



## MODULE SPECIFICATION

Part 1: Information			
Module Title	Personal Injury and Clinical Negligence		
Module Code	UJXTT8-10-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:	Standard		
Pre-requisites	None		
Excluded Combinations	None		
Co- requisites	None		
Module Entry requirements	None		

Part 2: Description
<p><b>Educational Aims:</b> The LPC outcomes and the vocational elective outcomes will be met by the students undertaking the type and range of tasks identified in the indicative teaching scheme set out in the Outline Syllabus.</p> <p>The elements of law and practice to be covered on the elective are primarily identified in the syllabus, as expanded upon in this statement and in the indicative teaching scheme.</p> <p>The course skills which will pervade this elective as identified in the indicative teaching scheme set out below are; practical legal research, case analysis, writing and drafting. The skill of advocacy will also be developed.</p> <p><b>Outline Syllabus:</b> Indicative Teaching Scheme</p> <p>Study Unit 1: Initial instructions and Liability in an Employers Liability case</p> <p>Study Unit 2: Methods of funding, costs, evidence, liability and Pre-Action Protocols</p> <p>Study Unit 3: CPR 32, damages, schedule of loss and CRU</p> <p>Study Unit 4:</p>

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Introduction to Clinical Negligence and Liability

Study Unit 5:  
Initial Investigations and Experts

Study Unit 6:  
Damages, Limitation and Provisional Damages

Study Unit 7:  
Revision

Self Study Unit  
Coroner's Court and Fatal Accident Claims

**Teaching and Learning Methods:** Self-study preparation and research in order to acquire knowledge and understanding;

A mixture of individual and group work centred on problem-based learning, involving management of information, analysis of complex facts and application of knowledge;

Role play and oral presentations to demonstrate understanding and effective communication of complex areas of law applied to detailed factual scenarios;

Preparation of written communications (primarily in the form of letters of advice to clients) to demonstrate understanding and effective communication of complex areas of law applied to detailed factual scenarios;

Review and application of the Civil Procedure Rules.

Reviews of topics in small group sessions (where ideas can be pooled and debated) and critical self-evaluation.

The teaching and learning strategy pervading all modules on the Legal Practice Course is a student-centred approach through the provision of a stimulating educational environment.

Face to face teaching and learning in a workshop environment is at the heart of the Teaching and Learning strategy, for students to participate fully in challenging activities, undertaking a wide variety of exercises as individuals and in groups. Full participation is encouraged and expected. Students are encouraged to ask questions during the workshops and to take responsibility for their own learning. Feedback will be given on these exercises both by students and tutors.

Outside of the workshop students are required to take responsibility for their own learning undertaking a variety of preparatory tasks. This includes provision of information reading from course manuals and from practitioner texts, reading and research from primary source material, completion of electronic tests, preparing documents or presentations and attending small group sessions.

The final component of each Study Unit will be a consolidation task or tasks designed to broaden and deepen students' understanding of an aspect or aspects of work covered in the relevant Study Unit.

Ethical and professional conduct issues will pervade the teaching of this elective.

Each Study Unit involves the student undertaking 11.5 Notional Learning Hours, of which (with the exception of the Self Study unit) 2.5 hours will be a Small Group Sessions.

### Part 3: Assessment

This module is assessed by an online examination comprising 25% MCQ/SAQ and 75% Long Form Questions with a pass mark of 50%. The examination is to be completed within a 24 hour window. (maximum 4500 words).

The Assessment Strategy pervading all modules on the LPC is rigorous in its approach to ensure the credibility of

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the course to ensure that:

Assessment arrangements will be robust, consistent, fair and secure, to ensure that academic standards will meet the threshold set by the SRA.

Assessments will revolve around transactions of the type encountered in practice.

Assessments will address depth and realism as well as coverage.

Individual assessments cover a representative and robust selection of the relevant outcomes. Where an assessment does not include coverage of all of the outcomes for a particular subject, students will nevertheless be prepared to be assessed on all outcomes and will not be informed of what (or will not) be assessed in any particular assessment.

Student achievement will be measured appropriately in accordance with the LPC outcomes.

All diligent students have an opportunity to achieve and demonstrate the LPC learning outcomes.

The needs of disabled students will be taken into account ensuring equal accessibility of assessments to all students.

First Sit Components	Final Assessment	Element weighting	Description
Examination (Online) - Component A	✓	100 %	Online examination (4500 words)
Resit Components	Final Assessment	Element weighting	Description
Examination (Online) - Component A	✓	100 %	Online examination (4500 words)

### Part 4: Teaching and Learning Methods

Learning Outcomes	On successful completion of this module students will achieve the following learning outcomes:	
	Module Learning Outcomes	Reference
	Advise a client as to whether or not they might be successful in a claim for personal injuries, in the context of a road traffic accident (RTA) or employers liability claim (EL).	MO1
	Advise a client on the various types of funding available to him, more specifically the most appropriate for his particular case.	MO2
	Commence appropriate investigations into a personal injury claim (both RTA and EL).	MO3
	Identify the heads of damage and be able to quantify the level of damages a client might expect to receive in a personal injury claim.	MO4
	Draft appropriate Particulars of Claim in both an RTA and EL claim.	MO5
	Analyse issues raised by the Defence.	MO6
	Draft Schedules of Loss in a personal injury case.	MO7
	Understand the differences between joint selection / instruction of experts.	MO8
	Research and understand liability in relation to clinical negligence cases.	MO9
	Analyse medical facts, research source material relating to medical facts and apply legal knowledge to identify the likely success of a clinical negligence claim.	MO10
	Understand the importance of experts in a clinical negligence case and be able to draft letters of instruction to them.	MO11
Understand and have experienced the process of Mediation as an alternative to litigation for clinical negligence cases.	MO12	

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Contact Hours	<b>Independent Study Hours:</b>	
	Independent study/self-guided study	76
	<b>Total Independent Study Hours:</b>	76
	<b>Scheduled Learning and Teaching Hours:</b>	
	Face-to-face learning	24
	<b>Total Scheduled Learning and Teaching Hours:</b>	24
	<b>Hours to be allocated</b>	100
	<b>Allocated Hours</b>	100
Reading List	<p><i>The reading list for this module can be accessed via the following link:</i></p> <p><a href="https://uwe.rl.talis.com/modules/ujxtt8-10-m.html">https://uwe.rl.talis.com/modules/ujxtt8-10-m.html</a></p>	

**Part 5: Contributes Towards**

This module contributes towards the following programmes of study:

- Advanced Legal Practice [Sep][FT][Frenchay][1yr] LLM 2020-21
- Advanced Legal Practice [Sep][PT][Frenchay][2yrs] LLM 2020-21
- Advanced Legal Practice [Aug][PT][Frenchay][2yrs] LLM 2020-21
- Advanced Legal Practice [Jan][PT][Frenchay][2yrs] LLM 2020-21