



MODULE SPECIFICATION

Part 1: Information			
Module Title	Drafting (BPTC)		
Module Code	UJXU69-10-M	Level	Level 7
For implementation from	2020-21		
UWE Credit Rating	10	ECTS Credit Rating	5
Faculty	Faculty of Business & Law	Field	Law - non modular
Department	FBL Dept of Law		
Module type:	Professional Practice		
Pre-requisites	None		
Excluded Combinations	None		
Co- requisites	None		
Module Entry requirements	None		

Part 2: Description
<p>Educational Aims: See learning outcomes.</p> <p>Outline Syllabus: General drafting</p> <p>claim form with Particulars of Claim;</p> <p>statement of Case;</p> <p>order;</p> <p>witness statement;</p> <p>indictment;</p> <p>grounds of appeal and advice on appeal in a criminal case;</p> <p>Part 8 Claim Form;</p> <p>settlement/compromise agreement.</p> <p>Style and terminology</p>

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stating the client's case, and identify the relief sought;

application of material facts, clarity and identifying material issues (omitting all immaterial matters);

requirements of practice, relevant law, and court procedures;

relation structurally to other documents and consistency with accompanying advice;

use of precedents;

drafting, terminology;

accurate and correct use of figures and sums;

grammatical English, correctly spelt and appropriately punctuated;

language and style appropriate to the document;

headings and lay out, formalities and structure.

Remedies (general)

whether a range of remedies should be pursued; and
applicable time limits.

Contract

pleading and responding to the correct heads of damages for breach of contract, including limitations on compensatory damages;

pleading quantum in accordance with the correct legal principles and consistently with the evidence;

the availability of equitable remedies, including specific performance, injunctions, rescission and rectification;

remedies for misrepresentation;

pleading claims for interest pursuant to contract or statute (Judgments Act 1838; Late Payment of Commercial Debts (Interest) Act 1998).

Tort

pleading and responding to the correct heads of damages, the calculation of quantum, the reduction of damages, aggravated and exemplary damages and the availability of injunctions; and
quantifying damages in cases of personal injury;

pleading interest on damages in claims for personal injury.

Teaching and Learning Methods: Although some of the Opinion Writing large group sessions will be of relevance, most of the teaching takes place via small group sessions. Students will be given a number of practice exercises on Drafting in order to practise these skills. Following each practice exercise students will usually receive either individual feedback from their tutor or peer feedback.

Part 3: Assessment

The Drafting Assessment will consist of a 24 hour online examination). A mock or formative assessment will also be held and full feedback will be given in relation to this practice assessment.

First Sit Components	Final Assessment	Element weighting	Description
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Examination (Online) - Component A	✓	100 %	Online Examination (no specified word count - PSRB requirement)
Resit Components	Final Assessment	Element weighting	Description
Examination (Online) - Component A	✓	100 %	Online Examination (no specified word count - PSRB requirement)

Part 4: Teaching and Learning Methods

Learning Outcomes	<p>On successful completion of this module students will achieve the following learning outcomes:</p> <table border="1"> <thead> <tr> <th>Module Learning Outcomes</th> <th>Reference</th> </tr> </thead> <tbody> <tr> <td>Demonstrate a sound understanding of the nature, function and value of pleadings</td> <td>MO1</td> </tr> <tr> <td>Draft a full range of pleadings and other documents from simple to complex in civil and criminal proceedings using precedent appropriately (for example Particulars of Claim in a Claim Form; Any Statement of Case; Order; Witness Statement; Indictment; Grounds of Appeal and Advice on Appeal in a criminal case. Part 8 Claim Form; compromise agreement)</td> <td>MO2</td> </tr> <tr> <td>Draft documents that are written in clear grammatical English, correctly spelt and appropriately punctuated, and in a style that is fluent and concise, and appropriate to the document</td> <td>MO3</td> </tr> <tr> <td>Draft documents that are well structured, with proper headings and laid out, neat on the page, and containing all necessary formalities</td> <td>MO4</td> </tr> <tr> <td>Produce work that is accurate and contains correct figures and sums</td> <td>MO5</td> </tr> <tr> <td>Produce drafts that are precise and unambiguous, in terms that are appropriate, in compliance with the requirements of practice, sound in law, settled in the appropriate court and drafted to achieve the objectives agreed with the client</td> <td>MO6</td> </tr> <tr> <td>Analyse and set out the material facts and tell a clear story, identifying the material issues and omitting all immaterial matters</td> <td>MO7</td> </tr> <tr> <td>Accurately state the client's case, and identify the relief sought</td> <td>MO8</td> </tr> </tbody> </table>		Module Learning Outcomes	Reference	Demonstrate a sound understanding of the nature, function and value of pleadings	MO1	Draft a full range of pleadings and other documents from simple to complex in civil and criminal proceedings using precedent appropriately (for example Particulars of Claim in a Claim Form; Any Statement of Case; Order; Witness Statement; Indictment; Grounds of Appeal and Advice on Appeal in a criminal case. Part 8 Claim Form; compromise agreement)	MO2	Draft documents that are written in clear grammatical English, correctly spelt and appropriately punctuated, and in a style that is fluent and concise, and appropriate to the document	MO3	Draft documents that are well structured, with proper headings and laid out, neat on the page, and containing all necessary formalities	MO4	Produce work that is accurate and contains correct figures and sums	MO5	Produce drafts that are precise and unambiguous, in terms that are appropriate, in compliance with the requirements of practice, sound in law, settled in the appropriate court and drafted to achieve the objectives agreed with the client	MO6	Analyse and set out the material facts and tell a clear story, identifying the material issues and omitting all immaterial matters	MO7	Accurately state the client's case, and identify the relief sought	MO8
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Reading List	<p>The reading list for this module can be accessed via the following link: https://uwe.rl.talis.com/index.html</p>																			

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Part 5: Contributes Towards

This module contributes towards the following programmes of study:

Bar Professional Training Studies [Sep][FT][Frenchay][1yr] PGDip 2020-21

Bar Professional Training Studies [Sep][FT][Frenchay][2yrs] LLM 2020-21

Bar Professional Training Studies [Sep][PT][Frenchay][3yrs] LLM 2019-20