

Course Title: **Banking and Financial-Services Law**

Course Code: **LAWS753**

Descriptor Start Date: **01/01/2025**

Descriptor End Date: **20/07/2025**

POINTS: **15.00**

LEVEL: **7**

PREREQUISITE/S: **75 points from Part II including LAWS605 and LAWS622**

COREQUISITE/S: **None**

RESTRICTION/S: **417502**

LEARNING HOURS

Hours may include lectures, tutorials, online forums, laboratories. Refer to your timetable and course information in Canvas for detailed information.

Total learning hours: 150

PRESCRIPTOR

Examines banking and financial-services law, particularly as it relates to banking generally (retail and wholesale), insurance, investment banking, and investment management.

LEARNING OUTCOMES

1. Describe the law governing banking and financial-services matters, whatever the source, including instruments made by public-service agencies and similar bodies, such as standards issued by the Reserve Bank of New Zealand (RBNZ).
2. Explain the law governing banking and financial-services matters, referring as appropriate to the causes of the law being as it is and the effects (intended or otherwise) of it being as it is.
3. Apply the law governing banking and financial-services matters, in particular to hypothetical banking and financial-services disputes.
4. Evaluate the law governing banking and financial-services matters, referring as appropriate to arguments of principle and policy.

Disclaimer: Course descriptors may be amended between teaching periods/semesters

CONTENT

This course examines the law governing banking and financial-services matters as it applies:

- business-to-customer (B2C);
- business-to-business (B2B); and
- business-to-government (B2G) (namely banking and financial-services regulation), including anti-money laundering and counter-terrorism financing, prudential regulation, and conduct regulation.

Banking and financial-services matters include:

- money;
- banking generally, including the business of taking deposits and providing credit;
- insurance, including the business of underwriting insurance and managing claims;
- investment banking, including the business of underwriting and dealing in “plain vanilla” securities (equity securities and non-structured debt securities), structured debt securities (securitised products), and derivatives;
- investment management, namely the business of managing funds, , such as KiwiSaver funds;
- payment and settlement systems; and
- financial advice and similar services.

LEARNING & TEACHING STRATEGIES

An appropriate range of strategies that may include lectures, workshops & online learning.

ASSESSMENT PLAN

Assessment Event	Weighting %	Learning Outcomes
Optional Legal Writing – Plussage (Individual)*	40.00	1-4
Final Examination (Individual)**	60.00	1-4

Grade Map

MAP1

A+ A A- Pass with Distinction
B+ B B- Pass with Merit
C+ C C- Pass
D Fail

Overall requirement/s to pass the course:

*An appropriate piece of legal writing which may include (but is not restricted to) a research essay, paper or report, a case analysis, an opinion, a letter of advice to a client, a memorandum of legal advice, a submission, a judgment.

**The final exam for this course may be an on-campus invigilated exam, an online time-constrained assessment, or a take-home exam. Details will be provided on Canvas.

To pass a course, students must:

- Obtain an overall grade of at least 50% C-; and
- Obtain a mark of at least 40% in the Final Exam (if the course has a Final Exam);
- Complete any compulsory pieces of assessment (if applicable).

Plussage may operate in some courses. If plussage applies in this course, details will be provided on Canvas.

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LEARNING RESOURCES

Details of all learning resources (including journals, databases, websites etc) are available on Canvas. Required Text(s): If there is a required text, details are available by searching the University Bookshop's website: www.ubs.co.nz

For further information, contact: Te Ara Pakihi, Te Ohanga Me Te Ture - Faculty of Business, Economics and Law

Principal Programme: AK1008, Bachelor of Laws

Related Programme/s: AK1009 LLB(Hons), AK2601 CertLegalSt

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