

**City University of Hong Kong
Course Syllabus**

**offered by School of Law
with effect from Semester A 2017/2018**

Part I Course Overview

Course Title: Civil Litigation Practice

Course Code: PLE5018

Course Duration: Semester A

Credit Units: 3

Level: P

Medium of Instruction: English

Medium of Assessment: English

Prerequisites:
(Course Code and Title) Nil

Precursors:
(Course Code and Title) Nil

Equivalent Courses:
(Course Code and Title) Nil

Exclusive Courses:
(Course Code and Title) Nil

Part II Course Details

1. Abstract

This course aims to prepare students for the practice of civil litigation. The main objective of the course is to enable students to obtain a good understanding of the civil litigation process in Hong Kong, become familiar with the Rules of the High Court and District Court and related case law and Ordinances, learn how to use and apply this law and solve the kinds of practical problems which legal practitioners deal with in practice.

2. Course Intended Learning Outcomes (CILOs)

(CILOs state what the student is expected to be able to do at the end of the course according to a given standard of performance.)

No.	CILOs	Weighting (if applicable)	Discovery-enriched curriculum related learning outcomes (please tick where appropriate)		
			A1	A2	A3
1.	Analyse and evaluate the main principles relating to the practice of civil litigation, including: <ul style="list-style-type: none"> ➤ the main issues and concerns which exist in the practice of civil litigation; and ➤ the operation in practice of the rules of civil procedure. 		✓	✓	
2.	Apply his/her knowledge of civil procedure and the practice of civil litigation to given facts, including to: <ul style="list-style-type: none"> ➤ strategize and see the "bigger picture" of where he/she is going with a proposed course of action (e.g. what are the pros and cons insofar as these can be predicted); ➤ assess the likely outcome of a proposed course of action; ➤ assess the costs consequences; ➤ assess the proportionality and reasonableness of the proposed advice; and ➤ consider settlement options and your client's best interests. 		✓	✓	✓
3.	Explain and communicate to a client, both orally and in writing, the proposed advice and recommended course(s) of action and the reasons for such advice and recommendation(s).		✓	✓	✓
		100%			

A1: Attitude

Develop an attitude of discovery/innovation/creativity, as demonstrated by students possessing a strong sense of curiosity, asking questions actively, challenging assumptions or engaging in inquiry together with teachers.

A2: Ability

Develop the ability/skill needed to discover/innovate/create, as demonstrated by students possessing critical thinking skills to assess ideas, acquiring research skills, synthesizing knowledge across disciplines or applying academic knowledge to self-life problems.

A3: Accomplishments

Demonstrate accomplishment of discovery/innovation/creativity through producing /constructing creative works/new artefacts, effective solutions to real-life problems or new processes.

3. Teaching and Learning Activities (TLAs)

(TLAs designed to facilitate students' achievement of the CILOs.)

TLA	Brief Description	CILO No.			Hours/week (if applicable)
		1	2	3	
1	<p>Teaching and learning will primarily be based on problem solving exercises (and activities) and discussions in large groups and small groups as well as drafting exercises involving:</p> <ul style="list-style-type: none"> ➤ group discussion; ➤ group and/or individual drafting exercises; and ➤ non-assessable drafting exercises (to be handed in prior to small group sessions) in which feedback is provided by the tutor. 	✓	✓	✓	

4. Assessment Tasks/Activities (ATs)

(ATs are designed to assess how well the students achieve the CILOs.)

Assessment Tasks/Activities	CILO No.			Weighting	Remarks
	1	2	3		
Continuous Assessment: 0%					
Examination: 100% (duration: 4 hours)					
Final examination	✓	✓	✓	100%	
				100%	

5. Assessment Rubrics

(Grading of student achievements is based on student performance in assessment tasks/activities with the following rubrics.)

Assessment Task	Criterion	Excellent (A+, A, A-)	Good (B+, B, B-)	Fair (C+, C, C-*)	Marginal (D*)	Failure (F)
1. Examination at end of Semester A	To pass this course students must obtain a mark of 50%.	<p>The work meets the client's needs in all respects, evidenced by –</p> <ul style="list-style-type: none"> • a superior grasp of the issues and subject matter • good organization • a capacity to analyze and synthesize • possession of an extensive knowledge base • a superior use of lawyers skills 	<p>The work meets the client's needs in most respects, evidenced by –</p> <ul style="list-style-type: none"> • a strong grasp of the issues and subject matter • some critical and analytical ability • an understanding of the applicable law and procedures • a good use of lawyer skills 	<p>The work meets the client's main needs, evidenced by –</p> <ul style="list-style-type: none"> • an adequate grasp of the issues and subject matter • an ability to develop solutions to the client's problems • a basic use of lawyer skills 		<p>The work does not meet the client's needs, evidenced by little or an insufficient –</p> <ul style="list-style-type: none"> • grasp of the issues and subject matter • critical and analytical ability • understanding of the applicable law and procedures

* Note: The University's grades C- and D are not used in the PCLL.

Part III Other Information (more details can be provided separately in the teaching plan)

1. Keyword Syllabus

(An indication of the key topics of the course.)

- Introduction to Civil Litigation Practice.
- The Law of Evidence.
- Commencing Proceedings and Service.
- Pleadings.
- Interlocutory Proceedings & Case Management.
- Personal Injury Actions.
- Injunctions.
- Settlement.
- Costs.
- Enforcement of Judgments/Orders.
- Civil Appeals.

2. Reading List

2.1 Compulsory Readings

(Compulsory readings can include books, book chapters, or journal/magazine articles. There are also collections of e-books, e-journals available from the CityU Library.)

These include the Civil Litigation Practice Deskbook and all the Course Materials for this course. The other recommended and required references and reading for each topic will be found in the Deskbook and in the Course Materials for each topic.

2.2 Additional Readings

(Additional references for students to learn to expand their knowledge about the subject.)

- Bilingual Laws Information System - Hong Kong Ordinances and Subsidiary Legislation (<http://www.legislation.gov.hk/eng/home.htm>)
- Lexis and/or Westlaw - available through “Electronic Resources” section of the Run Run Shaw Library website