consideration will also be given to intentional wrongs such as fraud and delicts relating to property. Basic concepts of negligence will be considered, including the duty of care, the standard and degree of care, the burden of proof, causation, and remoteness of damage, as well as particular developments of the duty of care such as liability for psychiatric injury and pure economic loss. Other specific topics will include vicarious liability, nuisance, statutory liability (including occupiers' liability and liability for animals), professional liability, law of confidence, defamation, defences, and the main principles underlying an award of damages. The course will include extensive reference to case law and the coursework will provide an opportunity for an in- depth study of particular court cases. The seminars will be problem based, involving the application of the principles studied to hypothetical examples. 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 outwith 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. The module also helps to develop many of the personal and professional attributes found at https://www.uws.ac.uk/current-students/your-graduate-attributes/

Module Delivery Method					
Face-To-Face	**Blended**	**Fully Online**	**HybridC**	**Hybrid 0**	**Work-Based Learning**
☐	☐	☐	☒	☐	☐
See Guidance Note for details.					

Campus(es) for Module Delivery

The module will **normally** be offered on the following campuses / or by Distance/Online Learning: (Provided viable student numbers permit) (tick as appropriate)

Paisley:	Ayr:	Dumfries:	Lanarkshire:	London:	Distance/Online Learning:	Other:
☒	☐	☐	☐	☐	☐	Add name

Term(s) for Module Delivery

(Provided viable student numbers permit).

Term 1	☐	Term 2	☒	Term 3	☐

Learning Outcomes: (maximum of 5 statements)
These should take cognisance of the SCQF level descriptors and be at the appropriate level for the module.
At the end of this module the student will be able to:

L1	Investigate and evaluate the law of delict as it has developed in Scots Law.
L2	Evaluate problems in terms of legal concepts and apply legal principles in order to propose solutions.
L3	Study and evaluate the reports of relevant court decisions and assess their significance within the law of delict.
L4	Make effective use of physical and electronic resources in order to acquire specialist legal information.
L5	Click or tap here to enter text.

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 Level **7** Detailed understanding of the law of Delict. Demonstrating and awareness of the evolving nature the law of Delict within Scots law.
Practice: Applied Knowledge and Understanding	SCQF Level **7**

	Demonstrating knowledge of a range of major principles and concepts relating to the law of Delict. Identifying and using primary and secondary legal sources.
Generic Cognitive skills	SCQF Level **7** Using basic and routine legal skills, techniques, practices and materials. Practicing these in both routine and non-routine contexts.
Communication, ICT and Numeracy Skills	SCQF Level **7** Utilising a wide range of skills, including the use of information and communications technology, for the gathering, basic analysis and presentation of routine legal information, ideas and concepts. Conveying complex ideas in well structured and coherent form. Using a range of forms of communication effectively in both familiar and new contexts.
Autonomy, Accountability and Working with others	SCQF Level **7** Exercising initiative and independence in carrying out defined activities independently or as part of a team under guidance. Identifying, reflecting upon and addressing personal learning needs.

Pre-requisites:	Before undertaking this module the student should have undertaken the following:	
	Module Code:	**Module Title:**
	Other:	
Co-requisites	**Module Code:**	**Module Title:**

*Indicates that module descriptor is not published.

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** (Normally totalling 200 hours): (Note: Learning hours include both contact hours and hours spent on other learning activities)

Lecture/Core Content Delivery	12
Tutorial/Synchronous Support Activity	24
Asynchronous Class Activity	30
Independent Study	134
Choose an item.	
Choose an item.	
Choose an item.	
Choose an item.	
Choose an item.	
	200 Hours Total

**Indicative Resources: (eg. Core text, journals, internet access)
The following materials form essential underpinning for the module content and ultimately for the learning outcomes: Cameron, G., Delict LawBasics (5th edition, W Green 2018) Cameron, G., Thomson's Delictual Liability (6th edition, Bloomsbury Professional 2021) McManus, F., Delict Law Essentials (4th edition, Edinburgh University Press 2021) McManus, F. et al., Delict: A Comprehensive Guide to the Law in Scotland (3rd edition, Edinburgh University Press 2021)* Pillans, B. Delict: Law & Policy (5th edition, W Green 2014) Stewart, W.J., A Casebook on Delict (2nd edition, W Green/Sweet & Maxwell 1997) Click or tap here to enter text. Click or tap here to enter text. Please ensure the list is kept short and current. Essential resources should be included, broader resources should be kept for module handbooks / Aula VLE. Resources should be listed in Right Harvard referencing style or agreed professional body deviation and in alphabetical order.
(**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:

Free Text – to add detail

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.

Please ensure any specific requirements are detailed in this section. Module Co-ordinators should consider the accessibility of their module for groups with protected characteristics..

(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 and Law
Assessment Results (Pass/Fail)	Yes ☐ No ☒
School Assessment Board	Accounting, Finance & Law
Moderator	Colin McFadyen
External Examiner	Dr David Hill
Accreditation Details	Not applicable
Changes/Version Number	1.05

Assessment: (also refer to Assessment Outcomes Grids below)

This section should make transparent what assessment categories form part of this module (stating what % contributes to the final mark).

Maximum of 3 main assessment categories can be identified (which may comprise smaller elements of assessment).
NB: The 30% aggregate regulation (Reg. 3.9) (40% for PG) for each main category must be taken into account. When using PSMD, if all assessments are recorded in the one box, only one assessment grid will show and the 30% (40% at PG) aggregate regulation will not stand. For the aggregate regulation to stand, each component of assessment must be captured in a separate box.
Please provide brief information about the overall approach to assessment that is taken within the module. In order to be flexible with assessment delivery, be brief, but do state assessment type (e.g. written assignment rather than "essay" / presentation, etc) and keep the detail for the module handbook. Click or tap here to enter text.

Assessment 1 – A piece of coursework worth 50% of the final mark.

Assessment 2 – A class test worth 50% of the final mark.

Assessment 3 – Free Text

(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.)

Assessment Outcome Grids (See Guidance Note)

Component 1							
Assessment Type (Footnote B.)	Learning Outcome (1)	Learning Outcome (2)	Learning Outcome (3)	Learning Outcome (4)	Learning Outcome (5)	Weighting (%) of Assessment Element	Timetabled Contact Hours
Essay	✓	✓	✓	✓		50	0

Component 2							
Assessment Type (Footnote B.)	Learning Outcome (1)	Learning Outcome (2)	Learning Outcome (3)	Learning Outcome (4)	Learning Outcome (5)	Weighting (%) of Assessment Element	Timetabled Contact Hours
Class test (written)	✓	✓	✓	✓		50	2.5

Component 3							
Assessment Type (Footnote B.)	Learning Outcome (1)	Learning Outcome (2)	Learning Outcome (3)	Learning Outcome (4)	Learning Outcome (5)	Weighting (%) of Assessment Element	Timetabled Contact Hours
					Combined Total for All Components	100%	2.5 hours

Change Control:

What	When	Who
Further guidance on aggregate regulation and application when completing template	16/01/2020	H McLean
Updated contact hours	14/09/21	H McLean
Updated Student Attendance and Engagement Procedure	19/10/2023	C Winter
Updated UWS Equality, Diversity and Human Rights Code	19/10/2023	C Winter
Guidance Note 23-24 provided	12/12/23	D Taylor
General housekeeping to text across sections. .	12/12/23	D Taylor

Version Number: MD Template 1 (2023-24)